

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

In the Matter of the Cancellation of its     )  
Certificate of Service Authority and         )  
Tariff of US LEC Communications, Inc.     )

**Case No. XD-2008-0137**  
Tracking No. YX-2003-1682

**ORDER CANCELING CERTIFICATE**  
**AND ACCOMPANYING TARIFF**

Issue Date: November 28, 2007

Effective Date: December 1, 2007

On November 1, 2007, the Staff of the Commission filed a motion asking the Commission to cancel the certificate of service authority and tariff of US LEC Communications, Inc. to provide intrastate interexchange telecommunication service in Missouri.

In Case Number XA-2003-0321, the Commission granted US LEC, Inc. a certificate of service authority to provide intrastate interexchange telecommunications service. US LEC's tariff, P.S.C. MO Tariff No. 1, was also approved.

Staff's motion states that the counsel for US LEC asked the Commission to cancel its certificate of service authority because it was no longer operating in Missouri.

Staff's Motion indicates US LEC owes no annual reports or assessments. No formal complaints have been filed against the company since the commencement of the Electronic Filing and Information System.

Because US LEC has requested cancellation of its certificate and it's not providing telecommunications service in Missouri, Staff recommends that the

Commission cancel the company's certificate of service authority to provide intrastate interexchange telecommunications service and its accompanying tariff.

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 the request from the company's counsel and Staff's motion and recommendation, the Commission finds that the certificate of service authority and accompanying tariff granted to US LEC Communications, Inc. shall be canceled.

**IT IS ORDERED THAT:**

1. The certificate of service authority to provide intrastate interexchange telecommunications service, granted to US LEC Communications, Inc. in Case Number XA-2003-0321, is canceled.
2. US LEC Communications' tariff, P.S.C. MO Tariff No. 1, is canceled.
3. This order shall become effective on December 1, 2007.
4. This case may be closed on December 2, 2007.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

(SEAL)

Colleen M. Dale, 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 November, 2007.