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July 11, 2002

FILED⁴

JUL 11 2002

Missouri Public
Service Commission

Mr. Dale Hardy Roberts
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

RE: Case No. LA-2003-0001, Application of Xspedius Management Co. Switched Services, LLC, for a Certificate of Service Authority to Provide Interexchange and Local Exchange Telecommunications Services

Dear Mr. Roberts:

Enclosed for filing on behalf of Xspedius Management Co. Switched Services, LLC, please find an original and eight (8) copies of "XSPEDIUS' REPLY TO STAFF RESPONSE" in the above-captioned matter.


Please see that this filing is brought to the attention of the appropriate Commission personnel. **PLEASE NOTE** that this Application is related to three applications filed on June 24, 2002, which are Case Nos. CA-2002-1153, XA-2002-1154 and TM-2002-1155.

Copies of this filing are being hand-delivered, or sent via postage-prepaid U.S. mail, to the Office of Public Counsel and the Commission's General Counsel's office.

Thank you for your cooperation and assistance in this matter.

Sincerely,

WILLIAM D. STEINMEIER, P.C.

By: 
William D. Steinmeier

Enclosures

BEFORE THE
PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED⁴

JUL 11 2002

Missouri Public
Service Commission

In the Matter of the Application of)
)
Xspedius Management Co. Switched)
Services, LLC) Case No. LA-2003-0001
)
For Authority to Provide Intrastate Interexchange and)
Local Exchange Telecommunications Services in the)
State of Missouri and Competitive Classification)

XSPEDIUS' REPLY TO STAFF RESPONSE

COMES NOW Xspedius Management Co. Switched Services, LLC ("Xspedius" or "Applicant"), by its undersigned counsel, and offers this Reply to "Staff's Response to Company's Motion to Expedite" filed in this matter on July 10, 2002, to wit:

1. The instant Application, filed on July 2, 2002, is directly related to three applications filed on June 24, 2002, all involving the proposed sale of the assets of ACSI Local Switched Services, Inc. and American Communication Services of Kansas City, Inc. (the "e.spire" Operating Entities) to Xspedius Management Co. Switched Services, LLC and Xspedius Management Co. of Kansas City, LLC (the "Xspedius Operating Entities") pursuant to a sale agreement approved by the United States Bankruptcy Court for Delaware on June 5, 2002.
2. The Joint Application seeking this Commission's approval of the transfer of assets is Case No. TM-2002-1155. The Application of Xspedius Management Co. Switched Services, LLC for a certificate of service authority to provide basic local exchange telecommunications services in Missouri is Case No. CA-2002-1153, and the instant case

(LA-2003-0001) is its Application for a certificate of service authority to provide interexchange and local exchange telecommunications services in Missouri. The Application of Xspedius Management Co. of Kansas City, LLC for authority to provide interexchange and local exchange telecommunications in Missouri is Case No. XA-2002-1154.

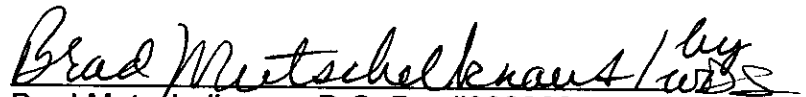
3. On July 9, 2002, the Commission issued an Order Approving Temporary Certificate of Service Authority in Case No. CA-2002-1153, an Order Approving Temporary Certificate of Service Authority in Case No. XA-2002-1154, and an Order Approving Transfer of Assets and Granting Waiver Of 4 CSR 240-33.150 in Case No. TM-2002-1155.
4. The Applicants are deeply appreciative of the prompt and arduous efforts of the Commission, the Regulatory Law Judges and the Commission Staff in evaluating and responding to this, and the three related, applications in such an expeditious manner.
5. Xspedius concurs in Staff's recommendation in this case that the Commission, pursuant to § 392.410.6 RSMo 2000, issue Xspedius Management Co. Switched Services, LLC a temporary certificate to provide intrastate interexchange and nonswitched local exchange telecommunications services in the State of Missouri. The issuance of a temporary certificate would assure that the transfer of assets authorized by the Bankruptcy Court is accomplished expeditiously while still implementing the Commission's standard procedure of providing notice to interested parties of applications for permanent certificates of service authority.
6. Xspedius further concurs in Staff's recommendation that it file a tariff mirroring the terms and conditions of, or concurring in, ACSI IXC's tariff, and with the timing proposed by Staff for such filing.

WHEREFORE, Xspedius concurs in Staff's recommendation of July 10, 2002 that the Commission, pursuant to § 392.410.6 RSMo 2000, issue Xspedius Management Co. Switched Services, LLC a temporary certificate in this case to provide intrastate interexchange and non-switched local exchange telecommunications services in the State of Missouri.

Respectfully submitted,



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COUNSEL FOR XSPEDIUS MANAGEMENT
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Certificate of Service

I hereby certify that a copy of this document has been hand delivered or mailed by first class mail, postage prepaid, to the Office of the General Counsel of the Missouri Public Service Commission, and to the Office of Public Counsel, on this 11th day of July 2002.


William D. Steinmeier