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January 2, 2003

FILED

JAN 06 2003

Mr. Dale Hardy Roberts Secretary/Chief Regulatory Law Judge Missouri Public Service Commission 200 Madison Street, Suite 100 Jefferson City, MO 65101

Missouri Public Service Commission

RE: Request for Cancellation of Shared Tenant Services Certificate

Dear Mr. Roberts:

Enclosed for filing please find an original and eight copies of a Request for Cancellation of Certificate. This Certificate was issued to my clients in 1991 with regard to providing shared tenant services. The original case number was Case Number TA-91-392, and the Certificate was issued pursuant to a Report and Order effective October 11, 1991.

Please contact me should you have any questions.

Sincerely,

James B. Lowery

smp

Enclosures

c/enc: James and Sara Estes

BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI



| In the Matter of Certificate of Service |) | | Missouri Public Service Commission |
|---|---|----------|---------------------------------------|
| Authority to Provide Shared Tenant |) | | Cervice Commission |
| Services within the State of Missouri |) | Case No. | <u></u> |
| Issued to the Stephens Park |) | | |
| Medical Building General |) | | • |
| Partnership |) | | |

REQUEST FOR CANCELLATION OF CERTIFICATE

COMES NOW, the Stephens Park Medical Building General Partnership, James R. Estes and Sara S. Estes ("Estes"), by and through counsel, and hereby request that the Commission cancel the Certificate of Authority to Provide Shared Tenant Services within the State of Missouri (the "Certificate") issued in the above referenced case, and in support of such request, state as follows:

- 1. By Report and Order effective October 11, 1991 (Commission Case No. TA-91-392) the Commission granted Estes's request for the Certificate under which the Estes's were granted authority to provide shared tenant services ("STS") to tenants in three buildings identified in said Order, all pursuant to Sections 392.440 and 392.520, RSMo.
- 2. Pursuant to the Certificate, Estes provided STS to tenants in such buildings.
- 3. Subsequently, such tenants or subsequent tenants have obtained all telecommunications service directly from the local telecommunications provider, and Estes has ceased to provide STS to such tenants and has no plans to provide STS in the future.

- 4. Estes is therefore not acting as a public utility within the State of Missouri, and is not providing any public utility services, including STS.
- 5. Estes therefore hereby requests that the Certificate be cancelled, and that Estes thereby be relieved of any reporting, assessment, or other requirements previously imposed upon Estes pursuant to the Certificate.

WHEREFORE, Estes prays for the Commission's Order canceling the Certificate and thereby relieving Estes of any reporting, assessment, or other requirements previously imposed upon Estes thereby.

Respectfully Submitted,

SMITH-LEWIS, LLP

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