

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

In the Matter of the Cancellation of the Certificate)
of Service Authority of Power Station, LLC, to)
Provide Private Pay Telephone Services Within the) **File No. PD-2012-_____**
State of Missouri)

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES NOW the Staff of the Missouri Public Service Commission (Staff), by and through the undersigned counsel, and moves for the Missouri Public Service Commission (Commission) to cancel the certificate of service authority of Power Station, LLC, (Power Station or Company) and respectfully states as follows:

1. On March 23, 2009, the Commission granted Power Station a certificate of service authority to provide private pay telephone service in the state of Missouri via customer-owned pay telephone (COCT) equipment in Case No. PA-2009-0323.

2. Power Station requested cancellation of its certificate of service authority on its Statement of Revenue filed with the Commission in February 2011. See Attachment A (Highly Confidential).

3. 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. The Company is delinquent in the payment of its Fiscal Year 2011 assessment.

4. Because Power Station has requested cancellation, the Staff recommends that the Commission cancel the Company's certificate of service authority.

5. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5, RSMo (Supp. 2010), 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.”

6. 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 recommends that the Commission cancel the certificate of service authority of Power Station, LLC, to provide private pay telephone service in the state of Missouri via customer-owned pay telephone (COCT) equipment.

Respectfully submitted,

/s/Jennifer Hernandez

Jennifer Hernandez
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CERTIFICATE OF SERVICE

I hereby certify that I have provided a true and correct copy of the foregoing by First Class United States Postal Mail, postage prepaid, or electronic mail to: Power Station, LLC, 1107 Investments Blvd, Suite 200, El Dorado Hills, CA 95762; and the Office of the Public Counsel at opcservice@ded.mo.gov this 9th day of December 2011.

/s/Jennifer Hernandez