

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

Petition for Suspension of the Federal	)	
Communications Commission Requirement	)	
to Implement Wireline/Wireless Number	)	<b>Case No. TO-2004-0232</b>
Portability, under 47 U.S.C. § 251(f)(2)	)	

**NOTICE OF VOLUNTARY DISMISSAL  
BY  
SPECTRA COMMUNICATIONS GROUP, LLC D/B/A CENTURYTEL  
AND CENTURYTEL OF MISSOURI, LLC**

COMES NOW Spectra Communications Group, LLC d/b/a CenturyTel ("Spectra") and CenturyTel of Missouri, LLC ("CenturyTel") (hereinafter collectively referred to as "Petitioners") and, pursuant to Commission Rule 4 CSR 240-2.116, respectfully notify the Commission that they hereby voluntarily dismiss their Petition for Suspension and Motion for Expedited Treatment ("Petition") previously filed in this matter on November 19, 2003. For their Notice of Voluntary Dismissal, Petitioners further state as follows:

1. On November 19, 2003, Petitioners filed their Petition with this Commission seeking a suspension of the Federal Communications Commission's ("FCC") November 10, 2003 *Memorandum Opinion and Order and Further Notice of Proposed Rulemaking* ("November 10 Order") insofar as it required Petitioners to implement wireline to wireless local number portability by November 24, 2003. Specifically, Petitioners requested a temporary suspension of the FCC's November 10 Order's wireless (intermodal) porting obligations until May 24, 2004, when the FCC envisions other rural carriers outside the 100 largest MSAs implementing number portability. Pursuant to 47 U.S.C. §251(f)(2), local exchange carriers with fewer than two percent of the Nation's subscriber lines installed in the aggregate nationwide ("Two

Percent Carriers”) can petition a state commission for a suspension or modification of the application of requirements found in Section 251(b) and (c), and Petitioners qualify as Two Percent Carriers.

2. On November 20, 2003, the Commission issued its Order Granting Temporary Suspension, granting Petitioners a temporary suspension until January 24, 2004, of the intermodal porting obligations required by the FCC’s November 10 Order.

3. In the intervening time since the Commission’s Order of November 20, 2003, the Staff and Petitioners have made filings responsive to Commission directives, addressing the propriety of extending the temporary suspension beyond the January 24, 2004 date. However, as set forth in Commission Rule 4 CSR 240-2.116(1), no prepared testimony has been filed, nor has any oral evidence been offered in this matter.

4. In their January 16, 2004 Response to Order Directing Filing, Petitioners notified the Commission and Staff of the *Order* released that date by the FCC in CC Docket No. 95-116, *In the Matter of Telephone Number Portability*, which grants a limited waiver of the wireline-to-wireless porting requirement for Two Percent Carriers that operate in the top 100 MSAs until May 24, 2004. (A copy of the FCC’s Order was attached to Petitioners’ Response.) As a result, Petitioners respectfully notify this Commission of their voluntary dismissal of their Petition and the relief requested therein, whereby the temporary suspension previously granted by this Commission will expire by its own terms on January 24, 2004.

WHEREFORE, Spectra Communications Group, LLC d/b/a CenturyTel and CenturyTel of Missouri, LLC, pursuant to Commission Rule 4 CSR 240-2.116, respectfully notify the Commission that they hereby voluntarily dismiss their Petition for Suspension and Motion for Expedited Treatment previously filed in this matter on November 19, 2003.

Respectfully submitted,

/s/ Larry W. Dority

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## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was sent by U.S. Mail, postage prepaid, e-mailed or hand-delivered, on this 20th day of January, 2004, to the following parties:

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/s/ Larry W. Dority

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Larry W. Dority