

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

Staff of the Missouri Public Service	)	
Commission	)	
Complainant	)	
v.	)	Case No. TC-2002-1076
BPS Telephone Company	)	
Respondent.	)	

**NOTICE OF SETTLEMENT AND MOTION TO CANCEL PROCEDURAL AND HEARING  
SCHEDULE**

**COMES NOW** the Staff of the Missouri Public Service Commission, by and through Counsel, and for Staff's Notice of Settlement, states as follows:

1. On March 2, 2005, the Commission issued an Order revising the procedural schedule in this case. In the revised schedule, among other things, surrebuttal testimony was scheduled to be filed on March 4, 2005. The hearing in this matter is currently set for March 22 through March 24, 2005.

2. The Staff respectfully advises the Commission that a settlement of this case has been reached. Preparation of the Stipulation and Agreement memorializing the settlement agreement is currently in process, and should be filed by March 11, 2005. It is the understanding of the parties that Southwestern Bell Telephone Company (SWBT) will not be a signatory to the agreement but that it will not object to the agreement or seek a hearing in this matter.

**WHEREFORE**, due to all the above reasons, the Staff respectfully requests that the Commission issue an Order Canceling the Procedural and Hearing Schedule in this case.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

**/s/ Cliff Snodgrass**

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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to all counsel of record this March 3, 2005.

**/s/ Cliff Snodgrass**