

FISCHER DORITY
PROFESSIONAL CORPORATION

James M. Fischer
Larry W. DORITY

Attorneys at Law
Regulatory & Governmental Consultants

101 Madison, Suite 400
Jefferson City, MO 65101
Telephone: (573) 636-6758
Fax: (573) 636-0383

September 5, 2003

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
200 Madison Street, Suite 100
P.O. Box 360
Jefferson City, Missouri 65102

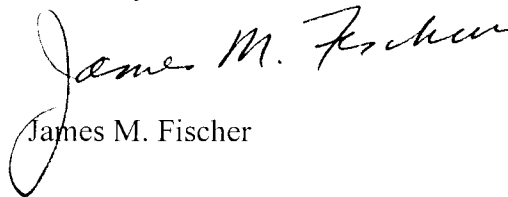
RE: *In the Matter of the Application of The Free Network, LLC For Approval To Transfer
Certain Assets to Lightyear Communications, Inc., Case No. TM-2003-0530.*

Dear Mr. Roberts:

Enclosed for filing in the above-referenced matter is the Motion To Cancel Prehearing Conference filed on behalf of the Applicants in the above-referenced matter. A copy of the attached has been emailed, hand-delivered or mailed this date to each party of record.

Thank you for your attention to this matter.

Sincerely,


James M. Fischer

Enclosures

cc: Office of the Public Counsel
Cliff Snodgrass, General Counsel

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

IN RE:)
APPLICATION OF)
THE FREE NETWORK, LLC)
FOR APPROVAL TO TRANSFER) Case No. TM-2003-0530
CERTAIN ASSETS TO)
LIGHTYEAR COMMUNICATIONS,)
INC.

MOTION TO CANCEL PREHEARING CONFERENCE

COME NOW The Free Network, LLC. ("TFN" or "Seller") and Lightyear Communications, Inc. ("Lightyear" or "Buyer") (jointly "Applicants"), pursuant to 4 CSR 240-2.080, hereby respectfully request Missouri Public Service Commission ("Commission") cancel the prehearing conference that is presently scheduled for September 8, 2003, in this matter. In support of this motion, Applicants state as follows:

1. On August 19, 2003, Staff filed a motion stating that the issue of Annual Reports for 1999 through 2001 remains outstanding. Staff requested that the prehearing conference be rescheduled.
2. On August 20, 2003, the Commission issued its Order Rescheduling Prehearing Conference and rescheduled the prehearing conference for Monday, September 8, 2003.
3. On or about August 28, 2003, The Free Network filed with the Commission its overdue annual reports for the years 1999, 2000, and 2001.
4. As a result of the filing of The Free Networks annual reports of the years 1999, 2000, and 2001, the Applicants do not believe that there remain any outstanding issues between the Applicants and the Staff. Therefore, a prehearing conference would serve no useful purpose, and Applicants request that the prehearing conference be canceled.

5. The undersigned has contacted Staff counsel regarding this motion, and Staff counsel has indicated that the Staff is not opposed to this request.

WHEREFORE, Applicants, The Free Network, LLC and Lightyear Communications, Inc. respectfully request the Commission to issue its Order Canceling Prehearing Conference, and also issue its order approving The Free Network, LLC's sale of certain long distance telecommunications service assets, specifically a portion of TFN's customer base to Lightyear Communications, Inc.; waiving the requirements of the Commission rules, as specifically requested in the Application; and granting such other relief as is reasonable in the circumstances.

Respectfully submitted,


James M. Fischer, Esq. MBN 27543
FISCHER & DORITY, P.C.
101 Madison Street, Suite 400
Jefferson City, Missouri 65101
Telephone: (573) 636-6758
Facsimile: (573) 636-0383
Email: jfischerpc@aol.com

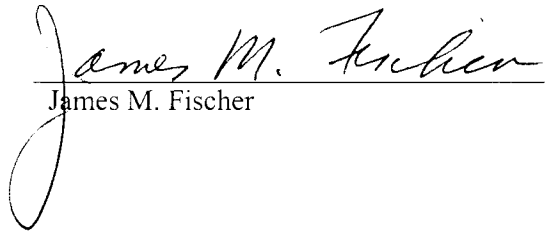
Attorney for Applicants

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been hand-delivered, emailed, or mailed, First Class, postage prepaid, this 5th day of September, 2003, to:

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

Cliff Snodgrass, Senior Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102



James M. Fischer