

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

In the Matter of the Cancellation of the)
Certificate of Service Authority of Pay)
Phone Concepts, Inc.)

Case No. PD-2008-_____

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and moves that the Missouri Public Service Commission (Commission) cancel Pay Phone Concepts, Inc.'s (PPC) certificate of service authority to provide private pay telephone service in the State of Missouri via customer owned telephone (COCT) equipment. In support of its Motion, Staff respectfully states as follows:

1. On May 16, 1995, the Commission's Order Granting Certificate in Case No. TA-95-266 became effective, allowing PPC to provide private pay telephone service.
2. In a letter dated April 7, 2008, Maria M. Fink, Corporate Secretary of PPC, stated "[t]his memo is to notify the Missouri Public Service Commission that Pay Phone Concepts, Inc. was sold September 30, 2007. Pay Phone Concepts, Inc. has filed a request for tax clearance from the State of Missouri. When the letter is received from them, an application to withdraw the Certificate of Authority to do business in the State of Missouri will be sent to the Secretary of State/Missouri."
3. PPC has no past assessments due to the Commission.
4. PPC does not currently provide any regulated intrastate services to customers in Missouri.
5. Because PPC is not providing telecommunications service in Missouri, and intends to apply for a certificate of withdrawal from the Secretary of State pursuant to Section

351.596 RSMo (2000), the Staff recommends the Commission issue an order canceling PPC's certificate of service authority.

6. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5 RSMo (Supp. 2006), 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."

7. 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 respectfully recommends the Commission cancel the certificate of service authority of Pay Phones Concepts, Inc., to provide private pay telephone service in the State of Missouri via customer owned telephone (COCT) equipment.

Respectfully submitted,

/s/ **Jennifer Hernandez**

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, first-class postage prepaid or electronically to the parties below this 15th day of April 2008.

/s/ Jennifer Hernandez

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