BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

Northeast Missouri Rural Telephone Company et al.,)
Petitioners,)
V.) Case No. TC-2002-57
Southwestern Bell Telephone Company, et al.,)
Respondent.	<i>)</i>

MOTION FOR DISMISSAL

COMES NOW Choctaw Telephone Company ("Petitioner"), pursuant to 4 CSR 240-2.116, and hereby moves the Commission for leave to dismiss with prejudice its claim against Cingular Southwestern Bell Wireless, LLC d/b/a Cingular Wireless ("Respondent") for traffic terminated without the payment of compensation on or before February 4, 2004.

Respectfully submitted,

ANDERECK, EVANS, MILNE, PEACE & JOHNSON /

Craig S. Johnson, M. Bar #28179

Bryan D. Lade, MO Bar #55232

Col Darwin Marmaduke House

700 East Capitol

P.O. Box 1438 Jefferson City, MO 65102

Telephone: 573/634-3422 Facsimile: 573/634-7822

email: CJohnson@aempb.com

email: <u>BLade@aempb.com</u>

ATTORNEYS FOR PETITIONER

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was hand delivered or mailed, U.S. Mail, postage pre-paid, this 2nd day of August, 2004, to all attorneys of record in this proceeding.

Attorney for MTTG