

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

In the Matter of the Cancellation of the Certificate)
of Service Authority of Weber Communications,)
LLC, to Provide Private Pay Telephone Service)
Within the State of Missouri)

File No. PD-2013-_____

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), by and through the undersigned counsel, and moves for the Missouri Public Service Commission ("Commission") to cancel the certificate of service authority of Weber Communications, LLC ("Company"). For its Motion, Staff respectfully states as follows:

1. On September 27, 2003, the Commission granted a certificate of service authority to the Company to provide private pay telephone service in the State of Missouri via customer-owned pay telephone equipment in Case No. PA-2004-0084.

2. On October 26, 2012, the Commission received a ceasing operation statement from the Company that stated it was no longer in business and requested the Commission cancel its certificate. (See BCES-2013-0258).

3. Because the Company requested cancellation of its certificate and it is no longer providing service in Missouri, the Staff recommends the Commission cancel the certificate.

4. 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."

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. W.D. 1989).

6. The Company is current on the payment of its fiscal year assessments.

WHEREFORE, Staff recommends the Commission cancel the certificate of service authority of Weber Communications, LLC, to provide private pay telephone service in the State of Missouri via customer-owned pay telephone equipment.

Respectfully submitted,

/s/Jennifer Hernandez

Jennifer Hernandez
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on this 9th day of November, 2012 by: First Class United States Mail, postage prepaid, to Weber Communications, LLC, 4395 Richland Heights Rd., Fulton, MO 65251; Weber Communications, LLC, 7110 Dalton Court, Fulton, MO 65251; and electronic mail to the Office of the Public Counsel at opcservice@ded.mo.gov.

/s/Jennifer Hernandez