

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

In the Matter of the Cancellation of the Certificate)
of Service Authority of Sunset Enterprises, Inc.,)
to Provide Private Pay Telephone Service Within)
the State of Missouri)
File No. PD-2012-_____

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 Sunset Enterprises, Inc. (“Company”). For its Motion, Staff respectfully states as follows:

1. On January 7, 1995, 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 coin-operated telephone equipment in File No. TA-95-191.
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 Sunset Enterprises, Inc., to provide private pay telephone service in the State of Missouri via customer-owned coin-operated 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 28th day of June, 2012 by: First Class United States Mail, postage prepaid to Jerry Schmidt, Sunset Enterprises, Inc., 10903 Concord Circle Dr., St. Louis, MO 63123; and electronic mail to the Office of the Public Counsel at opcservice@ded.mo.gov.

/s/Jennifer Hernandez