


MO 419-2651 (9-01)

FEB 01 2010

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



NIXIE 000 3E 1 00 01/23/10
RETURNED TO SENDER
NOT DELIVERED
NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES
*10000-10000-14-0000

**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 RESPONDENT

Issue Date: January 14, 2010

On January 12, 2010, Southwestern Bell Telephone Company, L.P., d/b/a AT&T Missouri, filed a Notice of Dismissal of Complaint as to Level 3 Communications LLC Without Prejudice. 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 Level 3 Communications LLC, from AT&T Missouri's instant complaint. The case caption is amended by the removal of this company from the list of respondents.

(S E A L)

BY THE COMMISSION



Steven C. Reed
Secretary

Dated at Jefferson City, Missouri,
on this 14th day of January, 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 14th day of January 2010.



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

Steven C. Reed
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

January 14, 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 Data, L.L.C.
Legal Department
3200 W. Pleasant Run Road, Suite 2
Lancaster, TX 75146

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

Level 3 Communications, LLC
William Steinmeier
2031 Tower Drive
P.O. Box 104595
Jefferson City, MO 65110-4595

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

Verizon Access Transmission Services
Carl Lumley
130 S. Bemiston, Ste 200
St. Louis, MO 63105

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

Sincerely,



Steven C. Reed
Secretary