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$$\left. \begin{array}{l}) \\) \\) \\) \\) \end{array} \right\}$$
[illegible]

¹ All statutory references are to the Revised Statutes of Missouri, 1994, unless otherwise indicated.

⁴ All statutory references are to the Revised Statutes of Missouri, 1994, unless otherwise indicated.

The Commission has considered Staff's motion and recommendation, and finds that a case should be opened to determine whether the company's certificate and tariff should be canceled. The company should be given notice of this proceeding and an opportunity to be heard. The requirement of due hearing is met when an opportunity for hearing is provided and no proper party requests the opportunity to present evidence. State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d 494, 496 (Mo. App. 1989). Therefore if, after notice, no proper party requests an opportunity to be heard, the Commission may determine that no further hearing is necessary.

IT IS THEREFORE ORDERED:

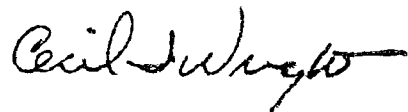
1. That Case No. TD-97-554 is established to consider whether Long Distance Services, Inc. d/b/a Long Distance Services of Virginia's certificate and tariff should be canceled.

2. That the Records Department of the Commission shall send a copy of this order to the registered agent for Long Distance Services, Inc. d/b/a Long Distance Services of Virginia by certified mail.

3. That Long Distance Services, Inc. d/b/a Long Distance Services of Virginia's certificate and tariff shall be canceled without hearing if the company fails to respond on or before September 5, 1997.

4. That this order shall become effective on August 5, 1997.

BY THE COMMISSION



**Cecil I. Wright
Executive Secretary**

(S E A L)

Zobrist, Chm., Crumpton, Drainer,
Murray and Lumpe, CC., concur.

ALJ: Cronin/Wickliffe