

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Cancellation of the)
Certificate of Service Authority of Michael)
Evering to Provide Private Pay Telephone)
Service within the State of Missouri)

File No. PD-2012-0181

ORDER CANCELING CERTIFICATE

Issue Date: December 21, 2011

Effective Date: December 30, 2011

On December 7, 2011, the Staff of the Missouri Public Service Commission filed a motion requesting Michael Evering's certificate of service authority to provide private pay telephone services in the State of Missouri be cancelled.

In File Number TA-97-262, the Commission granted Mr. Evering a certificate of service authority to provide private pay telephone service in the State of Missouri.

Staff states in its motion that in File No. PD-2006-0252 Staff requested Mr. Evering's certificate be cancelled, in addition to a number of other certificated providers. Mr. Evering failed to respond to Staff's motion in File No. PD-2006-0252. On December 28, 2005, the Commission issued an order cancelling the certificates requested; however, the Commission inadvertently omitted Mr. Evering from the ordered paragraphs. Staff has not received any communication from Mr. Evering since the 2005 cancellation case. Staff recommends that the Commission cancel Mr. Evering's certificate of service authority to provide private pay telephone service.

On December 9, 2011, the Commission issued an Order Directing Notice allowing any parties to file an objection or request a hearing to do so no later than December 19, 2011. No objections or requests for a hearing were filed.

The Commission has the authority to cancel a certificate and tariff pursuant to Section 392.410.5, RSMo, which states, in part, “[a]ny certificate or 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.”

Based on Staff’s motion the Commission finds that the certificate of service authority granted to Michael Evering, shall be canceled.

IT IS ORDERED THAT:

1. The certificate of authority to provide private pay telephone services granted to Michael Evering, in File Number TA-97-262, is canceled.
2. This order shall become effective on December 30, 2011.
3. This case may be closed on December 31, 2011.

BY THE COMMISSION



Steven C. Reed
Secretary

(SEAL)

Harold Stearley, Deputy Chief Regulatory Law
Judge, by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri
on this 21st day of December, 2011.