

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Cancellation of Certificate)
of Service Authority and Cancellation) **File No. XD-2011-0211**
of Tariff of NewPath Networks, LLC)

ORDER DIRECTING NOTICE

Issue Date: January 28, 2011

Effective Date: January 28, 2011

On December 30, 2010, the Staff of the Missouri Public Service Commission filed a motion requesting NewPath Networks, LLC ("NewPath") certificate of service authority and accompanying tariff to provide interexchange telecommunication service in the State of Missouri be cancelled. The Commission granted NewPath a certificate of service authority to provide interexchange telecommunication service in the State of Missouri in File Number LA-2008-0148.

The Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing.¹ 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.

¹ *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 February 7, 2011, 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.

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 28th day of January, 2011.