

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

In the Matter of the Application of NuVox)	
Communications of Missouri, Inc. for an)	Case No. TO-2006-0360
Investigation into the Wire Centers that AT&T)	
Missouri Asserts are Non-Impaired Under the)	
TRRO)	

OFFICE OF PUBLIC COUNSEL’S NOTICE OF NON-PARTICIPATION

The Office of the Public Counsel respectfully advises the Public Service Commission that it will not participate in this case because the case does not have an immediate and important impact on ratepayers as it concerns an inter-company dispute about the impaired or non-impaired status of specific wire center facilities. The public interest is adequately protected without Public Counsel’s participation. Section 386.710.1 (3), RSMo 2000.

Public Counsel did not file testimony and did not take a position or file a pre-hearing brief. OPC requested the other parties to include OPC in the Order of Opening and Cross-Examination to hold a position in the order in the very remote likelihood that OPC would participate. Now, that precaution is moot.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

/s/ **Michael F. Dandino**

BY:_____

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 15th day of May, 2007.

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