

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

In the Matter of the Joint Application of)
Xspedius Management Co. of Kansas City,)
LLC)
and)
Xspedius Management Co. Switched) Case No. TM-2007-0472
Services, LLC)
For Approval of a Merger, and Approval of a)
Name Change of the Surviving Corporation to)
Time Warner Telecom of Kansas City LLC)

NOTICE OF COMPLIANCE AND REQUEST FOR CANCELLATIONS

COMES NOW Time Warner Telecom of Kansas City LLC, formerly known as (f/k/a) **Xspedius Management Co. of Kansas City, LLC**, Joint Applicant herein, by its undersigned counsel and in compliance with the *Order Approving Transfer of Assets, Name Change and Tariff* issued in this matter on August 2, 2007 (effective August 11, 2007), and hereby notifies the Commission of the following:

1. The merger of Xspedius Management Co. Switched Services, LLC into Xspedius Management Co. of Kansas City, LLC, approved in that *Order*, has been completed.
2. The merged company is now operating under the name of Time Warner Telecom of Kansas City LLC, as approved in that *Order*.
3. Timely notice to customers has been sent to all customers affected by the merger, as required by Commission rule and directed by the Commission in the *Order*. A copy of the notice to customers is attached hereto as **Attachment A**.

4. In its *Order Approving Transfer of Assets, Name Change and Tariff* issued in this matter on August 2, 2007 (effective August 11, 2007), in ORDERED: 6, the Commission directed:

Upon receipt of notice that the merger of Xspedius Management Co. of Kansas City, LLC, and Xspedius Management Co. Switched Services, LLC, is completed, the Commission shall issue an order cancelling Xspedius Management Co. Switched Services, LLC's certificates, as well as its tariff sheets that have not been previously adopted by Xspedius Management Co. of Kansas City, LLC.

5. As directed by the Commission, Joint Applicant hereby reiterates the request made in the Joint Application in this case, filed on June 7, 2007, for the Commission to cancel Xspedius Switched Services' certificate of service authority (basic local, IXC and non-switched local exchange).¹

6. In addition, Joint Applicant reiterates its request that the Commission cancel the tariff that is no longer required by Time Warner Telecom of Kansas City after the merger, which is Missouri P.S.C. Tariff No. 1 of Xspedius Management Co. of Kansas City, LLC. (*See, Supplement to Applications* filed on July 13, 2007, and *Joint Recommendation* filed July 31, 2007.) There are no customers being served under this tariff.

WHEREFORE, Time Warner Telecom of Kansas City LLC, f/k/a Xspedius Management Co. of Kansas City, LLC, respectfully submits its *Notice of Compliance and Request for Cancellations* in this case.

¹ See, MoPSC Case Nos. CA-2002-1153 (Order effective March 30, 2003), and LA-2003-0001 (Order effective February 28, 2003).

Respectfully submitted,

/s/ William D. Steinmeier

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ATTORNEYS FOR TIME WARNER
TELECOM OF KANSAS CITY LLC,
F/K/A XSPEDIUS MANAGEMENT CO.
OF KANSAS CITY, LLC

Dated: September 10, 2007

CERTIFICATE OF SERVICE

I hereby certify that a copy of this document has been electronically transmitted to the Office of the General Counsel of the Missouri Public Service Commission, and to the Office of Public Counsel, on this 10th day of September 2007.

/s/ William D. Steinmeier

William D. Steinmeier

Attachment A
Notice to Customers

Dear Customer:

AN IMPORTANT NOTICE REGARDING YOUR
TELECOMMUNICATION SERVICE FROM
XSPEDIUS MANAGEMENT CO. SWITCHED SERVICES, LLC
XSPEDIUS MANAGEMENT CO. OF KANSAS CITY, LLC

Thank you for being a loyal customer of Xspedius Management Co. Switched Services, LLC or Xspedius Management Co. of Kansas City, LLC (collectively “Xspedius”). It has been our pleasure to provide you with quality telecommunications service.

As you know, Xspedius recently sold its Missouri regulated telecommunications assets to Time Warner Telecom, Inc. We are pleased to now inform you that Time Warner Telecom, Inc. is consolidating all of its Missouri regulated telecommunications assets into Xspedius Management Co. of Kansas City, LLC and then renaming this subsidiary “Time Warner Telecom of Kansas City LLC.” Following this consolidation, Xspedius will no longer be the name of your service provider. Your transition from Xspedius to Time Warner Telecom of Kansas City LLC for telecommunications services requires no action on your part.

The transfer of your service to the newly named company, Time Warner Telecom of Kansas City LLC will be invisible to you because Time Warner Telecom of Kansas City LLC will utilize the same facilities that currently serve your account. Moreover, there will be no change in the services you have ordered. The transfer of your services to Time Warner Telecom of Kansas City LLC will be seamless and without down time or modification to existing services or rates. This transfer requires no action on your part. The local account team who services your account today will continue to provide you the excellent service that you have experienced to date.

We believe that this new development will be good for your company. The vision, financial capital, and experience of Time Warner Telecom, Inc. will bring our customers innovation and excellent customer service. As your new service provider, Time Warner Telecom of Kansas City LLC will continue to provide you with the same telecommunications services you currently receive in accordance with the rates, terms and conditions of your existing contract or effective tariffs on file with the Missouri

Public Service Commission. If in the future Time Warner Telecom of Kansas City LLC determines that rates, terms, or conditions require modification, it will follow the contract terms or the Missouri Public Service Commission rules regarding such changes, including, where required, written 30 day notice to customers. Xspedius and Time Warner Telecom, Inc. will continue to be responsible for the resolution of any complaints filed or otherwise raised until the consolidation is finalized.

If you do not wish to become a customer of Time Warner Telecom of Kansas City LLC, you may, in accordance with the terms of your contract, select another service provider within thirty days of the date of this letter. If you do not select another provider Time Warner Telecom of Kansas City LLC will automatically become your service provider effective thirty days from the date of this letter. You will not incur any charges for the change to Time Warner Telecom of Kansas City LLC. However, should you select another provider, you may incur additional charges. If you change providers, the terms and conditions of your Xspedius contract will still apply, including any applicable termination liability or change charges. Please be aware that you are responsible for paying all bills rendered to you by Xspedius during this transition. You may be subject to termination of your service in accordance with the terms of your contract and applicable Commission rules if you fail to pay your telephone bill.

If you do not want service from Time Warner Telecom of Kansas City LLC you must select a new provider as soon as possible. Otherwise, you need do nothing and your service will seamlessly transfer to Time Warner Telecom of Kansas City LLC.

Xspedius remains committed to providing you with excellent service during this period of transition. If you have any questions regarding this notice or your service, please call 1-800-937-7473.

Time Warner Telecom of Kansas City LLC looks forward to meeting your communication needs including bundled packages of voice and data services, local phone service, Internet access, and managed networking solutions.