BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Cancellation of the) Certificate of Service Authority of) Crestline Communications, LLC)

Case No. PD-2008-

31.1

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and moves that the Commission cancel the certificate of service authority it has granted to Crestline Communications, LLC to provide private pay telephone service in the State of Missouri via customer-owned coin-operated telephone equipment. In support of its Motion, Staff respectfully states as follows:

an order granting a certificate of service authority to provide private pay telephone service in the State of Missouri via customer-owned coin-operated telephone equipment to Crestline Communications, LLC in Case No. TA-99-25.

2. Crestline Communications, LLC has now requested that Commission cancel its certificate of service authority because the company is no longer providing service in Missouri. See Appendix A.

3. No complaints have been filed against the company since the commencement of the Electronic Filing and Information System. Crestline Communications, LLC has paid all Commission assessments.

4. Because Crestline Communications, LLC has requested cancellation of its certificate, and because it is not providing telecommunications service, the Staff recommends that the Commission issue an order canceling Crestline Communications, LLC certificate of service authority to provide service.

5. The Commission has the authority to cancel a telecommunications corporation certificate pursuant to Section 392.410.5 RSMo (Supp. 2006), which provides:

"Any certificate of service authority may be altered or modified by the commission after notice and hearing, upon its own motion or upon application of the person or company affected."

However, the Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing. *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo.App. 1989).

6. This pleading is being served on the address provided most recently by Crestline Communications, LLC to the Commission via certified mail.

WHEREFORE, the Staff recommends the Commission cancel the certificate of service authority of Crestline Communications, LLC to provide private pay telephone service in the State of Missouri via customer-owned coin-operated telephone equipment.

Respectfully submitted,

<u>/s/ Sarah Kliethermes</u> Sarah L. Kliethermes Legal Counsel Missouri Bar No. 60024

Attorney for the Staff of the Missouri Public Service Commission P. O. Box 360 Jefferson City, MO 65102 (573) 751-6726 (Telephone) (573) 751-9285 (Fax) sarah.kliethermes@psc.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 4th day of June, 2008.

<u>/s/ Sarah Kliethermes</u> Sarah L. Kliethermes

. . .

Office of the Public Counsel P.O. Box 7800 Jefferson City, MO 65102 Paul R. Durr Crestline Communications, LLC 8060 S Jasmine Circle Centinnial, CO 80112 (via certified mail)

HIGHLY CONFIDENTIAL

STATEMENT OF REVENUE

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Mail one notarized copy of this statement to the Missouri Public Service Commission, Budget & Fiscal Services Department, P.O. Box 360, Jefferson City, Missouri 65102. NO LATER THAN MARCH 31, 2008

Appendix A

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Cancellation of the Certificate of Service Authority of Crestline Communications, LLC

Case No. PD-2008-

AFFIDAVIT OF LISA MAHANEY

STATE OF MISSOURI

COUNTY OF COLE

SS:

Lisa Mahaney, employee of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that she has reviewed the accompanying pleading, and that the facts therein are true and correct to the best of her knowledge and belief.

Jisa Mahaney

Subscribed and affirmed before me this 27^{4} day of <u>May</u> 2008. I am commissioned as a notary public within the County of <u>Callaway</u>, State of Missouri and my commission expires on Ũ



SUSAN L. SUNDERMEYER My Commission Expires September 21, 2010 Callaway County Commission #06942086

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