

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

In the Matter of the Cancellation of the Certificate)
of Service Authority of Navigator Telecommunications,))
L.L.C., to Provide Basic Local Telecommunications)
Service in Portions of the State of Missouri) **File No. CD-2013-_____**

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES NOW Staff of the Missouri Public Service Commission (“Staff”), by and through the undersigned counsel, and moves for the Missouri Public Service Commission (“Commission”) to cancel the certificate of service authority and associated tariff of Navigator Telecommunications, L.L.C. (“Navigator” or “Company”). For its Motion, Staff states as follows:

1. On October 5, 1998, the Commission granted Navigator a certificate of service authority to provide basic local exchange telecommunications services in portions of Missouri served by Southwestern Bell Telephone Company in Case No. TA-98-383 (Tariff No. 9900049).

2. On December 21, 1999, the Commission granted an amendment to Navigant's certificate of service authority to allow the Company to provide basic local exchange telecommunications services throughout all exchanges served by Southwestern Bell Telephone Company, GTE Midwest Incorporated, and Sprint/United Telephone Company in Case No. TA-2000-243.

3. On February 14, 2013, Staff received correspondence from the Missouri Universal Service Fund Administrator (“Administrator”). The Administrator stated it had received an email from Navigator in July 2012 that indicated the Company had “no lines” effective July 15, 2012.

4. The Administrator's recent emails to Navigator have been returned as undeliverable.

5. Further, Navigator's phone number on file with the Commission is no longer in service.

6. Navigator is not providing services in Missouri to the best of the Staff's knowledge, information and belief. As such, Staff recommends the Commission cancel Navigator's certificate of service authority.

7. 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."

8. The Commission need not hold a hearing if, after proper notice and opportunity to intervene, no party requests such a hearing. *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. W.D. 1989).

9. The Company is delinquent in the payment of its fiscal year 2013 assessment and submission of its calendar year 2012 annual report.

WHEREFORE, Staff recommends that the Commission cancel the certificate of service authority and associated tariff of Navigator Telecommunications, L.L.C., to provide basic local exchange telecommunications services in the state of Missouri.

Respectfully submitted,

/s/Jennifer Hernandez

Jennifer Hernandez
Senior Staff Counsel
Missouri Bar No. 59814

Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751- 8706 (Telephone)
(573) 751-9285 (Fax)
jennifer.hernandez@psc.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on this **20th day of February 2013** by: First Class United States Postal Mail, postage prepaid, to Navigator Telecommunications, L.L.C., 8525 Riverwood Park Drive, P.O. Box 13860, North Little Rock, AR 72113; and by electronic mail to the Office of the Public Counsel at opcservice@ded.mo.gov.

/s/Jennifer Hernandez