

Missouri Public Service Commission
Adjudication Division - Data Center
P.O. Box 360
Jefferson City, Missouri 65102-0360
MO 419-2651 (9-01)

FILED²

MAR 11 2010

Missouri Public
Service Commission

KMC Telecom III, LLC
Legal Department
1545 Route 206
Bedminster, NJ 07921

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FIRST CLASS

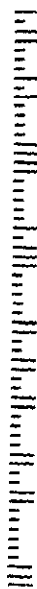


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**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

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

Complainant,

v.

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

Respondents.

File No. TC-2010-0107

**NOTICE ACKNOWLEDGING VOLUNTARY DISMISSAL OF RESPONDENTS
AND CLOSING CASE**

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

(S E A L)

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

Dippell, Deputy Chief Regulatory Law Judge

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 1st day of March 2010.



A handwritten signature in black ink, which appears to read "Steven C. Reed", is written over a horizontal line.

Steven C. Reed
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

March 01, 2010

File No. TC-2010-0107

General Counsel's Office
P.O. Box 360
200 Madison Street, Suite 800
Jefferson City, MO 65102

Lewis R. Mills, Jr.
P.O. Box 2230
200 Madison Street, Suite 650
Jefferson City, MO 65102

AT&T Missouri
Robert Gryzmala
909 Chestnut St.
St. Louis, MO 63101

AT&T Missouri
Leo Bub
One AT&T Center, Rm 3518
St. Louis, MO 63101

KMC Telecom III, LLC
Legal Department
1545 Route 206
Bedminster, NJ 07921

Matrix Telecom, Inc.
Legal Department
7171 Forest Lane, Ste 700
Dallas, TX 75230

Enclosed find a certified copy of a NOTICE in the above-numbered matter(s).

Sincerely,



Steven C. Reed
Secretary