

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Cancellation of the )  
Certificate of Service Authority and )  
Tariff of LDM Systems, Inc. )

**File No. CD-2009-0448**  
Tariff No. JL-2003-0677

## ORDER CANCELING CERTIFICATE AND ACCOMPANYING TARIFF

Issue Date: July 24, 2009

Effective Date: August 3, 2009

On June 23, 2009, the Staff of the Missouri Public Service Commission filed a motion requesting the Commission cancel the certificate of service authority and accompanying tariff of LDM Systems, Inc. to provide competitive basic local telecommunications services in Missouri.

In File Number TA-98-199, the Commission granted LDM a certificate of service authority to provide competitive basic local exchange telecommunications services. LDM's tariff, P.S.C. MO Tariff No. 1, was also approved.

Staff's motion states that on December 10, 2008, Staff contacted Mr. Dave O'Connor, who previously served as legal counsel to LDM. Mr. O'Connor stated the Company filed bankruptcy in 2001 or 2002, and the Company was liquidated in December 2002. The bankruptcy Case No. 02-13898, was consolidated for procedural purposes and jointly administered with RSL COM Primecall, Inc., and RSL COM USA, Inc., Case Nos. 01-11457 and 01-11469. On February 21, 2007, the United States Bankruptcy Court for the Southern District of New York issued a Final Decree closing the debtors' Chapter 11 cases as fully administered pursuant to the terms of the bankruptcy plan.

Staff stated that LDM has failed to file a statement of revenue for fiscal years 2001 through 2008. In addition, LDM owes the Commission \$596.72 in assessments. Staff indicated that to the best of their knowledge, information and belief, LDM is no longer providing telecommunication services in Missouri. Staff recommends that the Commission cancel the company's certificate of service authority and accompanying tariff.

On July 7, 2009, the Commission issued an Order Directing Notice allowing any parties to file an objection or request a hearing to do so no later than July 17, 2009. No objections or request for a hearing were filed.

The Commission has the authority to cancel a certificate pursuant to Section 392.410.5, RSMo, which states, in part, "[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."

Based on Staff's motion and because there were no objections to Staff's motion or requests for hearing, the Commission finds that the certificate of service authority and accompanying tariff granted to LDM Systems, Inc. shall be canceled.

**THE COMMISSION ORDERS THAT:**

1. The certificate of service authority to provide competitive basic local telecommunications services in Missouri, granted to LDM Systems, Inc. in File Number TA-98-199, is canceled.
2. LDM Systems' tariff, P.S.C. MO No. 1, is canceled
3. This order shall become effective on August 3, 2009.

4. This case may be closed on August 4, 2009.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'S. Reed', is positioned above the printed name and title.

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 24th day of July, 2009.