

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

Albert Silk,	)	
	)	
Complainant,	)	
	)	
v.	)	<b><u>File No. IC-2012-0268</u></b>
	)	
Embarq Missouri, Inc.	)	
d/b/a CenturyLink,	)	
	)	
Respondent.	)	

**ORDER DIRECTING COMPLAINANT TO SHOW CAUSE WHY COMPLAINT  
SHOULD NOT BE DISMISSED**

Issue Date: May 22, 2012

Effective Date: May 22, 2012

Albert Silk filed a complaint against Embarq Missouri, Inc. d/b/a CenturyLink ("CenturyLink") on February 1, 2012. CenturyLink filed a timely answer to that complaint on March 2, 2012. A prehearing conference was scheduled for May 22, 2012, beginning at 10:00 a.m. CenturyLink and the Commission's Staff appeared for the conference by their counsel. Mr. Silk did not appear in person or by telephone and did not contact the Commission prior to the prehearing conference to request a continuance. During the prehearing conference the regulatory law judge attempted to contact Mr. Silk by telephone at the telephone number Mr. Silk had provided in his complaint, but no person answered the call.

Commission Rule 4 CSR 240-2.090(5) provides that "[f]ailure to appear at a prehearing conference without previously having secured a continuance shall constitute grounds for dismissal of ... the party's complaint ... unless good cause for the failure to

appear is shown". The Commission will not dismiss the complaint without giving Mr. Silk an opportunity to explain his failure to attend the prehearing conference. Therefore, Mr. Silk will be ordered to file a pleading showing cause why his complaint should not be dismissed.

**THE COMMISSION ORDERS THAT:**

1. Albert Silk shall file a pleading no later than June 1, 2012, showing cause why his complaint against CenturyLink should not be dismissed.
2. This order shall become effective upon issuance.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

( S E A L )

Michael Bushmann, Regulatory Law  
Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 22nd day of May, 2012.