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February 25, 2004

RECEIVED  
MAR 01 2004

Robert S. Berlin  
Assistant General Counsel  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

COMMISSION COUNSEL  
PUBLIC SERVICE COMMISSION

Re: Maxxis Communications, Inc., Chapter 11 Case No. 03-77248  
Staff of the Missouri PSC vs. Maxxis Communications, Inc.,  
Case No. TC-2004-0416

Dear Mr. Berlin:

This firm and the undersigned represent Maxxis Communications, Inc. ("Maxxis") in its Chapter 11 bankruptcy case filed in the Bankruptcy Court for the Northern District of Georgia on December 15, 2003. A copy of the Notice of Chapter 11 Bankruptcy Case is enclosed for your information.

This will acknowledge service of the Complaint against Maxxis by The Staff of the Missouri Public Service Commission, Case No. TC-2004-0416. I am not a member of the Missouri State Bar and cannot file an official Answer to the Complaint. Due to the constraints of the Bankruptcy Code, it is very cumbersome for Maxxis to retain local counsel in Missouri to file an Answer. I am submitting this letter to you to serve as an informal response.

Maxxis admits that it is a telecommunications company and that its corporate registration may have expired in the State of Missouri. Maxxis also admits that it has not filed its calendar year 2002 annual report with the Public Service Commission and that it has not paid the Fiscal Year 2004 assessment owed to the Commission. Maxxis is without sufficient information to either admit or deny the remainder of the allegations in the Complaint, and thus denies them.

Maxxis desires to continue to do business under its certificate of service authority to provide

Robert S. Berlin  
February 25, 2004  
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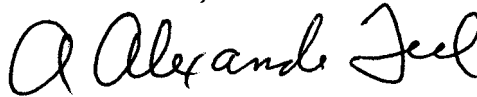
interexchange telecommunications services in the State of Missouri. Accordingly, subject to the constraints of Chapter 11, Maxxis intends promptly to take the following action to resolve the concerns raised in the Commission's Complaint: (1) Maxxis will file its calendar year 2002 Annual Report; (2) Maxxis will pay the 2004 assessment of \$4.30; and (3) Maxxis will seek to be reinstated with the Missouri Secretary of State's Office. A copy of the completed 2002 Annual Report and the check payable to the Commission are attached hereto.

I understand that taking the above action will, at least, stop the running of any penalties that may be accruing against Maxxis. I also hope that it will resolve all of the Commissions concerns and that Maxxis will be permitted to retain its certificate to conduct its telecommunications business in the State of Missouri.

Thank you for your assistance and your courtesies extended in this matter. Please let me know if there is any further action required of Maxxis at this time. I assure you that the management of Maxxis wants to cooperate fully to resolve this matter.

Very truly yours,

LAMBERTH, CIFELLI, STOKES  
& STOUT, P.A.

A handwritten signature in black ink that reads "A. Alexander Teel". The signature is written in a cursive, flowing style.

A. Alexander Teel

AAT/acw  
Enclosures

cc: Linda Haag

**UNITED STATES BANKRUPTCY COURT**

Northern District of Georgia

**Notice of Chapter 11 Bankruptcy Case, Meeting of Creditors, & Deadlines**

A chapter 11 bankruptcy case concerning the debtor Corporation Publicly Held listed below was filed on 12/15/03

You may be a creditor of the debtor. **This notice lists important deadlines.** You may want to consult an attorney to protect your rights. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below. **NOTE:** The staff of the bankruptcy clerk's office cannot give legal advice.

**See Reverse Side For Important Explanations.**

Debtor (name(s) and address):  
Maxxis Communications, Inc.

1901 Montreal Road  
Suite 108  
Tucker, GA 30084-5223

Case Number: 03-77248-whd  
Judge: W. Homer Drake

Taxpayer ID Nos.:  
58-2302296

The entire case number, including judge initials, is required on all claims/correspondence received by the court.

Attorney for Debtor (name and address):  
A. Alexander Teel  
Lamberth, Cifelli, Stokes & Stout, PA  
East Tower, Suite 550  
3343 Peachtree Road, NE  
Atlanta, GA 30326-1022  
Telephone number: 404-262-7373

Bankruptcy Trustee (name and address):

**Meeting of Creditors:**

Date: **February 26, 2004**

Time: **09:00 AM**

Location: **Room 365, Russell Federal Building, 75 Spring Street SW, Atlanta, GA 30303**

Individuals who file bankruptcy must bring two forms of original documentation to their meeting of creditors: photo identification (driver's license, government ID, state photo ID, student ID, U.S. passport, military ID, or resident alien card) and confirmation of their social security number.

**Deadline to File a Proof of Claim**

Proof of Claim must be *received* by the bankruptcy clerk's office by the following deadline:  
Notice of that date will be sent at a later time.

**Creditors May Not Take Certain Actions:**

The filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the debtor's property. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized.

Address of the Bankruptcy Clerk's Office:  
1340 Russell Federal Building  
75 Spring Street, SW  
Atlanta, GA 30303  
Telephone number: 404-215-1000

**For the Court:**

Clerk of the Bankruptcy Court:  
W. Yvonne Evans

Hours Open: Monday - Friday 8:00 AM - 4:00 PM

Date: 1/29/04

eb. 24.

IC: Maxxis Group

013840

Check

Date: 2/24/2004

Check

Num: 013840

No. 0114

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INVOICE NO.	DATE	DESCRIPTION	PAID AMOUNT	DISCOUNT	APPLIED AMOUNT
022404	2/24/2004	Vohr:VO00014737	\$4.30		\$4.30

FY - 2004 Assessment

INTERNAL NO.	VENDOR	TOTALS
938	MISSOURI PUB MISSOURI PUBLIC SERVICE COMMISSION	\$4.30

FY-2004 ASSESSMENT

AN ARTIFICIAL WATERMARK IS PRESENT ON THE REVERSE SIDE

**MAXXIS COMMUNICATIONS, INC.**  
1901 MONTREAL ROAD - STE. 108  
TUCKER, GA 30084  
(770) 696-6343

**SUNTRUST BANK**  
SUNTRUST BANK, ATLANTA  
ATLANTA, GEORGIA

64-10/610

013840

DATE  
2/24/2004

CHECK NUMBER  
013840

Four and 30 / 100 Dollars Only \*\*\*\*\*

PAY  
TO THE  
ORDER  
OF

DIRECTOR OF REVENUE  
MISSOURI PUBLIC SERVICE COMMISSION  
200 MADISON STREET  
JEFFERSON CITY, MISSOURI 65101

AMOUNT

\$4.30

FACE OF DOCUMENT IS A COLORED BACKGROUND ON WHITE PAPER

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