

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

In the Matter of the Cancellation of the ) Certificate of Service Authority of Micro- ) Tel, Inc. )	Case No. PD-2005-
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**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 Micro-Tel, Inc. In support of its motion, Staff respectfully states as follows:

1. In March 1994, the Missouri Public Service Commission (Commission) granted a certificate of service authority to provide payphone service to Micro-Tel, Inc. in Case No. TA-94-215.
2. Micro-Tel, Inc. has now indicated the company is out of business through its response to the Commission's letter seeking 2005 intrastate operating revenue information. The email from the company, signed by the vice-president of the company according to the company's most recent submission to the Missouri Secretary of State, is attached as Attachment A.
3. Micro-Tel, Inc. owes no assessments or annual reports. No customers have contacted the Commission with complaints about Micro-Tel, Inc. since the commencement of the Commission's EFIS system.
4. The web site of the Office of the Missouri Secretary of State reports that Micro-Tel, Inc., a Missouri corporation, was dissolved August 28, 2000 because the company failed to file its Annual Registration Report. Section 351.486.3 states that a corporation administratively

dissolved "... may not carry on any business except that necessary to wind up and liquidate its business and affairs under section 351.476 and 351.482 ... ."

5. 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).

6. In its most recent correspondence to the Commission, the company's vice-president indicated that the proper address is "4704 Pine Glen Ct." The Commission's Electronic Filing and Information System reflects the address of "4703 Pine Glen Ct." as does the Missouri Secretary of State. The registered agent's address is also listed as "4703 Pine Glen Ct." and the registered agent is the same individual who sent the email indicating the address is now "4704 Pine Glen Ct." Staff is serving this pleading upon the address provided by the company to the Commission and upon the company's registered agent (which are one and the same), as well as the address provided to the Commission in the most recent correspondence. The latter letter will be served via certified mail.

**WHEREFORE**, the Staff recommends the Commission cancel the certificate of service authority of Micro-Tel, Inc. to provide payphone service.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

/s/ **David A. Meyer**

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### **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 21<sup>st</sup> day of April 2005.

/s/ **David A. Meyer**

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*(via certified mail)*