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March 16, 2000

FILED
MAR 1 6 2000

The Honorable Dale Hardy Roberts Secretary/Chief Regulatory Law Judge Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102-0360

Missouri Public Service Commission

Re: Case No. TC-2000-176

Dear Judge Roberts:

Enclosed you will find for filing with your office on behalf of Missouri Comm South, Inc. an original and fourteen copies of a Motion for Second Extension of Time within which to File Response to Staff's Recommendation and to File Reply to Staff's Response to Respondent's Motion to Strike.

Please contact me if there are any questions. Thank you very much.

Very truly yours,

NEWMAN, COMLEY & RUTH P.C.

By:

Mark W. Comley

MWC:ab Enclosure

cc: Office of Public Counsel

Julie A. Kardis Bobby Glover

John W. Housley

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



NIXA AREA E-911 BOARD,	)	Missouri Public S <b>ervice Commiss</b> ion
Complainant,	)	Case No. TC-2000-176
vs.	)	Case No. 1C-2000-170
MISSOURI COMM SOUTH, INC.	)	
Respondent.	)	

## MOTION FOR SECOND EXTENSION OF TIME WITHIN WHICH TO FILE RESPONSE TO STAFF'S RECOMMENDATION AND TO FILE REPLY TO STAFF'S RESPONSE TO RESPONDENT'S MOTION TO STRIKE

Comes now Missouri Comm South, Inc. respondent herein (hereinafter "MCS"), by and through counsel, and for its above entitled motion states the following to the Commission:

- 1. On February 24, 2000, the Commission Staff served on MCS its recommendation in this matter and its response to MCS' Motion to Strike certain portions of the complaint. Under the rules of the Commission, MCS's response to the Staff's recommendation and its comments on the Motion to Strike was due on March 6, 2000. On March 3, 2000 Respondent requested an extension of time to file its responses.
- 2. Since the filing of MCS's first request for an extension of time, the parties have engaged in discussions toward compromise and settlement of the complaint. If the case is settled, the filing of MCS's response to Staff's recommendation and its response to the Motion to Strike will be unnecessary.
  - 3. MCS submits that under the circumstances, a second extension of time to file its



response is warranted. Counsel for Complainant, Staff and Public Counsel have no objection to this request.

WHEREFORE, MCS respectfully requests that the Commission grant it a second extension of 10 days, up to and including March 27, 2000, within which to file its response to the Staff recommendation and Staff's response to MCS' earlier filed Motion to Strike.

Respectfully submitted,

By: 6

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## Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent by U.S. Mail, postage prepaid, or hand delivered, on this 16th day of March, 1999, to:

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