

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

The Staff of the Missouri Public Service Commission,)	
)	
Complainant,)	
)	Case No. TC-2009-0407
v.)	
)	
FamilyTel of Missouri, LLC.)	
)	
Respondent.)	

NOTICE OF VOLUNTARY DISMISSAL OF COMPLAINT

COMES NOW the Staff of the Missouri Public Service Commission (Staff), through the undersigned counsel, and hereby respectfully states the following to the Missouri Public Service Commission (Commission):

1. On May 12, 2009, Staff filed its *Complaint* against FamilyTel of Missouri, LLC (Respondent or Company), which alleged the Company failed to file a calendar year 2007 Annual Report, and pay its fiscal year 2008 and 2009 assessments.
2. On June 26, 2009, the Respondent requested mediation of the *Complaint*. On July 8, 2009, Staff filed a response which stated Staff was willing to participate in mediation pursuant to 4 CSR 240-2.125.
3. Prior to mediation the parties reached a settlement, which is now finalized.
4. The Company is now current on all Commission assessment and annual reporting requirements.
5. The Company no longer wishes to retain the certificates of service authority granted in Case Nos. TA-2002-357 and XA-2004-0282. Staff will file a separate motion to cancel the Company's certificates.

6. 4 CSR 240-2.116 allows a complainant to dismiss a complaint without a Commission order prior to the filing of testimony or the offering of oral evidence, by filing a notice of dismissal and serving a copy on all parties.

WHEREFORE, the Staff files this *Notice Of Voluntary Dismissal Of Complaint* with the Commission.

Respectfully submitted,

/s/ Jennifer Hernandez

Jennifer Hernandez

Legal Counsel

Missouri Bar No. 59814

Attorney for the Staff of the
Missouri Public Service Commission

P. O. Box 360

Jefferson City, MO 65102

(573) 751- 8706 (Telephone)

(573) 751-9285 (Fax)

jennifer.hernandez@psc.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via electronic mail on Mark W. Comley, of Newman, Comley & Ruth, attorneys for FamilyTel of Missouri, LLC, at comleym@ncrpc.com , and The Office of Public Counsel of the State of Missouri, at opcservice@ded.mo.gov , this 31st day of July, 2009.

/s/ Jennifer Hernandez