### Lance J.M. Steinhart, P.C.

Attorney At Law 1720 Windward Concourse Suite 250 Alpharetta, Georgia 30005

Also Admitted in New York and Maryland

Telephone: (770) 232-9200

Facsimile: (770) 232-9208

Email: lsteinhart@telecomcounsel.com

October 5, 2004

#### VIA OVERNIGHT DELIVERY

Mr. Dale Roberts Chief ALJ and Executive Secretary Missouri Public Service Commission 200 Madison Street, Suite 100 Jefferson City, MO 65102



Re: Application for the Cancellation of Certificate of Service Authority – INTEREXCHANGE - Case No. XA-2004-0150

Dear Mr. Roberts:

Enclosed please find an original and eight (8) copies of the Acknowledgement Receipt of \$100.00 as required by Rule 6.01(m) for myself from the Clerk of the Supreme Court along with the Application for the Cancellation of its Certificate of Service Authority within the State of Missouri for MG LLC d/b/a SearsConnect.

This request is based upon SearsConnect's determination that it no longer intends to provide telecommunications services in the State of Missouri. Based upon the fact that SearsConnect currently has no customers, SearsConnect asserts that the voluntary discontinuance of its certification will have no adverse impact upon consumers.

I have also enclosed an extra copy of this letter to be date stamped and returned to me in the enclosed, self-addressed, postage prepaid envelope.

If you have any questions or if I may provide you with any additional information, please do not hesitate to call me.

Please note that this Application is being submitted by myself and Judith A. Rau, Esq., Missouri Counsel, Bar # 24856.

Respectfully submitted,

Lance J.M. Steinhart GA Bar No. 678222

Attorney for MG LLC d/b/a SearsConnect

Enclosure

cc: David Byron

Michael Dandino, Office of Public Counsel

General Counsel, Missouri Public Service Commission



THOMAS F. SIMON CLERK

## **CLERK OF THE SUPREME COURT**

TELEPHONE (573) 751-4144

STATE OF MISSOURI POST OFFICE BOX 150 JEFFERSON CITY, MISSOURI 65102

September 29, 2004

This will hereby acknowledge receipt of \$100 as required by Rule 6.01(m) from Lance Steinhart, appearing in the matter of MG LLC d/b/a SearsConnect's Application for the Cancellation of its Certificate of Service Authority within the State of Missouri Case No. XA-2004-0150, to be filed with the Missouri Public Service Commission, State of Missouri.

Thomas F. Simon, Clerk

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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In the matter of the application of
MG LLC d/b/a SearsConnect
for the cancellation of its Certificate
of Service Authority

# APPLICATION FOR THE CANCELLATION OF CERTIFICATE OF SERVICE AUTHORITY

Case No. \_

MG LLC d/b/a SearsConnect, ("Applicant or SearsConnect"), a Delaware Limited
Liability Company, files this verified application respectfully requesting that the Missouri Public
Service Commission ("Commission") issue an order that:

(a) terminates SearsConnect's Certificate of Service Authority ("CSA") to provide interexchange telecommunications services, originally granted in Case No. XA-2004-0150.

Please note that the company was granted competitive status in the above-referenced proceeding.

In support of its request, Applicant states:

1. The legal name and principal office or place of business of the Applicant are:

MG LLC d/b/a SearsConnect Two Executive Drive, Suite 900 Fort Lee, New Jersey 07024 Phone # (201) 461-5665 2. The name and address of Applicant's in-state attorney are:

to:

Judith A. Rau, Esq. Rau & Rau 119 E. Mill Street Waterloo, Illinois 62298

Correspondence or communications pertaining to this Application should be addressed

Lance J.M. Steinhart, Esq. 1720 Windward Concourse, Suite 250 Alpharetta, Georgia 30005 (770) 232-9200 (770) 232-9208 (Fax)

