

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

In the Matter of the Cancellation of the        )  
Certificate of Service Authority for            )  
Branson Telephone, LLC.                        )                    Case No. PD-2005-

**MOTION TO CANCEL**  
**CERTIFICATE OF SERVICE AUTHORITY**

**COMES NOW** the Staff of the Missouri Public Service Commission (Staff) and for its Motion to Cancel Certificate of Service Authority, respectfully states as follows:

1.        On June 20, 1995, the Missouri Public Service Commission (Commission) granted a certificate of service authority to provide private pay telephone services to Branson Telephone, LLC in Case No. TA-95-326.

2.        On March 21, 2005, the Commission received a letter from Mr. Bill Mills, owner of Branson Telephone, LLC. Mr. Mills states “Branson Telephone LLC has not had payphone installations since 1995....Please cancel the certificate.” Mr. Mills’ letter is attached hereto as Attachment A.

3.        Staff has made an investigation and reports that Branson Telephone, LLC owes no assessments and no other matters are pending before the Commission.

4.        The Commission has the authority to cancel a telecommunications corporation certificate 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.

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. 1989).

**WHEREFORE**, the Staff recommends the Commission cancel the certificate of service authority granted under TA-95-326 for Branson Telephone, LLC to provide private pay telephone service.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

**/s/ Robert S. Berlin**

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Robert S. Berlin  
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Missouri Bar No. 51709

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## **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed by certified mail return receipt requested or hand-delivered to all parties of record as shown on the attached service list this 29th day of March 2005.

**/s/ Robert S. Berlin**

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**Service List for  
Case No. PD-2005-  
March 28, 2005 (lb)**

**Office of the Public Counsel  
P.O. Box 7800  
Jefferson City, MO 65102**

**Mr. Bill Mills  
Branson Telephone, LLC  
P.O. Box 1249  
Branson, MO 65615-1249**