



Commissioners

SHEILA LUMPE  
Chair

M. DIANNE DRAINER  
Vice Chair

CONNIE MURRAY

ROBERT G. SCHEMENAUER

KELVIN L. SIMMONS

Missouri Public Service Commission

POST OFFICE BOX 360  
JEFFERSON CITY, MISSOURI 65102  
573-751-3234  
573-751-1847 (Fax Number)  
<http://www.psc.state.mo.us>

January 11, 2001

BRIAN D. KINKADE  
Executive Director

GORDON L. PERSINGER  
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. TA-2000-709

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and eight (8) conformed copies of a **WITHDRAWAL OF STAFF'S MOTION TO DISMISS**.

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

Thank you for your attention to this matter.

Sincerely yours,

Robert V. Franson  
Assistant General Counsel  
(573) 751-6651  
(573) 751-9285 (Fax)  
[rfranson@mail.state.mo.us](mailto:rfranson@mail.state.mo.us)

Enclosure  
cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED<sup>2</sup>

JAN 11 2001

Missouri Public  
Service Commission

In the Matter of the Application of )  
OnFiber Carrier Services, Inc., for )  
Authority to Provide and/or Resell Basic )  
Local, and Local Exchange and Intrastate )  
Telecommunications Services in the State )  
of Missouri. )

Case No. TA-2000-709

**WITHDRAWAL OF STAFF'S MOTION TO DISMISS**

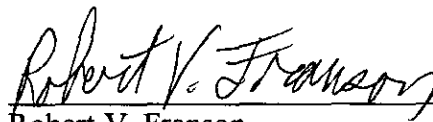
COMES NOW the Staff of the Missouri Public Service Commission ("Staff") and respectfully states to the Commission as follows:

1. On April 28, 2000, OnFiber Carrier Services, Inc. ("OnFiber") filed an Application for authority to provide and/or resell basic local, local exchange and interexchange telecommunications services.
2. On December 11, 2000, the Commission issued an Order Directing Filing. This Order directed OnFiber to file the additional filing ordered in the November 17, 2000, Commission Order by December 21, 2000.
3. On December 21, 2000, OnFiber filed an Amended Application.
4. On December 27, 2000, Staff filed a Motion to Dismiss. The Second Amended Application cures the problems that Staff described in its Motion to Dismiss.
5. On January 9, 2001, OnFiber filed a Second Amended Application and a related filing dealing with Tariff No. 200100643.

**WHEREFORE**, the Staff respectfully withdraws its Motion to Dismiss.

Respectfully submitted,

DANA K. JOYCE  
General Counsel



Robert V. Franson  
Assistant General Counsel  
Missouri Bar No. 34643

Attorney for the Staff of the  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102  
(573) 751-6651 (Telephone)  
(573) 751-9285 (Fax)  
Email address: [rfranson@mail.state.mo.us](mailto:rfranson@mail.state.mo.us)

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 11<sup>th</sup> day of January, 2001.



**Service List for Case No. TA-2000-709**

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

Paul S. DeFord  
Lathrop & Gage, L.C.  
2345 Grand Blvd., Suite 2500  
Kansas City, MO 64108

Kurt U. Schaefer  
Lathrop & Gage, L.C.  
326 E. Capitol Avenue  
Jefferson City, MO 65101