

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

In the Matter of the Cancellation of the )  
Certificate of Service Authority of Community )  
Payphones Inc., to Provide Private Pay ) **File No. PD-2012-\_\_\_\_\_**  
Telephone Service Within the 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 Community Payphones, Inc., (“Company”). For its Motion, Staff respectfully states as follows:

1. On April 1, 1999, the Commission granted a certificate of service authority to the Company to provide private pay telephone service in the State of Missouri via customer-owned pay telephone equipment in Case No. TA-99-378.
2. On April 20, 2012, the Commission received the Company's Statement of Revenue for calendar year 2011, indicating the Company no longer wished to retain its operating certificate. (See Attachment A marked Highly Confidential).
3. Because the Company requested cancellation of its certificate and it is no longer providing service in Missouri, the 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).

6. The Company is current on the payment of its fiscal year assessments.

**WHEREFORE**, Staff recommends the Commission cancel the certificate of service authority of Community Payphones, Inc., to provide private pay telephone service in the State of Missouri via customer-owned pay telephone equipment.

Respectfully submitted,

**/s/Jennifer Hernandez**

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### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served on this 25<sup>th</sup> day of June, 2012 by: First Class United States Mail, postage prepaid to Frank Friedlein, Community Payphones, Inc., 8 Sunderland Court, St. Charles, MO 63303; and electronic mail to the Office of the Public Counsel at [opcservice@ded.mo.gov](mailto:opcservice@ded.mo.gov).

**/s/Jennifer Hernandez**