BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

Alma Communications Company d/b/a Alma)
Telephone Company, Chariton Valley Telephone)
Corporation, Chariton Valley Telecom Corporation,)
Choctaw Telephone Company, Mid-Missouri)
Telephone Company, a corporate division of Otelco,)
Inc., and MoKAN DIAL, Inc.)	
)
Complainants,)
)
VS.) Case No. IC-2011-0385
)
Halo Wireless, Inc.)
)
Respondent.)

Request for Enlargement or Extension of Time For Respondent to Answer

Come now Complainants, pursuant to 4 CSR 240-2.050(3) and 4 CSR 240-2.070

(7)4.020(2), and file this Request that Respondent Halo Wireless Inc. be granted an enlargement

or extension of time from July 6, 2011 until August 8, 2011 in which to file an Answer to

Complainants' Complaint.

In support of this request, Complainants' state as follows:

- 1. The Complaint herein was filed June 1, 2011.
- On June 6, 2011, the Commission entered a Notice of Complaint and of Contested Case, and Order Directing Filing, by which Respondent was directed to file an Answer to the Complaint no later than July 6, 2011.
- 3. Complainants and Respondent have had ongoing dialogues regarding this dispute

since January of 2011. Currently Complainants and Respondents are engaging in discussions as to whether and upon what terms they may establish a negotiation pursuant to the Telecommunications Act of 1996 that, upon completion of the negotiation and/or arbitration process set forth in 47 USC 252, would resolve all or most of the disputes articulated in the June 1 Complaint, the subject matter of this action.

- 4. Complainants estimate it will take three to four weeks from the date of this filing in which to complete the attempt to establish such a negotiation. If same is established, Complainants anticipate requesting that this proceeding be abated or held in abeyance pending completion of the negotiation/arbitration process. If same is not established, Complainants will so notify the Commission by July 16, 2011, whereupon this proceeding could proceed.
- 5. In order to allow the parties the opportunity to complete discussions as to the establishment of a negotiation without the necessity of Respondent having to Answer or otherwise respond or challenge the Complaint, Complainants respectfully request that the Commission enter an Order extending or enlarging the time within which Respondent is to file an answer from July 6 to August 8, 2011.
- 6. The undersigned has discussed this Request with Respondent, who has no objection to the extension or enlargement of time requested herein being granted. Respondent has indicated that, by permitting Complainants to indicate Respondent's lack of objection to granting this enlargement or extension request, Respondent is not consenting to jurisdiction or making an appearance of any kind.

WHEREFORE, on the basis hereof, Complainants request that the Commission enlarge or extend the date by which Respondent is to file an Answer to Complainants' Complaint from July 6, 2011 until August 8, 2011.

Respectfully submitted,

<u>/s/Craig S. Johnson</u> Craig S. Johnson Mo Bar # 28179 Johnson & Sporleder, LLP 304 E. High St., Suite 200 P.O. Box 1670 Jefferson City, MO 65102 (573) 659-8734 (573) 761-3587 FAX cj@cjaslaw.com

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was electronically mailed, this 14th day of June, 2011 to:

General Counsel Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102 gencounsel@psc.mo.gov

Lewis Mills Office of Public Counsel P.O. Box 7800 Jefferson City, MO 65102 <u>lewis.mills@ded.mo.gov</u>

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> <u>/s/ Craig S. Johnson</u> Craig S. Johnson