

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Cancellation of           )  
Certificate Of Service Authority and       )  
Cancellation of Tariff Of OpTex, Inc.       )  
**File No. XD-2011-0127**

## ORDER DIRECTING NOTICE

Issue Date: November 3, 2010

Effective Date: November 3, 2010

On November 1, 2010, the Staff of the Missouri Public Service Commission filed a motion requesting OpTex, Inc.'s ("OpTex") certificate of service authority and accompanying tariff to provide interexchange telecommunication service in the State of Missouri be cancelled. The Commission granted OpTex a certificate of service authority to provide interexchange telecommunication service in the State of Missouri in File Number TA-96-392.

The Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing.<sup>1</sup> Therefore, if no request for a hearing or objection to Staff's motion is received, the Commission may cancel the certificate based on Staff's motion.

The Commission finds that proper persons shall be allowed 10 days from the issuance of this order to file a motion for hearing.

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<sup>1</sup> *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. W.D. 1989).

**THE COMMISSION ORDERS THAT:**

1. Any party wishing to file an objection or request a hearing shall do so by filing a pleading no later than November 15, 2010, with:

Secretary  
Missouri Public Service Commission  
Post Office Box 360  
Jefferson City, Missouri 65102

or via the Commission's Electronic Information and Filing System (EFIS) at:  
[www.psc.mo.gov](http://www.psc.mo.gov).

2. This order shall become effective upon issuance.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

(SEAL)

Nancy Dippell, Deputy Chief Regulatory Law  
Judge, by delegation of authority pursuant to  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri  
on this 3rd day of November, 2010.