

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

In the Matter of the Cancellation of the                    )  
Certificate of Service Authority of                        )       File No. PD-2011-0  
Dave A. Vigness    )

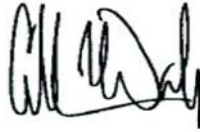
**MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY**

**COMES NOW** the Staff of the Missouri Public Service Commission and moves for the Commission to cancel the certificate of service authority to provide private pay telephone service in Missouri of Dave A. Vigness (“the Company”) and states as follows:

1.       On January 7, 1997, the Commission granted a certificate of service authority to the Company to provide private pay telephone service in Missouri in Case No. TA-97-197.
2.       On November 7, 2010, the Company notified the Staff that it no longer offered telecommunications service in Missouri and requested that its certificate of service authority be cancelled. See Attachment A.
3.       Because the Company requested cancellation of its certificate and it is not providing services in Missouri, 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).

**WHEREFORE**, the Staff respectfully recommends the Commission cancel the certificate of service authority of Dave A. Vigness to provide private pay telephone service in Missouri.

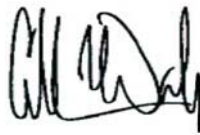
Respectfully submitted,



Colleen M. Dale, Senior Counsel  
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Attorney for the Staff of the  
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 counsel of record this 30<sup>th</sup> day of November, 2010.



**Davis, Helen**

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**From:** Davis, Helen  
**Sent:** Monday, November 29, 2010 2:19 PM  
**To:** Davis, Helen  
**Subject:** Dave A. Vigness

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**From:** Dave Vigness [<mailto:vigness@hotmail.com>]  
**Sent:** Sunday, November 07, 2010 12:16 AM  
**To:** Davis, Helen  
**Subject:** RE: FY-2011 MoPSC Assessment (Dave A. Vigness)

Letter was sent by US mail May 3 2010 notifying the PUC that Dave A Vigness, dba Jack of All Trades, ceased to do payphone business in the state of Missouri as of April 30 2010.

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