

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

In the Matter of the Cancellation of the       )  
Certificate of Service Authority Premier       )  
Pay Payphones, L.L.C.                               )  
Case No. PD-2006-

**MOTION TO OPEN CASE  
AND CANCEL CERTIFICATE OF SERVICE AUTHORITY**

**COMES NOW** the Staff of the Missouri Public Service Commission (Staff) and requests that the Commission cancel the certificate of service authority of Premier Pay Payphones, L.L.C. In support of its motion, Staff respectfully states as follows:

1. In August 1996, the Missouri Public Service Commission (Commission) granted a certificate of service authority to provide payphone service to Premier Pay Payphones, L.L.C. in Case No. TA-97-35.

2. The Commission has received a letter from Premier Pay Payphones, L.L.C. requesting the cancellation of its certificate. The letter is signed by one of the organizers of the company as reflected by the Secretary of State's website and is attached as Attachment A.

3. Premiere Pay Payphones, L.L.C. has not paid a minimal assessment for Fiscal Year 2006, which was not yet due at the time the company requested certificate cancellation. The company did not owe anything on the previous eight years of assessments. As a payphone company, the company is not required to file annual reports. No customers have contacted the Commission with complaints about Premiere Pay Payphones, L.L.C. since the commencement of the Commission's EFIS system.

4. The Commission has the authority to cancel a telecommunications company certificate pursuant to Section 392.410.5 RSMo. (Supp. 2004), 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. Staff is serving this pleading upon the address provided by the company to the Commission via certified mail, as well as upon the company's registered agent.

**WHEREFORE**, the Staff recommends the Commission cancel the certificate of service authority of Premier Pay Payphones, L.L.C. to provide payphone service.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

/s/ David A. Meyer

David A. Meyer  
Senior Counsel  
Missouri Bar No. 46620

Attorney for the Staff of the  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102  
(573) 751-8706 (Telephone)  
(573) 751-9285 (Fax)  
[david.meyer@psc.mo.gov](mailto:david.meyer@psc.mo.gov)

## Certificate of Service

I hereby certify that copies of the foregoing have been mailed or electronically mailed to all parties of record as shown below this 15<sup>th</sup> day of September 2005.

/s/ David A. Meyer

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

Premier Pay Payphones, L.L.C.  
2315 Mississippi  
Joplin, MO 64804  
*(via certified mail)*

Paul G. Taylor  
Registered Agent for Premier Pay Payphones, L.L.C.  
112 N Webb Street  
Webb City, MO 64870