RICHARD S. BROWNLEE III MICHAEL A. DALLMEYER DOUGLAS L. VAN CAMP MICHAEL G. BERRY JOHN W. KUEBLER SUSAN M. TURNER SARA C. MICHAEL RODNEY D. GRAY SHANE L. FARROW KEITH A. WENZEL KELLIE R. NILGES

#### HENDREN AND ANDRAE, L.L.C. ATTORNEYS AT LAW

RIVERVIEW OFFICE CENTER 221 BOLIVAR STREET, SUITE 300 P.O. BOX 1069 JEFFERSON CITY, MISSOURI 65102

www.hendrenandrae.com

(573) 636-8135 (573) 636-5226 (Facsimile) HENRY ANDRAE (Retired)

JOHN H. HENDREN (1907-1988) CHARLES H. HOWARD (1925-1970) JOHN E. BURRUSS, JR. (1933-1985) GERALD E. ROARK (1956-1995)

E-MAIL. richardb@hendrenandrae.com

January 31, 2003

Mr. Dale Hardy Roberts Executive Secretary Missouri Public Service Commission 200 Madison Street, PO Box 360 Jefferson City, MO 65102-0360

Missouri Public Service Commission

JAN 3 1 2003

In the Matter of the Application of TDS Engineering, L.L.C. for Certificate of Service Authority to Provide Competitive Interexchange Telecommunications Services in the State of Missouri

Dear Mr. Roberts:

Enclosed please find for filing in the above-captioned matter the original plus eight (8) copies of an Application to Cancel Interexchange and Nonswitched Local Exchange Certificates of Service Authority and Tariff.

If you have any questions regarding the enclosed filing, please give me a call. Thank you.

Very truly yours,

HEMDREN AND ANDRAE, LLC

hard S. Brownlee, III

RSB:sa

Enclosures

Cc: A. Dean Peterson



# BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI

In the Matter of the Application of )	
TDS Engineering, L.L.C. for )	
Permission, Approval, and )	
Certificate of Service Authority to )	CASE NO.
Provide Competitive )	
Interexchange Telecommunications )	
Services in the State of Missouri )	

# APPLICATION TO CANCEL INTEREXCHANGE AND NONSWITCHED LOCAL EXCHANGE CERTIFICATES OF SERVICE AUTHORITY AND TARIFF

Comes now TDS Engineering, L.L.C. ("TDS" or "Applicant"), by and through its attorneys, Hendren and Andrae, L.L.C., Richard S. Brownlee, III, and requests the Missouri Public Service Commission ("Commission") to cancel its Interexchange and Nonswitched Local Exchange telecommunications services in Missouri pursuant to 4CSR 240-2.060. In support of this Application, TDS states as follows:

1. TTDS is a corporation organized under the laws of Missouri. Its principal place of business is located at:

TDS Engineering, L.L.C. 231 E. 4th Street Box 696 Carthage, Missouri 64836

2. Correspondence or communications pertaining to this Application should be addressed to:

Richard S. Brownlee, III Hendren And Andrae, L.L.C. 221 Bolivar Street, Suite 300 P.O. Box 1069 Jefferson City, MO 65102 (573) 636-8135 (573) 636-4905 (Facsimile)

3. On March 20, 1998, TDS filed with the Missouri Public

Service Commission its Application for a Certificate of Service Authority to provide Competitive Interexchange and Local Exchange Telecommunications Services in the State of Missouri in Case No. TA-98-398. On May 26, 1998, the Commission issued its Order Approving Interexchange and Nonswitched Local Exchange Certificates of Service Authority and Order Approving Tariff, which Order became effective on May 29, 1998. TDS's tariff became effective on May 29, 1998.

- 4. The purpose of this Application is to notify the Commission that TDS has no Missouri intrastate interexchange customers. TDS is further notifying the Commission that it no longer intends to conduct business as a certificated telephone company in the State of Missouri after January 1, 2003.
- 5. Applicant states that it has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court which involves customer service or rates, which action, judgment or decision has occurred within three (3) years of the date of the application.
- 6. Applicant states that no annual report or assessment fees are over due.
- 7. Applicant states that the requested relief will be of no detriment to any member of the public.

WHEREFORE, Applicant TDS, respectfully requests the Commission to cancel its Certificates of Service Authority and Tariffs for Competitive Interexchange Telecommunications Services approved in Case No. TA-98-398.

Respectfully submitted,

Richard S. Brownlee, III

MO Bar #22422

Hendren and Andrae, L.L.C.

221 Bolivar St., P.O. Box 1069

Jefferson City, MO 65102

(573) 636-8135

(573) 686-4905 (Facsimile)

ATTORNEY FOR TDS ENGINEERING, LLC

### CERTIFICATION

I hereby certify that the information contained in the foregoing Application is true and correct.

TDS Engineering, L.L.C.

STATE OF MISSOURI
COUNTY OF JASPER

Sworn to and subscribed before me, the undersigned Notary Public, By A.D. Petersen on this the 17th day of 15th January 15th, 2003.

Sharon Walker

Notary Public

My Commission Expires:

SHARON WALKER

Notary Seal - Notary Public
STATE OF MISSOURI
Jasper County
My Commission Expires Nov. 20, 2004

#### BEFORE THE PUBLIC SERVICE COMMISSION

#### STATE OF MISSOURI

In the Matter of the Application of TDS Engineering, L.L.C. for Permission, Approval, and Certificate of Service Authority to Provide Competitive Interexchange Telecommunications Services in the State of Missouri	) ) ) ) )	CASE NO.
STATE OF MISSOURI . ) COUNTY OF JASPER )	SS	

#### **AFFIDAVIT**

	Ι _		A. DEA	N PETER	SON			PRESI	DENT				_ of
TDS	Engi	neeri	ing,	L.L.C.	, he	ereby	auth	orize	Rich	ard	s.	Brown	lee,
III,	or a	any m	nember	of th	e la	w fir	m of	Hendr	en an	d An	drae	e, L.L	.C.,
221	Boliv	var S	treet	, P.O.	Box	1069	Jef	fersor	City	, Mi	ssou	ıri 65	102,
to	sign	all	plea	dings	and	docu	ments	nece	ssary	, to	re	ceive	the
appr	oval	of	the	Misso	uri	Publ	ic S	ervice	e Con	miss	ion	for	the
Appl	icat	ion i	n the	above	capt	cionec	d mat	ter.	E	) le	ns	en_	

Subscribed and sworn to before me, a Notary Public, in and for the State of Missouri, this <u>J7th</u> day of <u>January</u>, 2003.

Commission Expires

SHARON WALKER Notary Seal - Notary Public STATE OF MISSOURI Jasper County My Commission Expires Nov. 20, 2004

### BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI

In the Matter of the Application of TDS Engineering, L.L.C. for Permission, Approval, and Certificate of Service Authority to Provide Competitive Interexchange Telecommunications Services in the State of Missouri	) ) ) ) )	CASE	NO.
STATE OF MISSOURI )			
COUNTY OF COLE )	នន		

## AFFIDAVIT

## VERIFICATION BY ATTORNEY

Now, on this \_\_\_\_\_\_, and \_\_\_\_\_\_, appears before me Richard S. Brownlee, III, attorney for applicant and states that the information contained in the attached Application is true and accurate to his best information and belief.

Subscribed and sworn to before me.

My Commission Expires: 9-13-2003