

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

In the Matter of the Discontinuance of the)
Certificate of Service for Opex Communications Inc.) **File No. XD-2023-0309**

ORDER ESTABLISHING TIME TO RESPOND

Issue Date: March 28, 2023

Effective Date: March 28, 2023

On March 24, 2023, the Staff of the Commission (Staff) filed a motion requesting the Commission cancel or revoke the certificate to provide interexchange and non-switched local exchange service authority and applicable tariff of Opex Communications Inc. The Commission granted Opex Communications Inc. a certificate to provide interexchange and non-switched local exchange service authority in File No. TA-2000-0030.

Sections 392.210 and 392.390, RSMo set forth various requirements for telecommunications companies. Those requirements include filing an annual report, filing a Statement of Revenue report, and paying the Missouri Commission assessment.

Subsection 392.410(5), RSMo provides the Commission authority to alter or modify any telecommunications certificate of service after notice and hearing.

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 revoke the telecommunications certificate based on Staff's motion.

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

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

THE COMMISSION ORDERS THAT:

1. Anyone wishing to respond to Staff's Motion or request a hearing shall do so by filing an appropriate pleading no later than April 7, 2023.
2. This order shall be effective when issued.



BY THE COMMISSION

Nancy Dippell

Nancy Dippell
Secretary

Nancy Dippell, Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri
on this 28th day of March, 2023.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 28th day of March, 2023.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

March 28, 2023

File/Case No. XD-2023-0309

**Missouri Public Service
Commission**

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Opex Communications, Inc.

Legal Department
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Signal Hill, CA 90755
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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,

A handwritten signature in black ink that reads "Nancy Dippell". The signature is written in a cursive, flowing style.

**Nancy Dippell
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.