# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Cancellation of the Certificate of Service Authority of Consolidated Communications Enterprise Services, Inc.

File No. PD-2021-0171

#### STAFF RECOMMENDATION

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**COMES NOW** the Staff of the Missouri Public Service Commission (Staff) and for its *Recommendation* states:

1. On December 10, 2008, the Commission granted registration for service authority to provide private payphone services in Case No. PA-2009-0200, to Consolidated Communications Network Services, Inc. The Company later changed its name to Consolidated Communications Enterprise Services, Inc., in Case No. XN-2009-0276.

2. On December 8, 2020, the Company notified the Commission that it no longer wished to retain its registration to provide private payphone services in Missouri.

3. Pursuant to 20 CSR 4240-28.011(3) notice shall be provided to the Commission to cancel certification(s) or registration(s) previously granted by the Commission. Notice should comply with the following requirements: (A) The company should submit written notice to the commission, as in a letter, containing the following information: (1) a statement requesting cancellation of a company's certification or registration and citing the specific certificates of service authority and/or registrations; (2) If the company also has a currently effective tariff, then the letter should also request cancellation of the tariff; (B) The letter can be signed by a company official and does not need to be signed or filed by an attorney; and (C) The letter should be electronically filed in EFIS.

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4. The company properly submitted a letter to the Commission, filed in the Commission's Electronic Filing and Information System (EFIS) as non-case filing BCES-2021-0247, and attached here as Attachment A, bearing a request for cancellation of its authority to provide private payphone services in Missouri and signed by a designee of the company in accordance with the Commission Rule. The Company does not have a currently effective tariff.

5. 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).

WHEREFORE, Staff respectfully recommends the Commission cancel Consolidated Communications Enterprise Services, Inc.'s registration to provide private payphone services in Missouri.

Respectfully submitted,

#### <u>/s/ Whitney Payne</u>

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# CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 17<sup>th</sup> day of December, 2020, to all counsel of record.

## <u>/s/Whitney Payne</u>



350 S. Loop 336 W., Conroe, TX 77304 | consolidated.com | NASDAQ: CNSL

December 8, 2020

General Counsel's Office Missouri Public Service Commission 200 Madison Street, PO Box 360 Jefferson City, MO 65102-0360

## **RE:** Cancellation of Certificate of Service Authority to Provide Private Payphone Services Consolidated Communications Enterprise Services, Inc.

Dear Ms. Brueggemann:

Consolidated Communications Enterprise Services, Inc. ("Consolidated"), formerly Consolidated Communications Network Services, Inc., was granted a certificate of service authority to provide private payphone services in Case No. PA-2009-0200, effective December 20, 2008. Consolidated no longer owns payphone equipment or operates payphone service in the State of Missouri, so this letter serves as notice of the request to cancel Consolidated's certificate.

Please contact me with any questions or concerns regarding this filing, or if anything additional is required.

Regards,

Kevin J. Kaston

Kevin J. Kastor Director – Government Affairs P: 936.788.7420 kevin.kastor@consolidated.com