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-2010	
K & R Communications)		

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES Now the Staff of the Missouri Public Service Commission and moves for the Missouri Public Service Commission (Commission) to cancel the certificate of service authority to provide private pay telephone service in Missouri of K & R Communications ("the Company) and states as follows:

- 1. On February 7, 1996, the Commission granted a certificate of service authority to the Company to provide private pay telephone service in Missouri in Case No. TA-96-207.
- 2. On May 5, 2010, the Company filed with the Commission a request that its certificate of service authority be cancelled. See "Attachment A."
- 3. Because the Company requested cancellation of its certificate and it is not providing services in Missouri, Staff recommends the Commission cancel the certificate.
- 4. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5 RSMo 2000, 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, the Staff respectfully recommends the Commission cancel the certificate of service authority of K & R Communications to provide private pay telephone service in Missouri.

Respectfully submitted,

Colleen M. Dale Senior Counsel Missouri Bar No. 31624

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cully.dale@psc.mo.gov

Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 6^{h} day of May, 2010.

Schnieders, Carla

Subject:

FW: Cancellation

Attachments: PD-2010 K&R Communications.doc

From: Davis, Helen

Sent: Wednesday, May 05, 2010 9:59 AM

To: Dale, Cully

Cc: VanEschen, John; Parish, Dana; Happy, Kim*

Subject: Cancellation

Please see the e-mail below requesting cancellation of the certificate for K&R Communications

(Payphone). Thanks!

K&R Communications Route 1, Box 190 Adrian, MO 64720

Case No. TA-96-207 Effective 02/07/1996

Helen Davis

Mo. Public Service Commission Budget & Fiscal Services P.O. Box 360 Jefferson City, MO 65102 Telephone: (573)751-4274 Fax: (573)526-3484

From: Kathy Huenefeld [mailto:kittydoc29@hotmail.com]

Sent: Wednesday, May 05, 2010 9:47 AM

To: Davis, Helen

Subject: certificate of authenticity

My name is Dr. Kathy Huenefeld and I was co owner of K and R Communications of Adrian, Missouri. This business was closed several years ago, so I request that you cancel our certificate of authenticity. If you need further information please call at 816-297-2006 or email.

The New Busy think 9 to 5 is a cute idea. Combine multiple calendars with Hotmail. <u>Get busy.</u>