

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 2nd
day of June, 1995.

In the matter of the application of)
Universal Communications for cer-)
tificate of service authority to)
provide private pay telephone)
service within the State of Missouri.)

CASE NO. TA-90-88

In the matter of the application of)
Northland Restaurant Ventures, Inc.)
d/b/a Fred P. Ott's for certificate)
of service authority to provide)
private pay telephone service within)
the State of Missouri.)

CASE NO. TA-90-271

In the matter of the application of)
Shire Oil Co. for certificate of)
service authority to provide private)
pay telephone service within the)
State of Missouri.)

CASE NO. TA-90-299

In the matter of the application of)
Vincent Fata and Jim Favrow for cer-)
tificate of service authority to)
provide pay telephone service)
within the State of Missouri.)

CASE NO. TA-91-406

ORDER CANCELING SERVICE AUTHORITY

On January 16, 1990, June 12, 1990, June 29, 1990 and August 27, 1991, respectively, the Commission granted Certificates of Service Authority to provide private pay telephone service to Ron Berkel d/b/a Universal Communications, Northland Restaurant Ventures, Inc., Shire Oil company, and Vincent Fata (collectively referenced as Payphone Providers). On May 23, 1995, the Staff of the Commission (Staff) filed a memorandum recommending that the Commission cancel the Payphone Providers' Certificates of Service Authority. Although no formal request has been filed by any of the Payphone Providers, Staff

based its recommendation on its belief that the Payphone Providers had violated the terms of their certificates and are no longer providing pay telephone service.

In its memorandum, Staff noted that the Commission's Report and Orders granting the certificates in question specifically state that the Payphone Providers should remain subject to the provisions of Section 392.390(1) and (3), RSMo., which provides for the filing of annual reports and Section 386.370, RSMo., which provides for the assessment of utilities. Staff stated that the Payphone Providers have failed to file both their 1993 Statements of Revenue and their 1993 Annual Reports. Staff also stated that it has made repeated attempts to contact the Payphone Providers by mail and telephone without success. Staff recommended that the Commission cancel the Payphone Providers' Certificates of Service Authority based on Staff's belief that the Payphone Providers have violated the terms of their certificates by failing to file annual reports and statement of revenue forms, and are no longer providing pay telephone service.

Upon review of Staff's memorandum, the Commission finds that the Payphone Providers have violated the terms of their certificates by failing to file annual reports and statement of revenue forms. Thus, the Commission determines that the Payphone Providers' Certificates of Service Authority should be canceled.

IT IS THEREFORE ORDERED:

1. That the Certificates of Service Authority issued to Ron Berkel d/b/a Universal Communications, Northland Restaurant Ventures, Inc., Shire Oil Company, and Vincent Fata are hereby canceled.

2. That this Order shall become effective on June 12, 1995.

BY THE COMMISSION

A handwritten signature in cursive script, reading "David L. Rauch".

David L. Rauch
Executive Secretary

(S E A L)

Mueller, Chm., McClure, and
Perkins, CC., Concur.
Kincheloe and Crumpton, CC.,
Absent.