

Missouri Public Service Commission
Adjudication Division - Data Center
P.O. Box 360
Jefferson City, Missouri 65102-0360

MO 419-2651 (9-01)

FILED²

NOV 30 2009

Missouri Public
Service Commission

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

07921-0360

FIRST CLASS

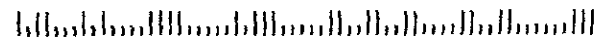


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**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

FILED

NOV 30 2009

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

Complainant,

v.

Davidson Telecom, LLC; KMC Data, L.L.C.;
KMC Telecom III, LLC; Level 3 Communications
LLC; and Matrix Telecom, Inc.,

Respondents.

Missouri Public
Service Commission

File No. TC-2010-0107

ORDER GRANTING MOTION FOR EXTENSION OF TIME

Issue Date: November 19, 2009

Effective Date: November 19, 2009

On November 13, 2009, Level 3 Communications, LLC, one of the respondents herein, filed a motion to dismiss Southwestern Bell Telephone Company, L.P., d/b/a AT&T Missouri's complaint directed against it. Under Commission rules, AT&T Missouri's deadline for responding to the motion is November 23, 2009; however, on November 19, 2009, AT&T Missouri requested an extension of time, through December 14, 2009, in which to file its response. AT&T Missouri states that Level 3 has agreed to the extension.

AT&T Missouri notes further that the Commission Staff's report is due to be filed no later than December 1, 2009. AT&T Missouri states that it would not object if, due to a grant of its motion for extension, Staff were to move for an additional period of time to file the Staff report.

As Level 3 does not oppose AT&T Missouri's motion for extension, the Commission will grant it. The Commission will also, on its own motion, extend the filing date for Staff's report.

THE COMMISSION ORDERS THAT:

1. Southwestern Bell Telephone Company, L.P., d/b/a AT&T Missouri's Unopposed Motion for an Extension of Time is Granted.
2. Southwestern Bell Telephone Company, L.P., d/b/a AT&T Missouri, shall file its response to Level 3 Communications, LLC's Motion to Dismiss no later than December 14, 2009.
3. The filing deadline for the Commission Staff's report is extended from December 1, 2009, to no later than December 22, 2009.
4. This order shall become effective upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Nancy Dippell, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

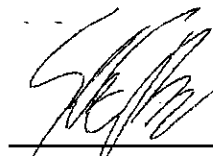
Dated at Jefferson City, Missouri,
on this 19th day of November, 2009.

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 19th day of November 2009.



Steven C. Reed
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

November 19, 2009

File No. TC-2010-0107

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Dallas, TX 75230

Verizon Access Transmission Services
Carl Lumley
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St. Louis, MO 63105

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

Sincerely,



Steven C. Reed
Secretary