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## Missouri Public Service Commission

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May 30, 2000

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DALE HARDY ROBERTS Secretary/Chief Regulatory Law Judge

> DANA K. JOYCE General Counsel

Mr. Dale Hardy Roberts Secretary/Chief Regulatory Law Judge Missouri Public Service Commission P. O. Box 360 Jefferson City, MO 65102

RE: Case No. TD-2000-633

Dear Mr. Roberts:

FILED<sup>2</sup>

Service Commission

Enclosed for filing in the above-captioned case are an original and eight (8) conformed copies of a STAFF RECOMMENDATION.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

Julie A. Kardis

Assistant General Counsel

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(573) 751-8706

(573) 751-9285 (Fax)

JAK:sw Enclosure

cc: Counsel of Record

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

| FILED        | ? |
|--------------|---|
| MAY 3 0 2000 |   |

| In the Matter of the Request of Afford-A-Call, Inc. for Cancellation of the Certificate of Service Authority to Provide Private Pay Telephone Service within the State of Missouri. | ) Case No. TD-2000-633 |
|---|------------------------|
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#### STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and for its recommendation states:

- 1. In the attached Memorandum, which is labeled Appendix A, the Staff recommends that the Missouri Public Service Commission (Commission) issue an order to cancel Afford-A-Call, Inc.'s certificate of service authority to provide private pay telephone service and that the Commission take no action regarding Afford-A-Call, Inc.'s failure to file an application to transfer his assets.
- 2. The Commission's authority to cancel the certificate is pursuant to Section 386.250 RSMo. 1994.

WHEREFORE, the Staff recommends cancellation of Afford-A-Call, Inc.'s certificate of service and that the Commission take no action regarding the failure to file an application to transfer assets.

Respectfully submitted,

DANA K. JOYCE General Counsel

Julie A. Kardis
Assistant General Counsel
Missouri Bar No. 44450

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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 30th day of May 2000.

Quie a Kardis

#### MEMORANDUM

TO:

Missouri Public Service Commission Official Case File COMMISSION COUNSEL PUBLIC SERVICE COMMISSION

Afford-A-Call, Inc.

FROM:

Sherri Murphy Sm (5)

Telecommunications Department

5/30/00 Wm K Does 5/30/00 GN 5-30-00 rations Division/Date General Counsel's Office/Date

SUBJECT: Staff Report and Recommendation in Response to Order

Directing Staff Investigation

DATE: May 30, 2000

On April 10, 2000, Afford-A-Call, Inc. (Afford-A-Call) filed a letter requesting cancellation of its certificate of service authority to provide private pay telephone service. According to the letter Afford-A-Call's payphone route has been sold to Joltran Communications Corporation (Joltran). A representative from Afford-A-Call verbally confirmed that the company has no plans to ever offer payphone service in Missouri again. Afford-A-Call, a Missouri corporation, was granted certificate of service authority in Case No. TA-95-399. Joltran was granted certificate of service authority in Case No. TA-95-356.

On April 19, 2000, the Commission issued an Order Directing Staff Investigation. The Order directs Staff to investigate and file a report and recommendation no later than May 30, 2000, concerning Afford-A-Call's request to cancel its certificate and the purported transfer of its facilities.

Although Afford-A-Call sold telecommunications assets without having first secured Commission authority to do so, the Staff believes that it would serve little purpose to require Afford-A-Call to file an application seeking approval retroactive to the transaction, especially since Afford-A-Call has ceased to provide payphone service in Missouri and has requested cancellation of its certificate of service authority. Therefore, Staff recommends that the Commission issue an order to cancel Afford-A-Call's certificate of service authority to provide private pay telephone service and take no action regarding its failure to file an application to transfer its assets.

Service List for Case No. TD-2000-633 May 30, 2000

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