

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

In the Matter of the Cancellation of the)
Certificate of Service Authority of) Case No. PD-2006-
Gwenda G. Lenox)

**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 February 2003, the Missouri Public Service Commission (Commission) granted a certificate of service authority to provide payphone service to Gwenda G. Lenox in Case No. PA-2003-0220.

2. The Commission has received a letter, attached as Appendix A, from Gwenda G. Lenox requesting the cancellation of her certificate.

3. Gwenda G. Lenox owes no assessments. As a payphone provider she is not required to file annual reports. No customers have contacted the Commission with complaints about her service 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 Ms. Allen via certified mail.

WHEREFORE, the Staff recommends the Commission cancel the certificate of service authority of Gwenda G. Lenox to provide payphone service.

Respectfully submitted,

DANA K. JOYCE
General Counsel

/s/ David A. Meyer

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 15th day of September 2005.

/s/ David A. Meyer

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Gwenda G. Lenox
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(via certified mail)