BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

Akilah AlfordAlbert WinstonAndrew J. and Donna M. IrvinAnita AndersonBrent J. ReynoldsBrian HughsCharles L. BussioCharles L. BussioChristopher SmithClarence G. Wolf, Jr.David E. StanfieldDavid E. StanfieldCase No. PD-2006-0235
David J. Tscharner)David W. Zabawa)Dennis A. Lewis)Doug Mullins)Douglas Ross)Estanya Collins)Frank Sellaro)Gary Loyd)Glen E. Hancock)Jeff C. Freeze)Jeff C. Warren)Jeffry Faulkner d/b/a Mister Jeff's)Hair Center)

NOTICE OF DISMISSAL SOLELY WITH RESPECT TO DOUGLAS ROSS AND JEFFRY FAULKER D/B/A MISTER JEFF'S HAIR CENTER

COMES NOW the Staff of the Missouri Public Service Commission (Staff), and moves that the Commission dismiss Douglas Ross and Jeffry Faulker d/b/a Mister Jeff's Hair Center, from this matter. Staff further withdraws its request to cancel the certificate of Jeffry Faulker d/b/a Mister Jeff's Hair Center. In support of its dismissal of Douglas Ross and Jeffry Faulker d/b/a Mister Jeff's Hair Center, and the withdrawal of its request to cancel the certificate, Staff respectfully states:

Jeffry Faulker d/b/a Mister Jeff's Hair Center

1. In its *Motion to Open Case and Cancel Certificates of Service Authority*, Staff alleged that Jeffry Faulker d/b/a Mister Jeff's Hair Center had not submitted a statement of revenue to the Commission. Staff further noted that mail had not been returned from the address provided by Jeffry Faulker d/b/a Mister Jeff's Hair Center.

2. Staff obtained service of its *Motion* via certified mail upon Jeffry Faulker d/b/a Mister Jeff's Hair Center at its current address. Upon receiving the *Motion*, Jeffry Faulker contacted the undersigned attorney and indicated that although he had not had any income from telecommunications services during the relevant period and had not submitted the statement of revenue, he wished to keep the certificate and that he intends to provide telecommunications services in the future.

4. Based on the above information, the company is now providing payphone service and its certificate should not be cancelled.

Douglas Ross

5. Douglas Ross was inadvertently listed for cancellation as part of this docket. Mr. Ross' payphone certificate has already been cancelled in Case No. PD-2006-0027, and was cancelled effective October 27, 2005. Accordingly, there is no need to maintain Mr. Ross as a party in this matter.

6. The Commission's rule at 4 CSR 240-2.116 permits an applicant to voluntarily dismiss an application without an order of the Commission if no testimony has been filed or oral

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evidence has been provided. As no testimony or oral evidence has been submitted in this case, the Staff dismisses Douglas Ross and Jeffry Faulker d/b/a Mister Jeff's Hair Center from this proceeding.

7. This dismissal in no way affects the allegations regarding the other parties to this case. Staff requests that this case remain open and that the Commission proceed to cancel those certificates of service authority.

8. Service of this pleading is only being made upon those parties to this matter who are affected by the contents of the pleading.

WHEREFORE, the Staff dismisses Douglas Ross and Jeffry Faulker d/b/a Mister Jeff's Hair Center and renews its request to cancel the certificates of service authority held by the other parties to this case.

Respectfully submitted,

DANA K. JOYCE General Counsel

/s/ David A. Meyer

David A. Meyer Senior Counsel Missouri Bar No. 46620

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to the following, this 5th day of December 2005.

/s/ David A. Meyer

David A. Meyer

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