

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

In the Matter of the Cancellation of the Certificate)
of Service Authority of William R. DuPree, III to)
Provide Private Pay Telephone Service Within)
the State of Missouri)

File No. PD-2013-_____

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES NOW 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 William R. DuPree, III ("DuPree"). For its Motion, Staff respectfully states as follows:

1. On June 20, 2002, the Commission granted a certificate of service authority to DuPree to provide private pay telephone service in the State of Missouri via customer-owned pay telephone equipment in Case No. PA-2002-1071.

2. On February 13, 2013, the Commission received a letter from DuPree requesting his certificate of service authority be cancelled. (See Highly Confidential Attachment A).

3. Also on the same day, the Commission received DuPree's Statement of Revenue for calendar year 2012, in which DuPree states he no longer wishes to retain the certificate. (See Highly Confidential Attachment B).

4. Because DuPree requested cancellation of his certificate and he is no longer providing service in Missouri, Staff recommends the Commission cancel the certificate.

5. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5, RSMo (Supp. 2010), 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.”

6. 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).

7. DuPree is current on the payment of its fiscal year assessments.

8. Staff is not aware of any other matter that the Commission’s decision in this case will affect, or be affected by.

WHEREFORE, Staff recommends the Commission cancel the certificate of service authority of William R. DuPree, III, to provide private pay telephone service in the State of Missouri via customer-owned pay telephone equipment.

Respectfully submitted,

/s/ 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 4th day of June, 2013 by: First Class United States Mail, postage prepaid, to William R. DuPree, III, 1264 Rocky Hill Road, Knoxville, TN 37919; and by electronic mail to the Office of the Public Counsel at opcservice@ded.mo.gov.

/s/ Jennifer Hernandez