

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 16th day of September, 2009.

In the Matter of the Petition of TracFone Wireless, Inc. )  
for Designation as an Eligible Telecommunications )  
Carrier in the State of Missouri for the Limited ) **Case No. TA-2009-0327**  
Purpose of Offering Lifeline and Link Up Service to )  
Qualified Households )

**ORDER DENYING APPLICATION FOR REHEARING**

Issue Date: September 16, 2009

Effective Date: September 16, 2009

On August 26, 2009, the Missouri Public Service Commission issued its order designating TracFone Wireless, Inc. as an Eligible Telecommunications Carrier. The designation is subject to conditions. During the course of the proceedings, TracFone did not agree to be subject to all of the conditions and presented arguments to support its position. TracFone has now filed a timely application for rehearing. The Staff of the Commission filed a response to TracFone's application for rehearing. Staff points out that TracFone raises nothing new in its application and that all of the facts pointed out by TracFone were considered by the Commission in its final order. TracFone then filed a reply to Staff's response. In its reply, TracFone repeats arguments considered by the Commission in issuing its final order.

Under Commission rule,<sup>1</sup> applications for rehearing may be filed pursuant to statute. The statute<sup>2</sup> provides that the Commission “[s]hall grant and hold such rehearing if in its judgment sufficient reason therefor be made to appear[.]”

In its request for rehearing, TracFone restates the arguments the Commission considered and rejected in its final order. TracFone has failed to establish sufficient reason to grant its request for rehearing. The Commission will therefore deny the application.

**THE COMMISSION ORDERS THAT:**

1. TracFone Wireless, Inc.’s application for rehearing is denied.
2. This order shall become effective upon issuance.
3. This case shall be closed on September 17, 2009.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

( S E A L )

Clayton, Chm., Davis, Jarrett,  
Gunn, and Kenney, CC., concur.

Jones, Senior Regulatory Law Judge

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<sup>1</sup> 4 CSR 240-2.160 (1).

<sup>2</sup> Section 386.500.1, RSMo 2000.