

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

In the Matter of the Cancellation of the)
Certificate of Service Authority to Provide)
Private Pay Telephone Service of K.C.)
Telecom Services, L.L.C.)

Case No. PD-2005-

**MOTION TO OPEN CASE AND CANCEL CERTIFICATE OF SERVICE
TO PROVIDE PRIVATE PAY TELEPHONE SERVICE**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and for its Motion to Open Case and Cancel Certificate of Service Authority respectfully states as follows:

1. On March 30, 1998, the Missouri Public Service Commission (Commission) granted a certificate of service authority to provide private pay telephone service to K.C. Telecom Services, L.L.C. (Company) in Case No. TA-98-370.

2. On May 4, 2004, Staff received a FY-2005 Statement of Revenue from the Company indicating “N/A[,] Sold Business 01/02.” A copy of the statement is attached hereto and made a part hereof. Staff responded by advising the Company that it “will need to request cancellation of the Certificate of Service Authority...”

3. According to the Missouri Secretary of State’s website, the Company’s status is “Active.”

4. Staff has performed an investigation and has determined that the Company owes less than four dollars in assessments and has not filed its FY-2006 Statement of Revenue.

5. Pursuant to Section 392.520.1, RSMo 2000, entities providing coin operated telephone services may be exempt from the requirements of Section 392.390 (1), RSMo 2000,

which requires telecommunications companies to file annual reports. The Commission has exempted coin operated telephone service providers from such filing.

6. The Commission has the authority to cancel a telecommunications company certificate pursuant to Section 392.410.5, RSMo Supp. 2004, which provides:

“Any 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.”

However, 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. 1989).

WHEREFORE, the Staff recommends the Commission cancel the certificate of service authority of K.C. Telecom Services, L.L.C. to provide private pay phone service.

Respectfully submitted,

DANA K. JOYCE
General Counsel

/s/ Mary Weston
Mary Weston
Assistant General Counsel
Missouri Bar No. 54669

Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-6726 (Telephone)
(573) 751-9285 (Fax)
mary.weston@psc.mo.gov

Certificate of Service

I hereby certify that copies of the foregoing have been sent by certified mail, hand delivered or transmitted by facsimile or electronic mail to all parties of record as shown on the attached service list this 16th day of May 2005.

/s/ Mary Weston

**Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102**

**K.C. Telecom Services L.L.C.
9300 East 155th Street
Kansas City Mo, 64149**

STATEMENT OF REVENUE
FY-2005 Mo. PSC Assessment

RECEIVED

MAY 04 2004

K. C. Telecom Services, L. L. C.
9300 East 155th Street
Kansas City, MO 64149

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

I, _____, _____, _____
NAME TITLE TELEPHONE #

hereby certify that the GROSS INTRASTATE OPERATING REVENUE of the above-named Company in the State of Missouri, for the calendar year 2003, is:

NOTE: REPORT (to the nearest dollar) GROSS INTRASTATE OPERATING REVENUE APPLICABLE TO YOUR RESPECTIVE UTILITY OPERATIONS. THE GROSS INTRASTATE OPERATING REVENUE REPORTED ON THIS STATEMENT MUST MATCH THE MISSOURI SPECIFIC REVENUE REPORTED ON THE COMPANY'S ANNUAL REPORT.

IF REPORTING ZERO REVENUE, DO YOU WISH TO RETAIN YOUR OPERATING CERTIFICATE? _____ YES _____ NO

ELECTRIC OPERATING REVENUE	\$ _____
GAS OPERATING REVENUE	\$ _____
HEATING OPERATING REVENUE	\$ _____
WATER OPERATING REVENUE	\$ _____
SEWER OPERATING REVENUE	\$ _____
TELEPHONE OPERATING REVENUE	\$ _____
TOTAL	\$ _____

SIGNATURE

State of _____
County of _____

Sworn to and subscribed before me a Notary Public in and for said County and State this _____ day of _____, _____.
DATE MONTH YEAR

(SEAL)

NOTARY PUBLIC

My commission expires _____

Mail one notarized copy of this statement to the Missouri Public Service Commission, Budget & Fiscal Services Department, P.O. Box 360, Jefferson City, Missouri 65102.
NO LATER THAN MARCH 31, 2004

Attachment