

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

In the Matter of the Cancellation of the)	
Certificate of Service Authority of)	Case No. PD-2009-
ANJ Communications)	

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

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 Tari Christ, d/b/a ANJ Communications' certificate of service authority to provide private pay telephone service in Missouri, via customer-owned pay telephone (COCT) equipment. For its Motion, Staff respectfully states the following:

1. On December 14, 1998, the Commission issued its Order in Case Number TA-99-140, granting a certificate of service authority to Tari Christ, d/b/a ANJ Communications (ANJ or Company) to provide private pay telephone service in Missouri, via COCT equipment. See Attachment A.

2. On November 26, 2008, the Commission's Budget and Fiscal Services Department received a letter from ANJ stating as of September 11, 2007, the Company went out of business due to declining revenues. See Attachment B.

3. On March 11, 2009, Counsel for Staff contacted ANJ by email, inquiring as to whether the payphone equipment was retained or sold. ANJ's reply stated the equipment was sold to Joltran Communications Corporation (Joltran), which is a Missouri certificated provider of payphone service. On July 11, 1995, Joltran was granted a certificate in Case No. TA-95-356.

4. ANJ owes no past assessments to the Commission

5. Pursuant to 4 CSR 240-3.505(1)(B), COCT providers are exempt from the Section 392.390.1 RSMo (2000) requirement to file annual reports.

6. Because ANJ has requested cancellation of its certificate and the Company is not providing services in Missouri, Staff recommends the Commission issue an order canceling its certificate.

7. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5 RSMo (Supp. 2008), 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).

WHEREFORE, the Staff respectfully recommends the Commission cancel the certificate of service authority of Tari Christ, d/b/a ANJ Communications’ certificate of service authority to provide private pay telephone service in Missouri, via customer-owned pay telephone (COCT) equipment.

Respectfully submitted,

/s/ Jennifer Hernandez

Jennifer Hernandez
Legal Counsel
Missouri Bar No. 59814

Attorney for the Staff of the
Missouri Public Service Commission
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on Tara Christ, ANJ Communications, 7 Jaime Lane, O'Fallon, IL 62269, joechristfamily@gmail.com; and The Office of Public Counsel, 200 Madison Street, P.O. Box 2230, Jefferson City, MO 65102, opcservice@ded.mo.gov this 19th day of March, 2009, either by hand delivery, electronic mail or First Class United States Mail, postage prepaid.

/s/ Jennifer Hernandez

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Tari Christ,)

d/b/a ANJ Communications for Certificate of) Case No. TA-99-140

Service Authority to Provide Private Pay Tele-

phone Service Within the State of Missouri.)

ORDER GRANTING-CERTIFICATE-OF SERVICE-AUT HORITY

TO PROVIDE PRIVATE PAY PHONE SERVICES

Tari Christ, d/b/a ANJ Communications (Applicant) filed an application on October 6, 1998, with the Missouri Public Service Commission pursuant to Section 392.440, RSMo 1994 for a certificate of service authority to provide private pay telephone service in Missouri, via customer-owned pay telephone (COCT) equipment. Applicant is an individual doing business under a fictitious name with her principal office located at 512 Fontainebleau, O=Fallon, Illinois 62269.

The Commission issued an Order and Notice on October 22, 1998, which set an intervention deadline of November 6, 1998. On October 30, 1998, the Commission issued a Notice Regarding Application in which it noted that the Applicant=s October 6 application is not the current COCT application form and contained one or more provisions which may be inconsistent with the form currently provided by the Commission. The Commission stated that it would be unable to proceed with the application until Applicant filed an application which conforms to 4 CSR 240-2.060(3). On November 5, 1998, Applicant filed a revised application which conforms to the Commission=s rule.

No applications to intervene were filed. The requirement for a hearing is met when the opportunity for hearing has been provided and no proper party has requested the opportunity to present evidence. State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d 494, 496 (Mo. App. 1989). Since no one has asked permission to intervene or requested a hearing, the Commission may grant the relief requested based upon the verified application.

Attachment A

The Commission finds that competition in the private pay telephone service market is in the public interest and that Applicant should be granted a certificate of service authority. The provision of private pay telephone service is classified as competitive and subject to minimum regulation pursuant to Section 392.520. That section specifically exempts COCT providers from the tariff filing requirements of Sections 392.220, RSMO Supp. 1997, 392.230, 392.370.4, 392.370.5, and 392.500. Applicant shall notify the Commission if she ceases to provide private pay telephone services in the state of Missouri, or if the address or phone number of her principal place of business changes. The Commission finds that Applicant's service shall be provided in accordance with the following requirements:

- A. The equipment shall provide users access to the following without charge and without the use of a coin: (i) dial tone; (ii) an operator; and (iii) local 911 or E-911 emergency service, or, where unavailable, prominently displayed instructions on how to reach local emergency service;
- B. The equipment shall be mounted in accordance with all applicable federal, state, and local laws for the disabled, and shall provide access to telecommunications relay service calls for the hearing disabled at no charge to the caller;
- C. The equipment shall allow completion of local and long distance calls;
- D. The equipment shall permit access to directory assistance;
- E. There shall be displayed in close proximity to the equipment, in 12 Point Times Bold print, the name, address, and telephone number of the COOT provider, the procedures for reporting service difficulties, the method of obtaining customer refunds, and the method of obtaining long distance access. If applicable, the notice shall state that only one-way calling is permitted. If an alternative operator services (AOS) provider is employed, the COCT provider shall display such notice as is required by the Commission; and
- F. The equipment shall not block access to any local or interexchange telecommunications carrier.

IT IS THEREFORE ORDERED:

1. That Tari Christ, d/b/a ANJ Communications, is granted a certificate of service authority to provide private pay telephone service in the State of Missouri via customer-owned pay telephone equipment, subject to the requirements of certification set out in this order.
2. That this order shall become effective on December 24, 1998.
3. That this case may be closed on December 28, 1998.

BY THE COMMISSION

Dale Hardy Roberts

Secretary/Chief Regulatory Law Judge

(S E A L)

Vicky Ruth, Regulatory Law

Judge, by delegation of authority

pursuant to 4 CSR 240-2.120(1)

(November 30, 1995) and

Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,

on this 14th day of December, 1998.



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address

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voice

618/624-2295
Fax

joechristfamily@gmail.com

↑
anj@miss.net
email

Missouri Public Service Commission

September 25, 2008

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To Whom It May Concern:

Records
Public Service Commission

ANJ Communications is no longer in business as of September 11, 2007. The company went out of business due to declining revenue.

Thank you,

Tari Christ

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BUDGET & FISCAL SVCS
MO. P.S.C.