

In the Matter of the Cancellation of the)
 Certificate of Service Authority of) **File No. XD-2010-**
 Dial-Around Telecom, Inc.)

COMES NOW the Staff of the Missouri Public Service Commission (Staff), through the undersigned counsel, and moves for the Missouri Public Service Commission (Commission) to cancel Dial-Around Telecom, Inc.'s (Dial-Around or Company) certificate of service authority to provide competitive interexchange telecommunications services and the associated tariff. For this Motion, Staff respectfully states the following:

1. On October 24, 2003, the Commission issued an Order in Case No. XA-2004-0085, granting a certificate of service authority to Dial-Around to provide competitive interexchange telecommunications services. The Order also approved Dial-Around's tariff, YX-2004-0318, Mo. P.S.C. Tariff No. 1.
2. Dial-Around was a registered Florida corporation located at 1075 Rosewood Drive, Grapevine, Texas 76051, which was registered with the Missouri Secretary of State. According to the Missouri Secretary of State Office, Dial-Around was administratively dissolved on September 30, 2005, for failing to file a current and correct annual report. According to section 351.486.3 RSMo, 2000,

1

In 2006, Dial-Around filed an annual report with the Missouri Public Service Commission, and Dial-Around reported that it had \$245.00 Missouri Jurisdictional Revenue in 2005. In 2007, Dial-Around filed an annual report with the Missouri Public Service Commission, and Dial-Around reported that it had \$143.00 Missouri Jurisdictional Revenue in 2006. In 2008, the final year Dial-Around filed an annual report with the Missouri Public Service Commission, Dial-Around reported that it had \$415.00 Missouri Jurisdictional Revenue in 2007. These annual reports show that Dial-Around continued to do business in Missouri after it was no longer registered with the Missouri Secretary of State Office.

3. Dial-Around has not filed an annual report with the Missouri Public Service Commission for 2008 as mandated by section 392.210.1 RSMo, 2000, and 4 CSR 240-3.165.9.
4. Dial-Around has not paid its FY-2009 Commission assessment and owes a total of \$0.00.
5. The Commission has the authority to cancel the certificate of service authority of a telecommunications corporation pursuant to section 392.410.5 RSMo, 2000, which states “[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.”
6. According to Section 506.150 RSMo, 2000, service is proper on a dissolved corporation either at the Missouri Secretary of State’s Office or the last registered agent. The Secretary of State is located at James C. Kirkpatrick State Information Center, PO Box 778 Jefferson City, Missouri 65102. The last known registered agent was CSC-Lawyers Incorporating Service Company located at 221 Bolivar Street, Jefferson City, MO 65101.

WHEREFORE, Staff avers a good faith belief that Dial-Around Telecom, Inc. is no longer doing business in the State of Missouri, further staff recommends the Commission cancel the certificate of service authority granted to Dial-Around Telecom, Inc. to provide intrastate interexchange telecommunications services and the accompanying tariff Public Service Commission Tariff No. 1.

Respectfully submitted,

/s/ Matthew Imhoff

Matthew Imhoff
Rule 13 Certified

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on CSC-Lawyers Incorporating Service Company located at 221 Bolivar Street, Jefferson City, MO 65101; Capitol Corporate Services, Inc., 222 E. Dunklin Street, Suite 102, Jefferson City, MO 65101; and The Office of Public Counsel, 200 Madison Street, P.O. Box 2230, Jefferson City, MO 65102, opcservice@ded.mo.gov this 30 day of October, 2009, either by hand delivery, electronic mail or First Class United States Mail, postage prepaid.

/s/ Matthew Imhoff