

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Cancellation)
Of the Certificate of Service)
Authority of Empire Payphones, Inc.) **File No. PD-2010-0316**

ORDER DIRECTING NOTICE

Issue Date: May 10, 2010

Effective Date: May 10, 2010

On May 6, 2010, the Staff of the Missouri Public Service Commission filed a motion requesting Empire Payphones, Inc. ("Empire") certificate of service authority to provide private pay telephone service in the State of Missouri be cancelled. The Commission granted Empire a certificate of service authority to provide private pay telephone service in the State of Missouri in File Number PA-2006-0355.

The Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing.¹ Therefore, if no request for a hearing or objection to Staff's motion is received, the Commission may cancel the certificate based on Staff's motion.

The Commission finds that proper persons shall be allowed 10 days from the issuance of this order to file a motion for hearing.

THE COMMISSION ORDERS THAT:

1. Any party wishing to file an objection or request a hearing shall do so by filing a pleading no later than May 20, 2010, with:

¹ *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. W.D. 1989).

Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

or via the Commission's Electronic Information and Filing System (EFIS) at:
www.psc.mo.gov.

2. This order shall become effective upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(SEAL)

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

Dated at Jefferson City, Missouri
on this 10th day of May, 2010.