

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

In the Matter of Aero Communications, LLC's)
Request for Cancellation of Certificates of) **File No. CD-2023-0083**
Service Authority)

In the Matter of Aero Communications, LLC's)
Request for Cancellation of Certificates of) **File No. XD-2023-0084**
Service Authority) Tariff No. YX-2006-0514

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission ("Staff") and for its *Recommendations* states:

1. The Commission previously granted a certificate of service authority to Aero Communications, LLC, ("Company") on January 13, 2006, to provide basic local telecommunications services in Case No. CA-2006-0255 and on February 9, 2006, to provide interexchange and non-switched local exchange carrier services in Case No. XA-2006-0277.

2. The Company notified the Commission August 29, 2022, that it wished to voluntarily relinquish its certificate of service authority to provide interexchange and non-switched local exchange service, and basic local telecommunications services in Missouri. The Company also requests to cancel its tariff for interexchange eservices with tracking number YX-2006-0514. The Company states that it has no active customers in Missouri.

3. Pursuant to 20 CSR 4240-28.011(3) notice shall be provided to the Commission to cancel certification(s) or registration(s) previously granted by the Commission. Notice should comply with the following requirements: (A) The company should submit written notice to the commission, as in a letter, containing the following

information: (1) a statement requesting cancellation of a company's certification or registration and citing the specific certificates of service authority and/or registrations; (2) If the company also has a currently effective tariff, then the letter should also request cancellation of the tariff; (B) The letter can be signed by a company official and does not need to be signed or filed by an attorney; and (C) The letter should be electronically filed in EFIS.

4. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5, RSMo (2016), 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."

5. 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).

WHEREFORE, Staff respectfully recommends the Commission cancel the certificate of service authority to provide basic local telecommunications services and interexchange and non-switched local exchange services of Aero Communications, LLC; cancel its applicable tariff; and grant such other and further relief as the Commission finds just in the circumstances.

Respectfully submitted,

/s/ Ron Irving

Ron Irving
Senior Counsel
Missouri Bar No. 56147
Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-8702 (Telephone)
(573) 751-9285 (Fax)
ron.irving@psc.mo.gov

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 13th day of September, 2022, to all counsel of record.

/s/ Ron Irving