- The Commission approved Applicant's request for a CSA to provide intrastate interexchange telecommunications within the state of Missouri in Case No. XA-2004-0150.
- 4. As Applicant has determined that it no longer wishes to be a certificated provider in the state of Missouri, it respectfully requests that the Commission terminate the aforementioned CSA.
- 5. By this pleading, Applicant also respectfully requests that the Commission cancel, as soon as possible, its P.S.C. MO. TARIFF NO.1 for the provision of interexchange telecommunications services within the state of Missouri, and in any case coincident with the approval of this request for termination.
- 6. The Applicant has no pending actions or final unsatisfied judgments or decisions against it from any state or federal agency or court which involve customer service or rates,

which action, judgment or decision has occurred within three (3) years of the date of this application. No Commission annual reports or assessment fees are overdue.

6. Since Applicant doesn't currently have any customers for telecommunications service (retail or wholesale) in the state of Missouri, it asserts that termination of its CSA will have no adverse impact on consumers, therefore, it will not be adverse to the public interest. Accordingly, no customer notifications are being sent. Therefore, Applicant respectfully requests that the Commission grant this request in an expeditious matter.

Wherefore, Applicant, MG LLC d/b/a SearsConnect, (SearsConnect) respectfully requests that the Missouri Public Service Commission grant termination of SearsConnect's Certificate of Service Authority to provide intrastate interexchange services in the state of Missouri.

Respectfully submitted,

Lance J.M. Steinhart, Esq. Lance J.M. Steinhart, PC

1720 Windward Concourse, Suite 250

Alpharetta, Georgia 30005

(770) 232-9200

Georgia Bar No. 678222

And

Judith A. Rau, Esq.

Rau & Rau

119 E. Mill Street

Waterloo, Illinois 62298

(618) 939-7186

Missouri Bar No. 24856

Attorneys for Applicant

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the matter of the application of	)		
MG LLC d/b/a SearsConnect	)		
for the cancellation of its Certificate	)	Case No.	
of Service Authority	)		

#### **ENTRY OF APPEARANCE**

COMES NOW Lance J. M. Steinhart, Attorney at Law and pursuant to rule 4 CSR 240-2.040, herewith files his Entry of Appearance on behalf of Applicant, MG LLC d/b/a SearsConnect, in connection with the above-styled proceeding. With respect to his entry, Mr. Steinhart hereby advises the Commission that he is a member in good standing of the State Bar of Georgia and the New York State Bar and is admitted to practice before District Courts. He also is on inactive status with the State Bar of Maryland. Neither the undersigned nor any member of his firm is disqualified to appear in any court. I also hereby designate Judith A. Rau, of the law firm of Rau & Rau, 119 E. Mill St., Waterloo, IL 62298 to serve as our local Missouri counsel in this matter.

Lance J.M. Steinhart, Esq. Lance J.M. Steinhart, PC

1720 Windward Concourse, Suite 250

Alpharetta, Georgia 30005

(770) 232-9200

Georgia Bar No. 678222

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the matter of the application of	)	
MG LLC d/b/a SearsConnect	)	
for the cancellation of its Certificates	)	Case No.
of Service Authority	í	

### **ENTRY OF APPEARANCE**

COMES NOW Judith A. Rau of the Law Firm of Rau & Rau, and pursuant to rule 4 CSR 240-2.040, herewith files her Entry of Appearance as local Missouri counsel on behalf of Applicant, MG LLC d/b/a SearsConnect, in connection with the above-styled proceeding.

Judita A. Rau Rau & Rau

119 E. Mill Street

Waterloo, Illinois 62298

(618) 939-7186

Missouri Bar No. 24856

### **CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing Application upon the following parties, listed below, in accordance with Commission rules.

Dated this 3 day of Cuts, 2004.

Lance J.M Steinhart Georgia Bar No. 678222

Counsel for MG LLC d/b/a SearsConnect

Office of the Public Counsel

PO Box 7800

Jefferson City, MO 65102

General Counsel

Missouri Public Service Commission

PO Box 360

Jefferson City, MO 65102