BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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

Complainant,

v.

File No. TC-2010-0107

KMC Telecom III, LLC; and Matrix Telecom, Inc.,

Respondents.

NOTICE ACKNOWLEDGING VOLUNTARY DISMISSAL OF RESPONDENTS AND CLOSING CASE

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Issue Date: March 1, 2010

At the time this complaint was filed, on October 2, 2009, there were 13 named respondents. Since that date, Southwestern Bell Telephone Company, d/b/a AT&T Missouri, has dismissed its complaint against all but the two respondents listed in the caption. On March 1, 2010, AT&T Missouri filed a notice of dismissal without prejudice of its complaint against KMC Telecom III, LLC, and Matrix Telecom, Inc.. AT&T Missouri no longer seeks any affirmative relief from the Commission in connection with this case and submits that the case may be closed.

As provided in 4 CSR 240-2.116, the complainant in a matter may voluntarily dismiss a complaint by filing notice of the dismissal prior to any evidence being offered or prepared testimony being filed. Therefore, the Commission acknowledges the voluntary dismissal of KMC Telecom III, LLC, and Matrix Telecom, Inc, from the instant complaint.

With the dismissal of these two companies, no respondents remain. The Commission therefore closes this case.

BY THE COMMISSION

Steven C. Reed Secretary

(SEAL)

Dated at Jefferson City, Missouri, on this 1st day of March, 2010.

Dippell, Deputy Chief Regulatory Law Judge