

STATE OF MISSOURI
MISSOURI PUBLIC SERVICE COMMISSION

In the matter of:)	
)	
NEXUS COMMUNICATIONS, INC.)	DOCKET NO. TC-2011-0132
)	
v.)	
)	
SOUTHWESTERN BELL TELEPHONE CO.)	
D/B/A AT&T MISSOURI)	
)	
Dispute over Interpretation of the Parties’)	
Interconnection Agreement regarding)	
AT&T’s failure to extend full value of)	
Cash Back promotions to Nexus)	

NEXUS COMMUNICATIONS, INC.’S UNOPPOSED MOTION FOR LEAVE TO FILE
FIRST AMENDED COMPLAINT

TO THE HONORABLE MISSOURI PUBLIC SERVICE COMMISSION:

Nexus Communications, Inc. (“Nexus”) brings this unopposed Motion for Leave to File its First Amended Complaint seeking to recover cash back promotional credits from Southwestern Bell Telephone, Co. d/b/a AT&T Missouri (“AT&T”). A copy of the amended complaint was submitted to AT&T and the Missouri Public Service Commission on April 28, 2011. Furthermore, Counsel for Nexus has conferred with counsel for AT&T who indicated this motion is not opposed.

The amended complaint does not allege or seek any new claims; rather, it merely re-states Nexus’ position with greater particularity and more specificity. The amended complaint further provides more data with respect to Nexus’ claims and the underlying facts.

WHEREFORE, PREMISES CONSIDERED, based upon the foregoing, Nexus

respectfully requests and prays the Missouri Public Service Commission grants its Motion for Leave to File its First Amended Complaint pursuant to Commission Rule 2.080(20) (4 CSR 240-2.080(20)) in the instant matter.

Respectfully submitted,

s/ Chris Malish

Christopher Malish (Texas Bar No. 00791164)
Admitted *pro hac vice* in Missouri

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Attorneys for Complainant

CERTIFICATE OF SERVICE

The undersigned hereby acknowledges that a copy of the foregoing Motion for Leave to File its First Amended Complaint was served by electronic mail this 29th day of April 2011, to:

General Counsel's Office at gencounsel@psc.mo.gov;
Office of Public Counsel at opcservice@ded.mo.gov;
Cully Dale at cully.dale@psc.mo.gov;
William Voight at william.voight@psc.mo.gov; and
AT&T Missouri at robert.grysmala@att.com and leo.bub@att.com.

s/ Chris Malish
Christopher Malish