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March 4, 2004

FILED

MAR 04 2004

**Missouri Public
Service Commission**

Mr. Dale Hardy Roberts
Executive Secretary
Missouri Public Service Commission
200 Madison Street, PO Box 360
Jefferson City, MO 65102-0360

RE: In the Matter of the Application of Image Access, Inc. d/b/a NewPhone
For a Certificate of Service Authority to Provide Basic Local and
Interexchange Telecommunications Service in the State of Missouri
And to Classify Said Services and the Company as Competitive.
Case NO: LA-2004-0444

Dear Mr. Roberts:

Enclosed please find for filing the original plus eight (8) copies of the Motion for Protective Order and the Motion for Regulatory Waiver in the above captioned matter.

If you should have any questions concerning the enclosed filing, please do not hesitate to contact me.

Thank you.

Very truly yours,

HENDREN & ANDRAE, L.L.C.


Richard S. Brownlee III

RSB/bn
Enclosure

FILED

MAR 04 2004

**Missouri Public
Service Commission**

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Application of)
Image Access, Inc. d/b/a NewPhone for a)
Certificate of Service Authority to)
Provide Basic Local and Interexchange)
Telecommunications Service in the)
State of Missouri and to Classify Said)
Services and the Company as Competitive)

Case No.LA-2004-0444

MOTION FOR REGULATORY WAIVER

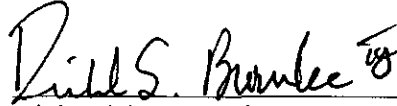
Comes Now, Image Access, Inc., d/b/a NewPhone by its attorneys Hendren and Andrae,
Richard S. Brownlee III, and pursuant to Section 392.420 RSMo and for its Motion for
Regulatory Waiver states:

1. Pursuant to 4CSR240-3.510, the Commission requires that a proposed tariff have an effective date not fewer than 45 days from the date of issue.
2. Because applicant has no present information as to when the Commission might issue an order approving the tariffs filed herein, applicant request the Commission to waive 4CSR240-3.510 (1) (C).
3. Upon approval of the application in the above captioned matter, applicant will amend said tariffs with an appropriate effective date.

WHEREFORE, applicant, prays an order of regulatory waiver stated herein.

Respectfully submitted,

HENDREN & ANDRAE, L.L.C.

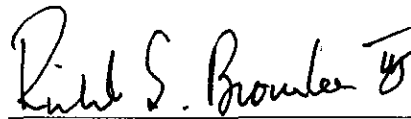


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Counsel for Image Access, Inc.
d/b/a NewPhone

CERTIFICATE OF SERVICE

Comes now applicant, and states that copies of this Motion was hand delivered to the Office of Public Counsel and General Counsel on this 4th day of March, 2004.



Richard S. Brownlee, III