

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

Southwestern Bell Telephone)	
Company d/b/a AT&T Missouri,)	
)	
Complainant,)	
)	
vs.)	
)	
Big River Telephone Company, LLC; Davidson)	Case No. TC-2010-0107
Telecom, LLC; KMC Data; KMC Telecom III,)	
LLC; Level 3 Communications LLC; Matrix)	
Telecom, Inc.; MCI metro Access Transmission)	
Services LLC; McLeodUSA Telecommunications)	
Services, Inc.; Nexus Communications, Inc.;)	
PAC-West Telecomm, Inc.; Qwest)	
Communications Corporation; TruComm)	
Corporation; tw telecom of kansas city llc)	
)	
Respondents.)	

**NOTICE OF DISMISSAL OF COMPLAINT AS TO
TW TELECOM OF KANSAS CITY LLC**

COMES NOW AT&T Missouri,¹ and pursuant to the provisions of 4 CSR 240-2.116(1),² hereby dismisses its Complaint insofar as it is directed to tw telecom of kansas city llc, which since the filing of the Complaint executed an intervening law amendment that was submitted to the Commission on October 15, 2009 in accordance with Section 252(e) of the federal Telecommunications Act of 1996³ and 4 CSR 240-3.513(6)(A).


¹ Southwestern Bell Telephone Company d/b/a AT&T Missouri ("AT&T Missouri").

² This rule provides, in pertinent part, that "[a]n applicant or complainant may voluntarily dismiss an application or complaint without an order of the commission at any time before prepared testimony has been filed or oral evidence has been offered, by filing a notice of dismissal with the commission and serving a copy on all parties."

³ 47 U.S.C. § 252(e).

Respectfully submitted,

SOUTHWESTERN BELL TELEPHONE COMPANY,
D/B/A AT&T MISSOURI

BY 

Leo J. Bub #34326

Robert J. Gryzmala #32454

One AT&T Center, Room 3516

St. Louis, Missouri 63101

(314) 235-6060

(314) 247-0014 (Fax)

Email: robert.gryzmala@att.com

Attorneys for Southwestern Bell Telephone Company,
d/b/a AT&T Missouri

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing document were served upon each of the following by e-mail on October 15, 2009.


Robert J. Gryzmala

General Counsel
Missouri Public Service Commission
PO Box 360
Jefferson City, Mo 65102
GenCounsel@psc.mo.gov

Public Counsel
Office of the Public Counsel
PO Box 7800
Jefferson City, MO 65102
opcservice@ded.mo.gov

Carl J. Lumley
Big River Telephone Company, LLC and
MCI metro Access Transmission Services, Inc.
Curtis, Heinz, Garrett & O'Keefe, P.C.
130 S. Bemiston, Suite 200
St. Louis, MO 63105
clumley@lawfirmemail.com

William Steinmeier & Mary Ann Young
Level 3 Communications, LLC,
McLeodUSA Telecommunications
Services, Inc. and
tw telecom of kansas city llc
P.O. Box 104595
2031 Tower Drive
Jefferson City, MO 65110-4595
wds@wdspsc.com
MYoung0654@aol.com