

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

In the Matter of the Application of)	
ALEC, Inc. for Certificates of Service)	
Authority to Provide Basic Local)	
Exchange Telecommunications Services)	Case No. TA-2009-0137
and Interexchange Telecommunications)	
Services in the State of Missouri and to)	
Classify Those Services and the)	
Company as Competitive)	

NOTICE OF VOLUNTARY DISMISSAL OF APPLICATION

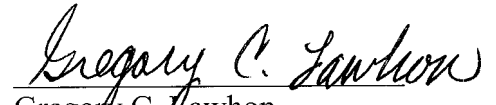
COMES NOW, counsel for ALEC, Inc. (“ALEC” or “Applicant”) and files this *Notice of Voluntary Dismissal of Application* with the Missouri Public Service Commission, respectfully stating the following:

1. On October 15, 2008, ALEC filed an application requesting a certificate of service authority to provide basic local and interexchange telecommunications services, and for competitive classification (“Application”).
2. On November 6, 2008, the Staff of the Missouri Public Service Commission (“Staff”) sent a letter to ALEC explaining that ALEC’s application either lacks the requested financial information or fails to pass the financial tests.
3. On November 18, 2008, Staff filed its first Status Report requesting an extension until December 19, 2008, to file its recommendation. On November 18, the Commission granted that motion.
4. On December 10, 2008, ALEC submitted additional financial information in an effort to comply with the Commission’s application requirements.

5. On December 18, 2008, counsel for ALEC requested an opportunity to speak with Staff's financial analyst to discuss ALEC's financial information as it relates to the Commission's requirements.
6. On December 19, 2008, Staff filed its second Status Report requesting an extension until January 9, 2009, to file its recommendation. On December 19, the Commission granted that motion.
7. On January 6, 2009, ALEC filed its first motion for extension of time, requesting an extension until January 31, 2009 for Staff to file its recommendation. On January 7, the Commission granted that motion.
8. On January 21, 2009, ALEC submitted its second motion for extension of time, requesting an extension until March 31, 2009 for Staff to file its recommendation. By Order dated January 21, 2009, the Commission granted ALEC's motion.
9. On March 20, 2009, ALEC informed Staff that it would not be able to submit current financials before the March 31, 2009 deadline for Staff to file its recommendation. On March 27, 2009, ALEC informed Staff that it would file a motion for extension of time in order to provide updated financial information to Staff for recommendation by May 31, 2009. On March 30, 2009, the Commission granted ALEC's motion.
10. 4 CSR 240-2.116 allows an applicant to voluntarily dismiss an application "without an order of the commission at any time before prepared testimony has been filed or oral evidence has been offered, by filing notice of dismissal with the commission and serving a copy on all parties."
11. No testimony or oral evidence has been offered by any party in this case.

WHEREFORE, on the position conveyed by the Staff, Applicant hereby voluntarily withdraws the October 15, 2008 Application in the above stated file number.

Respectfully submitted,



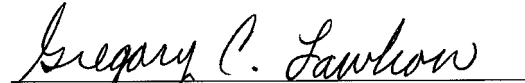
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Counsel for ALEC, Inc.

DATE: May 29, 2009

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 29th day of May, 2009.



Gregory C. Lawhon