

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Cancellation)
of the Certificate of Service)
Authority of TON Services, Inc.) **File No. TD-2011-0041**

ORDER DIRECTING NOTICE

Issue Date: August 24, 2010

Effective Date: August 24 2010

On August 18, 2010, the Staff of the Missouri Public Service Commission filed a motion requesting TON Services, Inc. ("TON") certificates of service authority and accompanying tariffs to provide interexchange and payphone telecommunication service in the State of Missouri be cancelled. On August 23, 2010, Staff filed an Amended Motion.

The Commission granted TON a certificate of service authority to provide interexchange telecommunication service in the State of Missouri in File Number TA-2000-188. In File Number PA-2005-0349, the Commission granted TON a certificate of service authority to provide payphone telecommunication service in the State of Missouri.

The Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing.¹ Therefore, if no request for a hearing or objection to Staff's motion is received, the Commission may cancel the certificate based on Staff's motion.

¹ *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. W.D. 1989).

The Commission finds that proper persons shall be allowed 10 days from the issuance of this order to file a motion for hearing.

THE COMMISSION ORDERS THAT:

1. Any party wishing to file an objection or request a hearing shall do so by filing a pleading no later than September 3, 2010, with:

Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

or via the Commission's Electronic Information and Filing System (EFIS) at: www.psc.mo.gov.

2. This order shall become effective upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(SEAL)

Nancy Dippell, Deputy Chief Regulatory Law
Judge, by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri
on this 24th day of August, 2010.