

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

XO MISSOURI, INC.,	)	
	)	
Complainant,	)	
	)	
V.	)	Cause No. LC-2003-0570
	)	(Consolidated with Case Nos.
SOUTHWESTERN BELL	)	XC-2003-0421 and TC-2003-0547)
TELEPHONE, L.P. D/B/A	)	
SBC MISSOURI.	)	
	)	
Respondent.	)	

**XO MISSOURI, INC.'S DISMISSAL MEMORANDUM**

Comes Now XO Missouri, Inc. ("XO") pursuant to 4 CSR 240-2.116(1) and in conjunction with a settlement agreement with Respondent hereby dismisses its Complaint with prejudice in connection with the above-styled proceeding, which Complaint bears the separate Case No. LC-2003-0570.

CURTIS, HEINZ,  
GARRETT & O'KEEFE, P.C.

/s/ Carl J. Lumley

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**Certificate of Service**

A true and correct copy of the foregoing was served upon the parties identified on the attached service list on this 28th day of September, 2004, by placing same in the U.S. Mail, postage paid or e-mail transmission.

/s/ Carl J. Lumley

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