# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Discontinuance of the Certificate of Service for Business Network Long Distance, Inc. File No. XD-2023-0XXX Tariff No.YX-2003-1323

#### MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

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**COMES NOW** the Staff of the Missouri Public Service Commission (Staff) and moves for the Missouri Public Service Commission (Commission) to cancel the certificate of interexchange telecommunications service authority and applicable tariff of Business Network Long Distance, Inc. (Company) and states:

1. The Commission previously granted a certificate to the Company to provide intrastate interexchange telecommunications service authority in Case No. XA-2003-0233 on February 23, 2003. The Company also has applicable tariff No. YX-2003-1323.

2. The Company filed a letter with the Commission on May 4, 2023, asking the Commission to cancel the certificate and applicable tariff of the Company. The Company states that it no longer offers telecommunications services in Missouri and that no customers will be affected.

3. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5 RSMo 2000, which provides "[a]ny 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."

4. The Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing. *State ex rel.* 

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

WHEREFORE, Staff respectfully recommends the Commission cancel the certificate of service authority to provide interexchange telecommunications services and Tariff No. YX-2003-1323 of Business Network Long Distance, Inc. and grant such other and further relief as is just in the circumstances.

Respectfully submitted,

### <u>/s/ Ron Irving</u>

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# **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 31<sup>st</sup> day of May, 2023, to all counsel of record.

# /s/ Ron Irving