

Pac-West

October 29, 2009

FILED

NOV 3 2009

Missouri Public Service Commission
Public Information Office
Governor Office Building
200 Madison Street
P.O. Box 360
Jefferson City, MO 65102-0360

Missouri Public
Service Commission

Dear Sir/Madam,

Pac-West Telecom Inc. is in receipt of a complaint filed by AT&T Communications of Missouri. The complaint alleges that CLECs, including Pac-West, failed to sign an amendment to the AT&T/Pac-West Inter-Connection Agreement (ICA) proposed by AT&T in the state of Missouri.

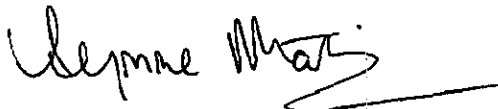
Pac-West does not currently provide service in the state of Missouri nor does it have the authority to do so. In Case Number LD-2008-0036 that became effective October 19, 2007, the Missouri Public Service Commission canceled Pac-West's authority to provide telecommunications services in the state of Missouri.

Further, according to AT&T's ICA website, Pac-West's ICA with AT&T expired on November 10, 2008, therefore the parties do not currently have an effective ICA in the state of Missouri.

Since Pac-West has no effective agreement nor does it have authority to do business in the state of Missouri, Pac-West respectfully requests that the Missouri Public Utility Commission deny AT&T's complaint against Pac-West.

Please feel free to contact me by phone on 209/926-3235 or by email at lmartin@pacwest.com with any questions.

Sincerely,



Lynne Martinez
Director of Regulatory Affairs

cc: AT&T