



Diana M. Vuylsteke
Voice: 259-2543
dmvuylsteke@bryancave.com

October 4th, 2004

VIA ELECTRONIC FILING

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
Governor Office Building
200 Madison Street
Jefferson City, Missouri 65101

Re: Case No. TC-2004-0409

Dear Mr. Roberts:

Attached for filing is Respondent's *Motion for Reconsideration* in the above-referenced case.

Thank you for your assistance in bringing this filing to the attention of the Commission, and please call me if you have any questions.

Very truly yours,

Diana M. Vuylsteke
DMV:rms

cc: Mary E. Weston by e-mail (mary.weston@psc.mo.gov)

FILED

OCT 04 2004

**Missouri Public
Service Commission**

Bryan Cave LLP
One Metropolitan Square
211 North Broadway
Suite 3600
St. Louis, MO 63102-2750
Tel (314) 259-2000
Fax (314) 259-2020
www.bryancave.com

Chicago
Hong Kong
Irvine
Jefferson City
Kansas City
Kuwait
Los Angeles
New York
Phoenix
Riyadh
Shanghai
St. Louis
United Arab Emirates (Dubai)
Washington, DC

*And Bryan Cave,
A Multinational Partnership,
London*

FILED

OCT 04 2004

Complainant,

V.

Officeplus Corporation of Missouri,

Respondent.

Missouri Public
Service Commission

Case No. TC-2004-0409

- Comes now Officeplus Corporation of Missouri (“Officeplus”), and pursuant to 4 CSR 240-2.160, files its Motion for Reconsideration of the Commission’s September 23 Order in this case. In support of its Motion, Officeplus states as follows:

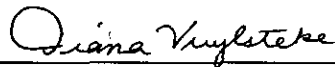
voluntarily dissolve, and that the Missouri Secretary of State administratively dissolved Officeplus for failing to file its annual report and failure to pay taxes. The Order found that because Officeplus was reinstated on January 16, 2004, that the dissolution was a nullity and that Officeplus existed in 2002 as a "telecommunications company" required to file an annual report.

6. Contrary to the Commission's Order, Officeplus was not administratively dissolved on August 18, 1997. Instead, due to a certificate of merger issued by the Secretary of State on December 28, 1994, Officeplus ceased to exist pursuant to 351.450 RSMo. *See attached Certificate of Merger.* Officeplus has not been reinstated, and did not exist in 2002 as a "telecommunications company" required to file an annual report. Accordingly, Officeplus is not in violation of 392.210(1) RSMo, and is not subject to a penalty action under 386.600 RSMo.

WHEREFORE, Officeplus respectfully requests that the Commission reconsider its Order authorizing the Staff of the Commission to bring a penalty action in circuit court against Officeplus.

Respectfully submitted,

BRYAN CAVE LLP

By: 

Diana M. Vuylsteke
211 N. Broadway, Suite 3600
St. Louis, Missouri 63102
Telephone: (314) 259-2543
Facsimile: (314) 259-2020
E-mail: dmvuylsteke@bryancave.com

CERTIFICATE OF SERVICE

I hereby certify that the foregoing has been sent by electronic mail to Mary E. Weston, Assistant General Counsel for the Staff of the Missouri Public Service Commission, this 4th day of October, 2004.

Diana Vuylsteke

STATE OF MISSOURI



Matt Blunt
Secretary of State

00164060

CERTIFICATE OF CORPORATE RECORDS

OFFICEPLUS CORPORATION OF MISSOURI

I, MATT BLUNT, Secretary of the State of the State of Missouri and Keeper of the Great Seal thereof, do hereby certify that the annexed pages contain a full, true and complete copy of the original documents on file and of record in this office for which certification has been requested.

IN TESTIMONY WHEREOF, I have set my hand and imprinted the GREAT SEAL of the State of Missouri, on this, the 28th day of September, 2004

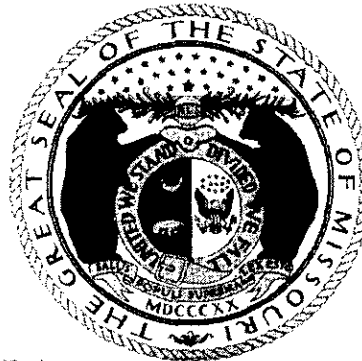
Matt Blunt

Secretary of State

Certification Number: 7055458-1

Reference:

Verify this certificate online at <http://www.sos.mo.gov/businessentity/verification>



#00277702

STATE OF MISSOURI



Rebecca McDowell Cook
Secretary of State
CORPORATION DIVISION

CERTIFICATE OF MERGER
MISSOURI CORPORATION SURVIVING

AS, Articles of Merger of the following corporations:
of Corporations

SEE ATTACHED SHEET:

sized and Existing Under Law of Missouri, Massachusetts,
sota, Ohio, Indiana, Kansas, Wisconsin, Oklahoma
been received, found to conform to law, and filed.

THEREFORE, I, REBECCA MCDOWELL COOK, Secretary of State
Missouri, issue this Certificate of Merger, certifying that
of the aforementioned corporations is effected, with

OFFICEPLUS CORPORATION (#00277703)
the surviving corporation.

TESTIMONY WHEREOF, I HAVE SET MY
AND IMPRINTED THE GREAT SEAL OF
STATE OF MISSOURI, ON THIS, THE
th DAY OF December, 1994

CTIVE DATE: December 31, 1994

Rebecca McDowell Cook

