



Commissioners

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## Missouri Public Service Commission

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July 28, 1999

GORDON L. PERSINGER  
Acting Executive Director  
Director, Research and Public Affairs

WESS A. HENDERSON  
Director, Utility Operations

ROBERT SCHALLENBERG  
Director, Utility Services

DONNA M. KOLILIS  
Director, Administration

DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge

DANA K. JOYCE  
General Counsel

Mr. Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

RE: Case No. TO-98-23

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and fourteen (14) conformed copies of a **MOTION TO CLOSE CASE**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

**FILED**

JUL 29 1999

Missouri Public  
Service Commission

**RECEIVED**

JUL 28 1999

Records  
Public Service Commission

Sincerely yours,

*Julie Kardis*

Julie Kardis  
Assistant General Counsel  
(573) 751-8706  
(573) 751-9285 (Fax)

JK/slr  
Enclosure  
cc: Counsel of Record

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

**FILED**

JUL 29 1999

Missouri Public  
Service Commission  
Case No. TO-98-23

In the Matter of GTE Midwest )  
Incorporated, Southwestern Bell )  
Telephone Company and United for )  
Interconnection Agreement Between )  
Incumbent Local Exchange Carriers )  
Pursuant to Order in Docket No. TC-96- )  
439. )

**MOTION TO CLOSE CASE**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and for its Motion to Close Case respectfully states:

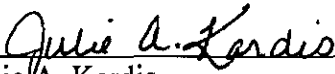
1. On July 16, 1997, GTE filed with the Commission a letter and several interconnection agreements.
2. On August 25, 1997, the Commission sent a letter to GTE stating that the interconnection agreements must be refiled with an appropriate pleading citing the authority under which they are filed and the action which is requested.
3. Subsequently, MCI and Southwestern Bell Telephone Company filed various pleadings including a motion to dismiss and responses to such motion.
4. On January 15, 1998, GTE filed a motion to dismiss.
5. Commission Regulation 4 CSR 240-2.116.1 states, "An applicant or complainant may voluntarily dismiss an application or complaint without an order of the commission at any time before prepared testimony has been filed or oral evidence has been offered by filing a notice of dismissal with the commission and serving a copy on all parties."

6. Staff believes GTE's motion to dismiss satisfies the requirements set forth in 4 CSR 240-2.116.1.

WHEREFORE, Staff requests the Commission to close Case No. TO-98-23.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

  
\_\_\_\_\_  
Julie A. Kardis  
Assistant General Counsel  
Missouri Bar No. 44450

Attorney for the Staff of the  
Missouri Public Service Commission  
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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 28th day of July 1999.

  
\_\_\_\_\_

**Service List for**  
**Case No. TO-98-23**  
**Revised: July 28, 1999**

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GTE Service Corporation  
225 Madison Street, 2<sup>nd</sup> Floor  
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