

WILLIAM D. STEINMEIER, P.C.

2031 TOWER DRIVE

JEFFERSON CITY, MISSOURI (MO) 65109

WILLIAM D. STEINMEIER

ATTORNEY AT LAW

GOVERNMENTAL CONSULTANT

(573) 659-8672

FAX (573) 636-2305

MAILING ADDRESS:

POST OFFICE BOX 104595

JEFFERSON CITY, MISSOURI (MO)

65110-4595

MARY ANN YOUNG

ATTORNEY AT LAW

OF COUNSEL

(573) 634-8109

FAX (573) 634-8224

July 14, 2003

FILED⁴

JUL 14 2003

Missouri Public
Service Commission

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

RE: Case No. _____
Application of Motion Telecom, Inc. for Authority to Transfer Assets

Dear Mr. Roberts:

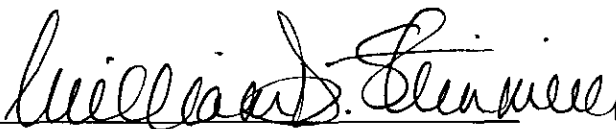
Enclosed for filing on behalf of Motion Telecom, Inc. please find an original and five (5) copies of a "**MOTION FOR EXPEDITED TREATMENT**" relating to the Application for Authority to Transfer Assets filed simultaneously herewith.

Please see that this filing is brought to the attention of the appropriate Commission personnel.

Thank you for your cooperation and assistance in this matter.

Sincerely,

WILLIAM D. STEINMEIER, P.C.

By: 
William D. Steinmeier

Enclosures

cc: General Counsel
Office of Public Counsel
Barbara H. Vonderheid, Motion Telecom, Inc.
Mary Ann (Garr) Young

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED⁴
JUL 14 2003

In the Matter of the Application of)
)
Motion Telecom, Inc.)
)
for Approval of the Transfer of Substantially)
All of the Assets, Including the Customers, of)
Univance Telecommunications, Inc. to Motion)
Telecom, Inc.)

Missouri Public
Service Commission

Case No. _____

MOTION FOR EXPEDITED TREATMENT

COME NOWS Motion Telecom, Inc. ("Motion Telecom"), Applicant herein, by its undersigned counsel, and pursuant to 4 CSR 240-2.080 (16), state the following to the Missouri Public Service Commission (the "Commission"):

1. The present application (the "Asset Transfer Application") is a companion to an application filed by Motion Telecom, Inc. for authority to provide intrastate, interexchange telecommunications services in Missouri (the "IXC Application"). The IXC Application is being filed simultaneously with the Asset Transfer Application, and expedited treatment of that Application is also being requested.

2. The bankruptcy of Univance has rendered it unstable and unless the customer base is transferred promptly there is the risk that service quality will degrade or service will be interrupted to the detriment of the Univance's customers.

3. Applicant is requesting that the Commission grant expedited consideration of this Application and enter its order approving the same as soon as practically possible. The anticipated date for beginning the transfer of assets from Univance Telecommunications, Inc. to Motion Telecommunications, Inc. is August 1, 2003, pending necessary regulatory approvals. Thus, Applicants, in the Asset Transfer Application in this matter, expressed its hope that the Commission could grant approval

of the transfer of Missouri customers by August 28, 2003. Applicant recognizes and appreciates that this would be an extremely quick turnaround, but is trying to accomplish closing as soon as absolutely possible in order to avoid any degradation of service or service quality due to Univance's financial condition. In rendering its approval on an accelerated basis, the customers of Univance will not face the risk of poor quality of service, interruption or disconnection which might occur as a consequence of Univance's financial status.

4. To ensure a seamless transition and avoid customer confusion or inconvenience, written notification by letter was sent to the affected Univance customers at least thirty (30) days prior to the transfer, explaining the change in service provider in accordance with applicable FCC and state requirements for changing a customer's presubscribed carrier; a copy of that notification is attached to the Asset Transfer Application as **Exhibit B**.

5. There will be no negative effect on Univance's customers or the general public if the Commission grants all expedited relief sought herein as soon as practically possible.

6. For these reasons, good cause exists for the expedited treatment of the application.

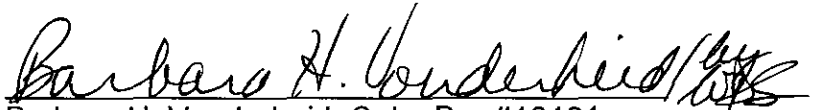
7. This pleading was filed simultaneously with the application to which it relates, and therefore was filed as soon as it could have been filed. The transaction was approved by the Bankruptcy Court pursuant to an Order issued April 2, 2003, which is attached to the Asset Transfer Application as **Exhibit C**. The Section 363(b) Bankruptcy sale occurred on April 4, 2003. The large number of entities and jurisdictions involved in this transaction has made the legal logistics difficult to accomplish more quickly. Application processes similar to those initiated here are also being undertaken in many other jurisdictions simultaneously.

WHEREFORE, Joint Applicants respectfully request the Commission to expedite its consideration of the application herein.

Respectfully submitted,



William D. Steinmeier Mo. Bar #25689
Mary Ann (Garr) Young Mo. Bar # 27951
WILLIAM D. STEINMEIER, P.C.
2031 Tower Drive
P.O. Box 104595
Jefferson City, MO 65110-4595
Tel.: (573) 659-8672
Fax: (573) 636-2305
E-mail: wds@wdspc.com

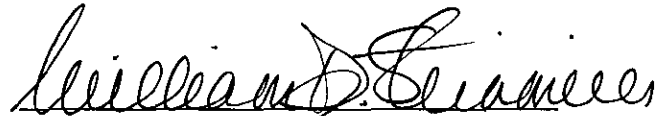


Barbara H. Vonderheid, Colo. Bar #16191
Chief Legal Officer and General Counsel
Motion Telecom, Inc.
7101 South Fulton Street, #200
Englewood, Colorado (CO) 80112
Tel.: (303) 784-5329
Fax: (303) 784-5367
E-mail: bvonderheid@awipcs.com

COUNSEL FOR MOTION TELECOM, INC.

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 14th day of July 2003.


William D. Steinmeier