BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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In the Matter of the Application of St. John's Regional Medical Center, Joplin, Missouri for Cancellation of its Certificate of Service Authority.

Case No. _____

APPLICATION FOR CANCELLATION OF CERTIFICATE OF SERVICE AUTHORITY

COMES NOW St. John's Regional Medical Center, Joplin, Missouri ("St.

John's"), pursuant to Section 392.410(5) RSMo 2000 and 4 CSR 240-2.060, and for its

Application For Cancellation Of Certificate Of Service Authority respectfully states as

follows:

1. Applicant's name is St. John's Regional Medical Center, Joplin, Missouri and

its mailing address is 2727 McCelland Boulevard, Joplin, Missouri 64804-1694, ATTN:

Jane Obert, telephone number (417) 781-2727, fax number (417) 659-6910, email

address jobert@stj.com.

2. All correspondence, communications, notices, orders and decisions of the

Commission with respect to this matter should be sent to:

Charles Brent Stewart STEWART & KEEVIL, L.L.C. 4603 John Garry Drive, Suite 11 Columbia, Missouri 65203 (573) 499-0635 (573) 499-0638 (fax) <u>Stewart499@aol.com</u>

3. St. John's is a Missouri non profit corporation. St. John's was certificated by the Commission to provide shared tenant services (STS) in the State of Missouri in Case No. TA-98-121 (issue date September 1, 1998). Pursuant to 4 CSR 240-2.160(G), St. John's Secretary of State documentation has been previously provided to the Commission

in Case No. TA-98-121 and same is incorporated herein by reference. Pursuant to 4 CSR 240-2.160 (K) and (L), St. John's states that it has no pending actions or final judgments or decisions against it with respect to customer rates or service within the last three years and that currently no annual report or assessment fees are overdue.

4. Initially, St. John's allowed three private physicians' offices located on the St. John's campus to utilize St. John's private telecommunications system on a non-profit basis and was therefore required by the Commission to obtain an STS certificate of service authority. As of the date of filing, none of these private offices are currently utilizing St. John's telecommunications system and St. John's has no intention or desire to permit any third parties to utilize its telecommunications system in the future. Accordingly, St. John's no longer desires or requires an STS certificate of service authority from this Commission. No "customers" will be harmed by cancellation of St. John's telecommunications system.

5. St. John's decision to surrender its certificate of service authority is due, in large part, to the cost and resource commitment required of St. John's to comply with the Commission's regulatory requirements, especially in light of the Commission's recent proceeding in Case No. TC-2004-0406 (Annual Report Complaint), and the fact that in the last year, only one private physician's office was utilizing St. John's system and that office has since obtained an alternative provider in November 2004.

6. Section 392.410(5) RSMo 2000 authorizes the Commission to alter or modify any certificate of service authority upon application of the affected certificated entity. As

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no third party will be affected by cancellation of St. John's certificate, St. John's submits that this Application can be processed without the need for an evidentiary hearing.

7. 4 CSR 240-2.015 also authorizes the Commission to waive any rule for good cause. Given what transpired in Case No. TC-2004-0406, St. John's assumes that the Commission will require St. John'to file an annual report for year 2004 in April 2005. Because St. John's operates on a non-profit basis with negligible reportable revenues and Commission assessment fees, and has had only one private physician office utilizing its telecommunications system for a portion of year 2004 and that office no longer is on the system, St. John's requests that in addition to canceling St. John's certificate, the Commission in its Order also waive any annual report/statement of revenue requirements which might otherwise be imposed on St. John's for year 2004.

WHEREFORE, St. John's respectfully requests that the Commission issue an order canceling St. John's certificate of service authority, waiving any further annual report/statement of revenue reporting requirements, and for what other relief as might be deemed just and reasonable in the premises.

Respectfully submitted,

/s/ Charles Brent Stewart

Charles Brent Stewart, MoBar#34885 STEWART & KEEVIL, L.L.C. 4603 John Garry Drive, Suite 11 Columbia, Missouri 65203 (573) 499-0635 (573) 499-0638 (fax) Stewart499@aol.com

ATTORNEY FOR APPLICANT ST. JOHN'S REGIONAL MEDICAL CENTER, JOPLIN, MISSOURI

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Application was sent to the General Counsel's Office and the Office of the Public Counsel, this 11th day of November, 2004.

/s/ Charles Brent Stewart