

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

JACOR Contracting, Inc.,	)	
	)	
Complainant,	)	Case No. CC-2009-0128
	)	
vs.	)	
	)	
NuVox Communications of Missouri, Inc.	)	
and Southwestern Bell Communications	)	
Company d/b/a AT&T Missouri,	)	
	)	
Respondents.	)	

**NUVOX ANSWER TO COMPLAINT**

COMES NOW NuVox Communications of Missouri, Inc. (NuVox), and for its Answer to Complaint filed by JACOR Contracting, Inc. ("JACOR") states as follows:

1. NuVox admits the allegations contained in paragraph 1 of JACOR's Complaint.
2. NuVox admits the allegations contained in paragraph 2 of JACOR's Complaint.
3. NuVox admits the allegations contained in paragraph 3 of JACOR's Complaint.
4. NuVox admits the allegations contained in paragraph 4 of JACOR's Complaint.
5. NuVox admits the allegations contained in paragraph 5 of JACRO'S Complaint,

but further advises that its contact information for this case is as follows: (1) its principal Missouri offices are currently located at 12400 Olive Blvd, Suite 430, St. Louis, MO 63141 (Contact Ed Cadieux: telephone number: 636-537-5743, fax number: 636-733-5743, email [ecadieux@nuvox.com](mailto:ecadieux@nuvox.com)) and (2) Carl J. Lumley, Curtis, Heinz, Garrett & O'Keefe, P.C., 130 S. Bemiston, Suite 200, St. Louis, Missouri 63105, telephone number: 314-725-8788, fax number: 314-725-8789, email: [clumley@lawfirmemail.com](mailto:clumley@lawfirmemail.com).

6. NuVox denies the allegation contained in paragraph 6 of JACOR's Complaint that AT&T Missouri is a competitive telecommunications company. NuVox admits the remaining allegations of paragraph 6 of JACOR's Complaint.

7. NuVox admits the allegations of paragraph 7 of JACOR's Complaint.

8. NuVox admits the allegations of paragraph 8 of JACOR's Complaint.

9. NuVox denies the allegations of paragraph 9 of JACOR's Complaint.

10. NuVox denies the allegations of paragraph 10 of JACOR's Complaint.

11. NuVox denies the allegations of paragraph 11 of JACOR's Complaint.

12. NuVox denies the allegations of paragraph 12 of JACOR's Complaint.

13. NuVox denies the allegations of paragraph 13 of JACOR's Complaint.

14. NuVox denies the allegations of paragraph 14 of JACOR's Complaint.

15. NuVox admits the allegations of the first sentence of paragraph 15 of JACOR's Complaint. NuVox denies the remaining allegations of paragraph 15 of JACOR's Complaint.

16. NuVox admits the allegations of paragraph 16 of JACOR's Complaint.

17. NuVox denies the remaining allegations of JACOR's Complaint.

WHEREFORE, having fully answered, NuVox hereby moves for the Commission to dismiss JACOR's Complaint for failure to state a claim upon which relief may be granted and to grant such other and further relief to NuVox as the Commission deems meet and proper in the premises.

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

/s/ Carl J. Lumley

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Attorneys for NuVox Communications  
of Missouri, Inc.

#### **CERTIFICATE OF SERVICE**

A true and correct copy of the foregoing document was either mailed, faxed, or emailed this 13th of February, 2009, to the persons listed on the attached service list.

/s/ Carl J. Lumley

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