

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

**NUVOX COMMUNICATIONS
OF MISSOURI, INC., et al.,**

V.

**SOUTHWESTERN BELL
TELEPHONE, L.P. D/B/A
SBC MISSOURI.**

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Case No. TC-2004-0600

PETITION FOR LEAVE TO APPEAR

COME NOW Bill Magness, Susan C. Gentz, and Valeria P. Kirk and pursuant to 4 CSR 240-2.040(3)(c) herewith file their Petition for Leave to Appear on behalf of Birch Telecom of Missouri, Inc. NuVox Communications of Missouri, Inc. and Xspedius Communications, LLC, in connection with the above-styled proceeding. With respect to their entries Mr. Magness, Ms. Gentz, and Ms. Kirk hereby advise the Commission that they are members in good standing of the Bar of Texas. In addition, Mr. Magness is a member in good standing of the Bar of the Commonwealth of Massachusetts. Neither Mr. Magness, Ms. Gentz, Ms. Kirk, nor any member of their law firm is disqualified to appear in court. Mr. Magness, Ms. Gentz and Ms. Kirk designate Carl J. Lumley, Leland B. Curtis, and Curtis, Heinz, Garrett & O'Keefe, P.C., to serve as their associate counsel for NuVox, and by their signature they accept such designation. Mr. Magness, Ms. Gentz and Ms. Kirk designate William D. Steinmeier and Mary Ann (Garr) Young, William D. Steinmeier, P.C., to serve as their associate counsel for Xpedius, and by their signature they accept such designation. Mr. Magness, Ms. Gentz and Ms. Kirk designate Mark Comley, Newman, Comley & Ruth, to serve as their associate counsel for Birch and by his signature he accepts such designation.

Respectfully submitted,

Curtis, Heinz, Garrett & O'Keefe, P.C.

/s/ Carl J. Lumley

Carl J. Lumley, #32869
Leland B. Curtis, #20550
130 S. Bemiston, Suite 200
Clayton, MO 63105
(314) 725-8788
(314) 725-8789 (FAX)
clumley@lawfirmemail.com
lcurtis@lawfirmemail.com

WILLIAM D. STEINMEIER, P.C.

/s/ William D. Steinmeier (by Carl J. Lumley)

William D. Steinmeier, #25689
Mary Ann (Garr) Young, #27951
2031 Tower Drive
P.O. Box 104595
Jefferson City, Missouri 65110-4595
573-659-8672
572-636-2305 (FAX)
wds@wdspc.com
myoung0654@aol.com

NEWMAN, COMLEY & RUTH

/s/ Mark W. Comley (by Carl J. Lumley)

Mark W. Comley, #28847
601 Monroe Street, Suite 301
P.O. Box 537
Jefferson City, Missouri 65102-0537
(573) 634-2266
(573) 636-3306 (FAX)
comleym@ncrpc.com

CASEY & GENTZ, L.L.P.

/s/ Bill Magness (by Carl J. Lumley)

Bill Magness, #12824020
Susan C. Gentz, #07803500
Valerie P. Kirk, #11516900
919 Congress Avenue, Suite 1060
Austin, Texas 78701
512-480-9900
512-480-9200 (FAX)
bmagness@phonelaw.com

CERTIFICATE OF SERVICE

A true and correct copy of the foregoing document was e-mailed this 8th day of June, 2004,
to:

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102
d.joyce@psc.mo.gov

Office of Public Counsel
P.O. Box 2230
Jefferson City, Missouri 65102
opcservice@ded.state.mo.us

Legal Department
Southwestern Bell Telephone Co., L.P.
d/b/a SBC Missouri
One Bell Center, Room 3520
St. Louis, Missouri 63101
paul.lane@sbc.com

/s/ Carl J. Lumley
