

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

|                                      |   |                       |
|--------------------------------------|---|-----------------------|
| In the matter of the Cancellation of | ) |                       |
| Certificate of Service Authority of  | ) | File No. PD-2011-0309 |
| JN Payphones, LLC                    | ) |                       |

**JN PAYPHONES, LLC’S OBJECTION TO AND SUGGESTIONS OPPOSING  
STAFF’S MOTION FOR CANCELLATION  
AND REQUEST FOR HEARING**

COMES NOW JN Payphones, LLC (“JN Payphones” or “Company”), by its undersigned counsel, and respectfully submits its objection and suggestions in opposition to the Staff Motion for Cancellation (Staff’s Motion) and, insofar as necessary, requests a hearing on the matter. In support, JN Payphones states the following to the Commission:

1. JN Payphones is an authorized private pay telephone service provider in the State of Missouri. It received its certificate of service authority on July 11, 2006 in Case No. PA-2006-0484.

2. On March 25, 2011 the Staff of the Commission filed its motion requesting that JN Payphones' certificate be canceled. The asserted basis for Staff’s motion is that for the years 2008 and 2009, the Company reported zero Missouri jurisdictional revenue in its annual statements of revenue for those years.

3. JN Payphones is a start up independent payphone provider in the state. It is unclear whether the rates charged by some incumbent telephone companies comply with Federal Communications Commission standards and are therefore not set at proper competitive levels. As a consequence, JN Payphones has delayed its market launch contingent upon the results in a complaint before the Commission filed by certain other payphone providers in Case No. TC-

2005-0067. That complaint has not been resolved although the parties have engaged in negotiations toward a settlement.

4. JN Payphones appeals to the Commission to keep the Company's certificate active. Although the process of reapplying for certification is uncomplicated, it would be in the public interest for JN Payphones to avoid duplicating the expense of reapplication.

WHEREFORE, JN Payphones submits its objection to Staff's Motion for cancellation of the Company's Certificate of Service Authority and requests a hearing upon the matter, and after hearing, prays that the Commission deny Staff's Motion.

Respectfully submitted,

/s/ Mark W. Comley

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#### CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was sent via e-mail on this 11th day of April, 2011, to General Counsel's Office at [gencounsel@psc.state.mo.us](mailto:gencounsel@psc.state.mo.us); and Office of Public Counsel at [opcservice@ded.state.mo.us](mailto:opcservice@ded.state.mo.us).

/s/ Mark W. Comley

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