

At a Session of the Public Service Commission held at its office in Jefferson City on the 25th day of March, 1992.

ORDER CANCELING SERVICE AUTHORITY

In its memorandum, Staff stated that its last contact with R. J. was on May 30, 1991, when Staff contacted Richard Kraut, President of R. J., because R. J. had failed to file a 1990 revenue statement as required by Section 386.370, RSMo. Supp. 1991. Mr. Kraut at that time advised Staff that R. J. had no pay telephones installed prior to November, 1990, and so, had no revenue to report for 1990.

Staff's subsequent attempts to contact R. J. have been unsuccessful. On February 20, 1991, the 1991 revenue statement form which Staff mailed to R. J. was returned by the post office and stamped "Forwarding Order Expired". Staff attempted to contact Mr. Kraut but learned that the telephone number listed on R. J.'s application had been disconnected and directory assistance showed no new number. Staff then contacted Frank J. Kaveney, R. J.'s attorney, and was told that Mr. Kaveney had also been trying unsuccessfully to contact Mr. Kraut. Staff

also contacted the Missouri Secretary of State's office, and was advised that due to R. J.'s failure to file an annual report, the corporation had been officially dissolved on February 4, 1991. Staff further contacted Southwestern Bell Telephone Company (SWBT) and was informed that SWBT's records indicated that R. J. currently has no working pay telephone numbers.

Staff is of the opinion that R. J. has violated its certificate of service authority. Staff stated that R. J. appears to no longer be providing pay phone service in Missouri. Staff pointed out that the Report and Order in which R. J. was granted its certificate required R. J. to notify the Commission should it cease operations. Staff also indicated that it believes R. J. has violated Section 392.390(1) and (3), RSMo Supp. 1991, which provides for the filing of annual reports and other necessary information, and Section 386.370, RSMo Supp. 1991, which provides for the assessment of public utilities. Further, Staff delineated the failure of R. J. to inform the Commission of its current address and telephone number and the fact that R. J. is no longer authorized to transact business in Missouri as important factors in recommending cancellation of R. J.'s certificate.

Based upon all of the foregoing considerations, Staff has recommended the Commission cancel R. J.'s certificate. Upon review of Staff's recommendation, the Commission has determined that the certificate of service authority issued to R. J. should be canceled.

IT IS THEREFORE ORDERED:

1. That the certificate of service authority issued to R. J. Communications, Inc. is hereby canceled.

2. That this Order shall become effective on the date hereof.

BY THE COMMISSION

Brent Stewart

Brent Stewart
Executive Secretary

(S E A L)

McClure, Chm., Mueller, Rauch,
Perkins and Kincheloe, CC.,
concur.

