

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

Southwestern Bell Telephone, L.P., d/b/a SBC Missouri's)
Petition for Compulsory Arbitration of Unresolved Issues)
For a Successor Interconnection Agreement to the) Case No. TO-2005-0336
Missouri 271 Agreement ("M2A"))

**SBC MISSOURI'S NOTICE OF DISMISSAL OF CERTAIN CLECs
PREVIOUSLY NAMED AS RESPONDENTS**

SBC Missouri,¹ pursuant to 4 CSR 240-2.116(1), respectfully requests the Missouri Public Service Commission ("Commission") to dismiss from this proceeding certain Competitive Local Exchange Carriers ("CLECs") previously named as Respondents in SBC Missouri's Petition for Arbitration and Motion for Issuance of Order of Notification ("Petition").

1. In its Petition, SBC Missouri identified but did not name as Respondents several CLECs who had entered into a written Memorandum of Understanding ("MOU") with SBC Missouri in which, among other things, the CLEC agreed to adopt one of the successor agreements resulting from this proceeding.² On the other hand, SBC Missouri identified and named as Respondents several CLECs who had failed to respond to SBC Missouri's request to negotiate a successor agreement to the Missouri 271 Interconnection Agreement ("M2A").³ SBC Missouri committed that "[i]n the event any of these CLECs execute the MOU and file it with the Commission, SBC Missouri will dismiss them from this proceeding."⁴

2. Since SBC Missouri filed its Petition on March 31, 2005, the following four CLECs have executed MOUs with SBC Missouri:

CD Telecommunications, LLC
Cinergy Communications Company
Ren-Tel Communications, Inc.
The Phone Connection, Inc.

¹ Southwestern Bell Telephone, L.P., d/b/a SBC Missouri, will be referred to in this pleading as "SBC Missouri" or "SBC."

² Petition, ¶ 6; Exhibit 3.

³ Id., ¶ 6; Exhibit 5.

⁴ Id., ¶ 17.

These MOUs are appended as Attachment 1. SBC Missouri respectfully requests that these four carriers be dismissed from this proceeding.

3. Respondents Mark Twain Communications Company (“Mark Twain”) and Business Telecom, Inc. (“BTI”) have given formal written confirmation that they are not providing local services in any SBC Missouri exchange and that they have no present interest in pursuing a successor interconnection agreement to the M2A. In addition, Respondent Alltel Communications, Inc. (“Alltel”) has recently concluded a resale agreement with SBC Missouri and has provided formal written confirmation that it has no present interest in pursuing a successor interconnection agreement to the M2A. Mark Twain, BTI and Alltel’s correspondence is appended as Attachment 2. SBC Missouri respectfully requests that Mark Twain, BTI and Alltel be dismissed from this proceeding.

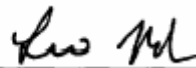
4. At this point in the proceeding, no prepared testimony has been filed nor oral evidence offered.⁵

WHEREFORE, SBC Missouri respectfully requests the Commission to enter orders of dismissal as outlined above.

Respectfully submitted,

SOUTHWESTERN BELL TELEPHONE, L.P.

BY



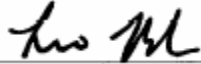
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⁵ 4 CSR 240.2.116(1).

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing document were served to all parties by e-mail on April 21, 2005.

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