

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of the Cancellation of the Certificate of )  
Service Authority of Consolidated Communications )  
Enterprise Services, Inc., d/b/a Consolidated )  
Communications Operator Services to Provide )  
Intrastate Interexchange and Non-Switched Local )  
Exchange Telecommunications Services in the State )  
of Missouri )

**File No. XD-2013-\_\_\_\_\_**

**MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY**

**COMES NOW** Staff of the Missouri Public Service Commission (“Staff”), by and through the undersigned counsel, and moves for the Missouri Public Service Commission (“Commission”) to cancel the certificate of service authority and associated tariff of Consolidated Enterprise Services, Inc., d/b/a Consolidated Communications Operator Services (“Operator”). For its Motion, Staff states as follows:

1. On June 9, 2003, the Commission granted Consolidated Communications Operator Services, Inc. a certificate of service authority to provide intrastate interexchange and nonswitched local exchange telecommunications services, restricted to providing dedicated private line services, and approved the associated tariff in Case No. XA-2003-0456.

2. On December 23, 2008, the Commission issued its Order Granting Application For Transfer of Assets And Approving Tariffs in Case No. XN-2009-0196, whereby Consolidated Communications Network Services, Inc. continued to offer the services of Consolidated Communications Operator Services, Inc. under the name Consolidated Communications Operator Services.

3. On February 24, 2009, the Commission issued an Order recognizing the name change of Consolidated Communications Network Services, Inc., to Consolidated

Communications Enterprise Services, Inc. d/b/a Consolidated Communications Operator Services, and approved the associated tariff in File No. XN-2009-0276.

4. On March 26, 2013, Staff received Operator's Statement of Revenue for calendar year 2012. (See Highly Confidential Attachment A). Operator indicated on the form that it no longer wished to retain its certificate of service authority.

5. Because Operator requested cancellation of its certificate and it is not providing services in Missouri to the best of Staff's knowledge, information and belief, Staff recommends that the Commission cancel the certificate.

6. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5, RSMo (Supp. 2012), which provides "Any certificate of service authority may be altered or modified by the commission after notice and hearing, upon its own motion or upon application of the person or company affected."

7. The Commission need not hold a hearing if, after proper notice and opportunity to intervene, no party requests such a hearing. *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. W.D., 1989).

8. Operator is current on the payment of fiscal year assessments, but has not submitted its 2012 calendar year annual report.

**WHEREFORE**, Staff recommends the Commission cancel the certificate of service authority and associated tariff of Consolidated Communications Enterprise Services, Inc., d/b/a Consolidated Communications Operator Services, to provide

intrastate interexchange and nonswitched local exchange telecommunications services, restricted to providing dedicated private line services in the state of Missouri.

Respectfully submitted,

**/s/Jennifer Hernandez**

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### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served this 19<sup>th</sup> day of June 2013 by First Class United States Postal Mail, postage prepaid, or electronic mail to: Consolidated Communications Operator Services, P.O. Box 1568, 350 S. Loop 336 W, Conroe, TX 77304-3308; Consolidated Communications Operator Services at [scott.kitchen@consolidated.com](mailto:scott.kitchen@consolidated.com); and the Office of the Public Counsel at [opcservice@ded.mo.gov](mailto:opcservice@ded.mo.gov).

**/s/Jennifer Hernandez**