

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

In the Matter of the Application of)	
Budget Prepay, Inc. for Cancellation)	<u>Case No. CD-2017-0315</u>
Of its Certificate of Service Authority)	Tracking Nos. YC-2007-0762 and
To Provide Basic Local)	YC-2010-0521
Telecommunications Services)	

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES NOW the Staff of the Missouri Public Service Commission, by and through counsel, and for its *Request for Extension* in this matter hereby states:

1. The Commission granted Budget Phone, Inc., authority to provide telecommunications services in the state of Missouri in Case No. CA-2003-0024. Budget Phone, Inc. changed its name to Budget Prepay, Inc. d/b/a Budget Phone, and notified the Commission in a letter filed April 19, 2007. Budget Prepay requested cancellation of its Certificate of Authority to provide telecommunications services in Missouri in an *Application* filed May 31, 2017, with the Commission. Staff now files its recommendation pursuant to Budget Prepay's request.

2. 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."

3. 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).

4. No party has requested to intervene in this matter to date. Staff finds it is proper to cancel the authority of Budget Prepay, Inc. d/b/a Budget Phone to provide local telecommunications services in Missouri. The company's request does not state Budget Prepay, Inc. d/b/a Budget Phone. However, the company is recognized by the Commission as Budget Prepay, Inc. d/b/a Budget Phone and the application for cancellation of certificate states the company will withdraw Budget PrePay P.S.C. Mo. Tariff No. 3, Tracking No. YC-2007-0762 and Budget PrePay P.S.C. Mo. Tariff No. 4, Tracking No. YC-2010-0521, both of which are recognized as Budget Phone's tariffs. Therefore, Staff asks the Commission to cancel service authority for Budget Prepay, Inc. d/b/a Budget Phone., and to order the company to withdraw the accompanying tariffs following the Commission's order.

WHEREFORE, Staff recommends that the Commission cancel the certificate of service authority to provide local telecommunications services in Missouri of Budget Prepay, Inc. d/b/a Budget Phone.; order the company to withdraw the accompanying tariffs; and grant such other and further relief as the Commission considers just in the circumstances.

Respectfully submitted,

/s/ Whitney Payne

Whitney Payne

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 15th day of June, 2017, to all counsel of record.

/s/ Whitney Payne