

NEWMAN, COMLEY & RUTH

PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELORS AT LAW
MONROE BLUFF EXECUTIVE CENTER
601 MONROE STREET, SUITE 301
P.O. BOX 537
JEFFERSON CITY, MISSOURI 65102-0537
www.ncrpc.com

TELEPHONE: (573) 634-2266
FACSIMILE: (573) 636-3306

ROBERT K. ANGSTEAD
ROBERT J. BRUNDAGE
MARK W. COMLEY
CATHLEEN A. MARTIN
STEPHEN G. NEWMAN
JOHN A. RUTH

September 16, 2004

The Honorable Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102-0360

FILED

SEP 16 2004

Missouri Public
Service Commission

Re: Case No. TC-2003-0547

Dear Judge Roberts:

Please find enclosed for filing in the referenced matter the original and five copies of AT&T Communications of the Southwest, Inc., TCG Kansas City, Inc. and TCG St. Louis, Inc.'s Withdrawal from and Separate Dismissal of its Complaint.

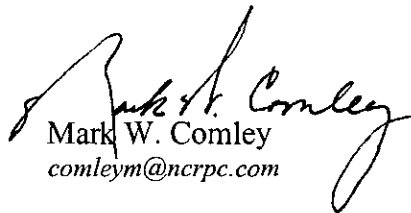
Would you please bring this filing to the attention of the appropriate Commission personnel.

Please contact me if you have any questions regarding this filing. Thank you.

Very truly yours,

NEWMAN, COMLEY & RUTH P.C.

By:


Mark W. Comley
comleym@ncrpc.com

MWC:ab

Enclosure

cc: General Counsel's Office
Office of Public Counsel
Carl Lumley
Bob Gryzmala
Rebecca B. DeCook
Katherine K. Mudge
Rose Mulvany Henry

BEFORE THE PUBLIC SERVICE COMMISSION

FILED

SEP 16 2004

Birch Telecom of Missouri, Inc., AT&T)
Communications of the Southwest, Inc.,)
TCG Kansas City, Inc. and TCG St. Louis, Inc.)
V.)
Southwestern Bell Telephone, L.P. d/b/a)
SBC Missouri)

Missouri Public
Service Commission

Cause No. TC-2003-0547

**AT&T COMMUNICATIONS OF THE SOUTHWEST, INC., TCG KANSAS CITY, INC.
AND TCG ST. LOUIS, INC.'S WITHDRAWAL FROM
AND SEPARATE DISMISSAL OF ITS COMPLAINT**

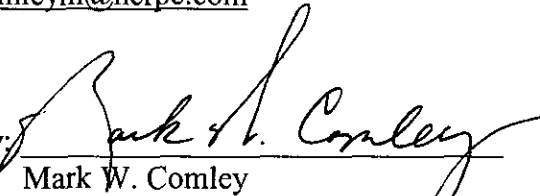
COMES NOW AT&T Communications of the Southwest, Inc., TCG Kansas City, Inc., and TCG St. Louis, Inc. (collectively "AT&T"), by and through its attorneys, and having reached a full and complete settlement with the Respondent, Southwestern Bell Telephone, L.P. d/b/a SBC Missouri, of all the issues giving rise to the instant complaint only, does, pursuant to 4 CSR 240-2.116(1), withdraw as a party-complainant in this matter and dismisses its complaint with prejudice against the Respondent.

Respectfully submitted,

Katherine K. Mudge
SMITH, MAJCHER & MUDGE, L.L.P
816 Congress Ave., Suite 1270
Austin, Texas 78701
(512) 322-9044 (direct)
(512) 322-9020 (fax)

Rebecca B. DeCook
AT&T
1875 Lawrence Street, Suite 1575
Denver, Colorado 80202
(303) 298-6357 (direct)
(303) 298-6301 (fax)


Mark W. Comley #28847
Newman, Comley & Ruth P.C.
601 Monroe Street, Suite 301
P.O. Box 537
Jefferson City, Missouri 65102
(573) 634-2266 (voice)
(573-) 636-3306 (fax)
comleym@ncrpc.com

By: 
Mark W. Comley

ATTORNEYS FOR AT&T COMMUNICATIONS
OF THE SOUTHWEST, INC., TCG KANSAS
CITY, INC. AND TCG ST. LOUIS, INC.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was sent via e-mail on this 15th day of September, 2004, to General Counsel's Office at gencounsel@psc.state.mo.us; Office of Public Counsel at opcservice@ded.state.mo.us; and, Robert J. Gryzmala, , Southwestern Bell Telephone Company, at rg1572@sbc.com


Mark W. Comley