

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 5th day of
August, 2008.

In the Matter of the Application of)
Reduced Rate Long Distance, LLC)
And Horizon Telecom, Inc. for)
Approval of a Transfer of Assets)

Case No. XM-2008-0371
Tariff No. YX-2009-0027

**CORRECTED ORDER APPROVING TRANSFER OF ASSETS,
CANCELLING CERTIFICATE AND APPROVING TARIFFS**

Issue Date: August 5, 2008

Effective Date: August 6, 2008

On May 27, 2008, Reduced Rate Long Distance, LLC (RRLD) and Horizon Telecom, Inc. (Horizon) filed a joint application seeking approval of a transfer of assets wherein RRLD will acquire the assets of Horizon including customer accounts. In addition, to make the transition of customers smooth, the companies request that Horizon's certificate and tariff be cancelled and the Horizon tariffs adopted by RRLD be approved when the asset transfer is approved. The companies requested expedited treatment, to allow the tariffs to become effective coincident with the asset transfer.

The Commission granted RRLD a certificate of service authority to provide interexchange telecommunications services in Case No. TA-2002-55. Horizon was granted a certificate of service authority to provide interexchange telecommunications services in Case No. XA-2003-0180. Both companies are in good standing with the Missouri Secretary of State.

The transfer of assets is governed by Section 392.300 and 4 CSR 240-3.520. Applicable case law provides that the Commission may “not withhold its approval of the disposition of assets unless it can be shown that such disposition is detrimental to the public interest.” *State ex rel. Fee Fee Trunk Sewer, Inc. v. Litz*, 596 S.W.2d 466, 468 (Mo.App. E.D. 1980), citing to *State ex rel. City of St. Louis v. Public Serv. Comm’n of Mo.*, 73 S.W.2d 393, 400 (Mo. banc 1934).

On July 17, 2008, the Commission’s Staff filed its recommendation regarding the asset transfer, certificate and tariff cancellation and tariff approval. Staff concludes the transaction, cancellations and new tariff comply with the Commission rule 4 CSR 240-2.060, and recommends the Commission approve them with an effective date of August 6, 2008. No other person or party has asserted any objection, and customer notification was properly made.

The Commission has reviewed the proposed transaction, cancellations and tariffs and Staff’s Recommendation. For good cause shown, the Commission concludes that the asset transfer, cancellations of certificate and tariff and submitted tariff should be approved.

The Commission will also order that once the asset transfer is completed, the certificate of service authority held by Horizon and its tariff shall be canceled.

IT IS ORDERED THAT:

1. The joint application seeking approval of a transfer of assets to Reduced Rate Long Distance, LLC from Horizon Telecom, Inc. is approved.
2. The Motion for Expedited Treatment to approve the tariff coincident with the asset transfer is granted.

3. The proposed tariff submitted under Tariff No. YX-2009-0027 by Reduced Rate Long Distance (MO PSC No. 1) is hereby approved.

4. Within three days of completing the transfer of assets, RRLD shall file a notice in this case informing the Commission of the completion of the transaction.

5. At the completion of the transfer, the Commission will issue an order canceling the certificate of service authority granted to Horizon Telecom, Inc. in Case No. XA-2003-0180 and its Tariff MO PSC No. 1, Tariff No. JX-2003-1104.

6. This Corrected Order shall be effective on August 6, 2008.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Davis, Chm., Murray, Clayton,
Jarrett, and Gunn, CC., concur.

Dale, Chief Regulatory Law Judge