

NEWMAN, COMLEY & RUTH

PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELORS AT LAW
MONROE BLUFF EXECUTIVE CENTER
601 MONROE STREET, SUITE 301
P.O. BOX 537
JEFFERSON CITY, MISSOURI 65102-0537
www.ncrpc.com

TELEPHONE: (573) 634-2266
FACSIMILE: (573) 636-3306

ROBERT K. ANGSTEAD
ROBERT J. BRUNDAGE
MARK W. COMLEY
CATHLEEN A. MARTIN
STEPHEN G. NEWMAN
JOHN A. RUTH

March 24, 2004

FILED

MAR 24 2004

**Missouri Public
Service Commission**

The Honorable Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102-0360

Re: The Staff of the Missouri Public Service Commission v.
Lockheed Martin Global Telecommunications Services, Inc.
Case No. TC-2004-0415

Dear Judge Roberts:

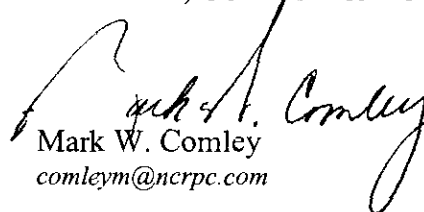
Enclosed for filing in the referenced matter please find the original and five copies of an Answer to Complaint.

Please contact me if you have any questions regarding this matter. Thank you.

Very truly yours,

NEWMAN, COMLEY & RUTH P.C.

By:


Mark W. Comley
comleym@ncrpc.com

MWC:ab

Enclosure

cc: Office of Public Counsel
David Meyer
Winafred Brantl

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

FILED

MAR 24 2004

**Missouri Public
Service Commission**

The Staff of the Missouri Public Service)
Commission)

Complainant,)

Case No. TC-2004-0415

v.)

Lockheed Martin Global)
Telecommunications Services, Inc.)

Respondent.)

ANSWER TO COMPLAINT

COMES NOW **Lockheed Martin Global Telecommunications Services, Inc.** ("LMGTSI" or the "Company"), Respondent in the above-captioned complaint, by and through its attorneys, and submits its answer to the complaint, paragraph by paragraph:

1. Admitted.
2. Admitted.
3. Section 386.390.1 RSMo (2000) speaks for itself and no answer is required to this paragraph. If an answer is deemed required for paragraph 3, Respondent denies the same.
4. Rule 4 CSR 240-2.070(1) speaks for itself and no answer is required to this paragraph. If an answer is deemed required for paragraph 4, Respondent denies the same.
5. Paragraph 5 consists of conclusions of law and citations to Missouri case authority, which speak for themselves, and no answer is required to this paragraph; however if an answer is deemed required for paragraph 5, Respondent denies the same.

6. Section 392.210.1 speaks for itself and no answer is required to this paragraph. If an answer is deemed required for paragraph 6, Respondent denies the same.

7. 4 CSR 240.3-540(1) speaks for itself and no answer is required to this paragraph. If an answer is deemed required for paragraph 7, Respondent denies the same.

8. Denied.

9. Respondent admits that as of the date of the complaint, it had not filed an annual report for calendar year 2002; otherwise, Respondent denies each and every other allegation of paragraph 9.

10. Denied.

11. Section 392.210.1 speaks for itself and no answer is required to this paragraph. If an answer is deemed required for paragraph 11, Respondent denies the same.

12. Paragraph 12 consists of conclusions of law and citations to Missouri case authority, which speak for themselves, and no answer is required to this paragraph; however if an answer is deemed required for paragraph 12, Respondent denies the same.

13. Paragraph 13 consist of Staff's request for a Commission finding and no answer is required by this paragraph; however if an answer is deemed required for paragraph 13, Respondent states by way of answer and defense that with this answer, it responds to the complaint in a timely manner as required by 4 CSR 240-2.070(8) and is therefore not in default.

14. Respondent further answers that its failure to properly file its report was in no sense deliberate or intentional, and resulted from an administrative error. Failure to file the report was not the product of willful disobedience to a Commission rule or order. The Company has no customers in Missouri. Failure to file the report was not detrimental to the public interest.

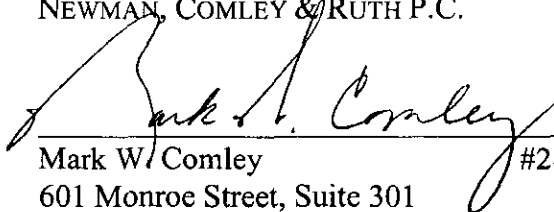
15. By way of further answer and defense, Respondent states that it filed with the Commission its 2002 annual report and a motion to accept its 2002 annual report out of time on March 24, 2004. Calculation of daily penalties, if any, (and Respondent denies that any penalties are due), should conclude on the date of filing of the motion, if not before.

WHEREFORE, having fully answered the complaint, Respondent respectfully requests that the Commission dismiss the same, and discharge respondent.

Respectfully submitted,

NEWMAN, COMLEY & RUTH P.C.

By:


Mark W. Comley #28847
601 Monroe Street, Suite 301
P.O. Box 537
Jefferson City, MO 65102-0537
(573) 634-2266
(573) 636-3306 FAX

Attorneys for Respondent

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent by U.S. Mail, postage prepaid, to **david.meyer@psc.mo.gov**, and Office of Public Counsel at **opcservice@ded.state.mo.us**, on this 24th day of March, 2004.

