## Lance J.M. Steinhart, P.C.

Attorney At Law 1720 Windward Concourse Suite 250 Alpharetta, Georgia 30005

Also Admitted in New York and Maryland

Telephone: (770) 232-9200 Facsimile: (770) 232-9208

July 10, 2002

### VIA OVERNIGHT DELIVERY

Mr. Dale Roberts Chief A.L.J./Executive Secretary Missouri Public Service Commission 200 Madison Street, Suite 100 Jefferson City, MO 65102 (573) 751-3234

Re:

LCR TELECOMMUNICATIONS, L.L.C.

Case No. TA-2002-412

Dear Mr. Roberts:

Enclosed please find for filing an original and eight (8) copies of LCR TELECOMMUNICATIONS, L.L.C.'s Notice of Withdrawal of its Application for a Certificate of Service Authority to Provide Interexchange Telecommunications Services and to Classify such Services and the Company as Competitive in accordance with 4 CSR 240-2.116(1). Although the Order adopting Procedural Schedule and Further Suspending Tariff was filed on July 3, 2002, evidence has not been entered in this case.

I have also enclosed an extra copy of this letter to be date stamped and returned to me in the enclosed, self-addressed, postage prepaid envelope. If you have any questions or if I may provide you with any additional information, please do not hesitate to contact me.

Respectfully submitted,

Lance J.M. Steinhart

Attorney for LCR TELECOMMUNICATIONS, L.L.C.

**Enclosures** 

cc:

Mari Demsky

Vicky Ruth (via email)

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

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#### NOTICE OF WITHDRAWAL

LCR Telecommunications, LLC ("Applicant"), a Michigan Limited Liability Company, respectfully requests that the Missouri Public Service Commission ("Commission") withdraw without prejudice its application for a Certificate of Service Authority to Provide Interexchange Telecommunications Services and to Classify such Services and the Company as Competitive in accordance with 4 CSR 240-2.116(1). Applicant filed this application with the Commission on March 7, 2002. On March 18, 2002, the Office of Public Counsel filed a Request for Evidentiary Hearing. On April 4, 2002, the Staff of the Missouri Public Service Commission filed its recommendation, recommending that the Commission deny Public Counsel's request for an evidentiary hearing and instead approve the application.

Public Counsel filed a Reply on April 5, 2002, indicating that an evidentiary hearing and investigation into the Applicant be mandated. On April 19, 2002, the Commission issued an Order Suspending Tariff, Directing Notice, and Directing Filing. LCR Telecommunications, LLC filed its response to the Commission order on May 10, 2002. On May 16, 2002, the Commission ordered that the Staff of the Commission and

the Office of the Public Counsel file their responses to LCR Telecommunications, LLC's May 10, 2002 pleading.

The Office of Public Counsel filed its Reply to Company's Response on May 16, 2002, renewing its request for an evidentiary hearing. Staff of the Missouri Public Service Commission filed its Staff Response to LCR Telecommunications, Inc.'s Response on May 22, 2002. Again, Staff recommended that the Commission deny the Office of Public Counsel's Request for Evidentiary Hearing.

On June 1, 2002, the Commission filed an Order Setting Prehearing Conference and Directing Filing of Procedural Schedule. Such Prehearing Conference took place on June 17, 2002.

Wherefore, Applicant, LCR Telecommunications, LLC, respectfully requests that the Missouri Public Service Commission withdraw without prejudice LCR Telecommunications, LLC's application for a Certificate of Service Authority to Provide Interexchange Telecommunications Services and to Classify such Services and the Company as Competitive.

Respectfully submitted,

Lance J.M. Steinhart, Esq. Lance J.M. Steinhart, PC

1720 Windward Concourse, Suite 250

MA

Alpharetta, Georgia 30005

(770) 232-9200

Georgia Bar No. 678222

And

Judith A. Rau, Esq.

Rau & Rau

119 E. Mill Street

Waterloo, Illinois 62298

(618) 939-7186

Missouri Bar No. 24856

Attorneys for Applicant

# **CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing Withdrawal of Application upon the following parties, listed below, in accordance with Commission rules.

Dated this day of \_\_\_\_\_\_, 2002.

Lance J.M. Steinhart Georgia Bar No. 678222

Counsel for LCR Telecommunications, LLC

Michael F. Dandino Office of the Public Counsel P. O. Box 7800 Jefferson City, MO 65102

Judith A. Rau Rau & Rau 119 E. Mill Street Waterloo, IL 24856

Vicky Ruth, Senior Regulatory Law Judge David A. Meyer, Associate General Counsel Tom Solt, Staff

of

Missouri Public Service Commission 200 Madison Street, Suite 100 Jefferson City, MO 65102