

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

In the Matter of the Cancellation of the )  
Certificates of Service Authority of: )  
 )  
William Patrick Crabtree d/b/a Crystal )  
Communications ) Case No. PD-2006-  
Jeet Pahwa d/b/a S. R. Telecommunications )  
Scott D. Francis )  
Sonja Marie Lawson d/b/a Sonja Marie )  
Communications )

**MOTION TO OPEN CASE AND CANCEL CERTIFICATES OF SERVICE  
AUTHORITY**

**COMES NOW** the Staff of the Missouri Public Service Commission (Staff), and moves that the Commission cancel the payphone certificates of service authority of the above-captioned individuals. In support of its *Motion*, Staff respectfully states:

1. The above-captioned individuals (Providers) have been granted certificates of service authority by the Missouri Public Service Commission (Commission) to provide private pay telephone services pursuant to the Commission’s authority under Section 386.250, RSMo 2000. A list containing information for each of the Providers was prepared and verified by affiant Staff employee Sherri L. Kohly of the Utility Operations Division of the Commission. The list is attached to this document as “Appendix A.”

2. Each of the Providers shares the following facts that support Staff’s motion to open a mass docket case for the cancellation of the Providers’ certificates:

a) Staff is unable to contact the Provider through a valid mailing address or telephone number.

b) The provider's statement of revenue form for the FY2006 assessment, mailed by the Budget and Fiscal Services Department of the Commission's Administration Division on June 24, 2005, was returned by the post office as undeliverable.

3. Staff believes that the Providers have violated the terms of their certificates of service authority 1) by their failure to keep the Commission informed of a current address and telephone number, and 2) by the failure of the providers to file a 2004 statement of revenue. See Appendix B (Affidavit of Sherri Kohly). Sections 392.210(2), RSMo 2000 states, among other things, "The Commission shall at all times have access to all accounts, records and memoranda kept by telecommunications companies..." Because the Providers have failed to keep the Commission informed of a current address or telephone number, the Commission is unable to contact the Providers. Therefore, the Providers have denied the Commission the access that is required of the Commission under Section 392.210(2), RSMo 2000. Certainly, the Providers have denied the Commission its abilities to supervise telecommunications operations and services as statutorily mandated under Section 386.250.

4. Staff has made an investigation and no other matters are pending in front of the Commission pertaining to these individuals.

5. The Commission has the authority to cancel a certificate to provide payphone services pursuant to Section 392.410.5 RSMo 2000, which provides:

Any 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.

However, 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).

6. Because the Providers have provided no current contact information and because the 2005 statement of revenue was returned to the Commission by the United States Postal Service as undeliverable, Staff is serving this pleading on the last known principal office address of the Providers. Commission Rule 4 CSR 240-2.080(17)(C)(1) states that “[s]ervice by mail is complete upon mailing.”

WHEREFORE, the Staff recommends the Commission cancel the certificates of service authority to provide private pay telephone service.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

**/s/ David A. Meyer**

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David A. Meyer  
Senior Counsel  
Missouri Bar No. 46620

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Missouri Public Service Commission  
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#### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all parties referenced in Appendix A, this 31<sup>st</sup> day of August 2005.

**/s/ David A. Meyer**

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David A. Meyer

**Certificated Provider Name and Address**

**Case Number**  
**Date of Certification**

William Patrick Crabtree d/b/a Crystal Communications  
512 Westridge Drive  
Columbia, MO 65203

TA-98-514  
06/22/1998

Jeet Pahwa d/b/a S. R. Telecommunications  
15516 Peach Hill Court #702  
Chesterfield, MO 63017

TA-99-293  
01/26/1999

Scott D. Francis  
4030 North Cherry  
Kansas City, MO 64116

TA-98-551  
07/20/1998

Sonja Marie Lawson d/b/a Sonja Marie Communications  
9854 Madison Avenue  
St. Louis, MO 63119

TA-98-580  
08/03/1998

**Appendix A**

VERIFICATION

STATE OF MISSOURI    )  
                                          )  
COUNTY OF COLE     )

Comes now Sherri L. Kohly, employee of the Staff of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that the affiant has read the accompanying pleading and the attached Appendix A, and that the facts therein are true and correct.

*Sherri L. Kohly*

Sherri L. Kohly  
Affiant

Subscribed and affirmed before me this 31<sup>st</sup> day of August, 2005. I am commissioned as a notary public within the County of Cole, State of Missouri, and my commission expires on September 11, 2006

*Sharon S. Wiles*

NOTARY PUBLIC

