

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

In the Matter of the Application of Friendship)	
Village of West County's Request to Cancel)	<u>Case No. XD-2010-0034</u>
their Competitive Interexchange)	
Telecommunication Carrier Certificate and Tariff)	

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission (Staff), by and through counsel, and for its Staff Recommendation states as follows:

1. On July 23, 2009, Friendship Village of West County (Friendship Village or the Company) filed with the Missouri Public Service Commission (the Commission) a letter requesting that its "Competitive Interexchange Telecommunications Carrier Certificate and corresponding Tariff be cancelled immediately." The July 23, 2009 letter expressed Friendship Village's desire to maintain its Shared Tenant Services Carrier Certificate. This case has been designated by the Commission as Case No. XD-2010-0034.

2. On July 24, 2009, the Commission issued its Order Directing Staff to File a Recommendation, ordering to Staff to file a recommendation in this matter no later than August 3, 2009.

3. In Case No. TA-97-353 the Commission granted Friendship Village a certificate of service authority to provide Shared Tenant Services (STS). In Case No. TA-98-490 the Commission granted Friendship Village a certificate of service authority to provide intrastate interexchange telecommunications services, granted the Company competitive status, and approved the Company's initial interexchange tariff, P.S.C. MO. No. 1.

4. The Commission has the authority to cancel a telecommunications corporation's certificate of service authority pursuant to Section 392.410.5 RSMo (Supp. 2008), 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).

5. In the attached document, labeled Appendix A, Staff states that cancellation of the certificate of service authority to provide intrastate interexchange telecommunications service and the accompanying interexchange tariff of Friendship Village is not detrimental to the public interest and that Staff has no objection to the requested cancellation. The cancellation of the certificate and the accompanying tariff will have no impact upon the Company's STS certificate.

6. Friendship Village is not delinquent in the submission of its annual reports or in the payment of its Commission assessments or Relay Missouri and MoUSF surcharges.

WHEREFORE, Staff recommends the Commission issue an order cancelling Friendship Village's certificate of service authority to provide intrastate interexchange telecommunications service, as well as its accompanying tariff, P.S.C. MO. No. 1.

Respectfully submitted,

/s/ Eric Dearmont

Eric Dearmont

Assistant General Counsel

Missouri Bar No. 60892

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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 counsel of record this 3rd day of August, 2009.

/s/ Eric Dearmont

MEMORANDUM

To: Missouri Public Service Commission Official Case File
Case No. XD-2010-0034
Friendship Village of West County

From: Lisa Mahaney
Telecommunications Department

William Voight 7/31/09
Utility Operations Division/Date

Subject: Staff Recommendation to Cancel Certificate of Service Authority

Date: 7/31/09

On July 23, 2009, Friendship Village of West County (Friendship) requested that its competitive interexchange telecommunications carrier certificate and corresponding tariff be cancelled.

Cancellation of the certificate of service authority and tariff of Friendship is not detrimental to the public interest. The Staff has no objection to the cancellation and recommends that the Commission issue an order to cancel Friendship's certificate of service authority to provide interexchange telecommunications service and its tariff No. 1. The Staff is unaware of any other filing which affects or which would be affected by this proposal.

☒ The Company is not delinquent in filing an annual report, paying the PSC assessment, MoUSF, and Relay Missouri.

☐ The Company is delinquent. Staff recommends the Commission grant the requested relief/action on the condition the applicant corrects the delinquency. The applicant should be instructed to make the appropriate filing in this case after it has corrected the delinquency.

(☐ No annual report ☐ Unpaid PSC assessment. Amount owed:
☐ Unpaid MoUSF ☐ Unpaid Relay Missouri)

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Friendship Village of West County's)
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Interexchange Telecommunications Carrier)
Certificate and Tariff)

STATE OF MISSOURI)
) ss:
COUNTY OF COLE)

Lisa Mahaney
LISA MAHANEY

Subscribed and affirmed before me this 31st day of July 2009.



SUSAN L. SUNDERMEYER
My Commission Expires
September 21, 2010
Callaway County
Commission #06942086

Susan R. Sundermeyer
NOTARY PUBLIC