

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

Crain Pest and Lawn, L.L.C.,)	
)	
Complainant,)	
)	
v.)	<u>Case No. TC-2010-0053</u>
)	
Embarq Missouri, Inc., d/b/a Embarq,)	
)	
Respondent.)	

ORDER TO SHOW CAUSE

Issue Date: November 3, 2009

Effective Date: November 3, 2009

On August 5, 2009, Crain Pest and Lawn, L.L.C. ("CPL"), filed a formal complaint pursuant to rule 4 CSR 240-2.070 against Embarq Missouri, Inc., d/b/a Embarq ("Embarq"). The complaint is signed by Keith D. Kisse, the owner of CPL. On that same date, the Commission issued a notice of deficiency for CPL's failure to have appropriate legal representation. As of today's date, 90 days has elapsed from the day CPL filed its complaint, and CPL has taken no action to correct the deficiency or any other action to further prosecute its complaint.

Commission Rule 4 CSR 240-2.116(2) provides that: "Cases may be dismissed for lack of prosecution if no action has occurred in the case for ninety (90) days and no party has filed a pleading requesting a continuance beyond that time." CPL will be directed to show cause why its complaint should not be dismissed.

THE COMMISSION ORDERS THAT:

1. No later than November 13, 2009, Crain Pest and Lawn, L.L.C. shall show cause why the Commission should not dismiss its complaint.

2. This order shall become effective immediately upon issuance.

(S E A L)

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'S. Reed', is positioned above the printed name of the Secretary.

**Steven C. Reed
Secretary**

Harold Stearley, Senior Regulatory Law Judge
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 3rd day of November, 2009.