

# SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

THE WASHINGTON HARBOUR  
3000 K STREET, NW, SUITE 300  
WASHINGTON, DC 20007-5116  
TELEPHONE (202) 424-7500  
FACSIMILE (202) 424-7645  
WWW.SWIDLAW.COM

NEW YORK OFFICE  
THE CHRYSLER BUILDING  
405 LEXINGTON AVENUE  
NEW YORK, NY 10174  
TEL. (212) 973-0111  
FAX (212) 891-9598

January 12, 2004

## VIA OVERNIGHT DELIVERY

Dale Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
200 Madison Street  
Suite 100  
Jefferson City, MO 65101

**FILED<sup>2</sup>**

**JAN 13 2004**

**Missouri Public  
Service Commission**

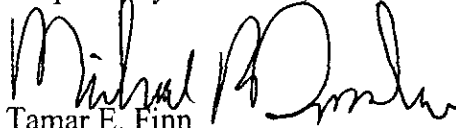
**Re: TW-2004-0148 and TW-2004-0149**

Dear Mr. Roberts:

ICG Telecom Group, Inc. ("ICG"), through undersigned counsel, hereby respectfully requests authorization to withdraw from the above-referenced proceedings. As demonstrated by ICG's responses to the Department of Commerce's and SBC's discovery in these proceedings, ICG is not providing local voice service in Missouri and does not own any facilities in Missouri. Therefore, ICG does not have information relevant to the Commission's analyses in these proceedings. As ICG has not actively participated in these proceedings and does not have information relevant to these proceedings, no party will be prejudiced by ICG's withdrawal.

An original and fourteen (14) copies of this filing are enclosed. Please date stamp and return the enclosed extra copy in the attached envelope. Should you have any questions concerning this matter, please do not hesitate to contact the undersigned.

Respectfully submitted,

  
Tamar E. Finn  
Michael P. Donahue

Counsel to  
ICG Telecom Group, Inc.

cc: Scott Beer