

LAW OFFICES
BRYDON, SWEARENGEN & ENGLAND
PROFESSIONAL CORPORATION

DAVID V.G. BRYDON
JAMES C. SWEARENGEN
WILLIAM R. ENGLAND, III
JOHNNY K. RICHARDSON
GARY W. DUFFY
PAUL A. BOUDREAU
SONDRA B. MORGAN
CHARLES E. SMARR

312 EAST CAPITOL AVENUE
P.O. BOX 456
JEFFERSON CITY, MISSOURI 65102-0456
TELEPHONE (573) 635-7166
FACSIMILE (573) 635-0427

DEAN L. COOPER
MARK G. ANDERSON
GREGORY C. MITCHELL
BRIAN T. MCCARTNEY
DIANA C. FARR
JANET E. WHEELER

OF COUNSEL
RICHARD T. CIOTTONI

December 12, 2003

Dale Hardy Roberts
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

FILED²

DEC 12 2003

Re: Case No. TO-2004-0207

Missouri Public
Service Commission

Dear Mr. Roberts:

Enclosed for filing on behalf of Green Hills Area Cellular Telephone, Inc. d/b/a Green Hills Telecommunications Services, please find an original and eight (8) copies of a Motion for Leave to Withdraw.

Would you please see that this filing is brought to the attention of the appropriate Commission personnel.

I thank you in advance for your cooperation in this matter.

Sincerely yours,

BRYDON, SWEARENGEN & ENGLAND P.C.

By:



Sondra B. Morgan

SBM/lar

Enclosure

cc: All Parties Record
Renee Reeter

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED²

DEC 12 2003

Missouri Public
Service Commission

In the Matter of a Commission Inquiry)
into the Possibility of Impairment)
without Unbundled Local Circuit)
Switching When Serving the)
Mass Market.)

Case No. TO-2004-0207

MOTION FOR LEAVE TO WITHDRAW

Comes now Green Hills Area Cellular Telephone, Inc. d/b/a Green Hills
Telecommunications Services (GHTS) and for its Motion for Leave to Withdraw states to the
Missouri Public Service Commission (Commission) as follows:

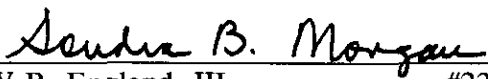
1. On November 5, 2003, the Commission issued its Order Creating Case and
Establishing Initial Filing Deadlines in which it determined that a contested case was necessary
to address the issues raised by the Federal Communication Commission's (FCC) Triennial
Review Order. In this Order, the Commission made every certificated competitive local
exchange carrier a party to the case.
2. GHTS was granted a certificate of service authority to provide competitive local
exchange telecommunications service in Case No. TA-98-330, and provides facilities-based
basic local telecommunications service in only one Sprint Missouri exchange, Norborne. GHTS
has an interconnection agreement with Sprint Missouri approved by the Commission in Case No.
TO-99-75. GHTS does not purchase unbundled network elements (UNEs) in connection with its
provision of service.
3. Only SBC Missouri and CenturyTel of Missouri have challenged the finding of
impairment for mass market switching, loops and transport in this proceeding. Sprint Missouri

has not challenged the FCC's finding. GHTS is not a competing carrier for either SBC Missouri or CenturyTel. Both SBC and CenturyTel have suggested to the Commission that the Metropolitan Statistical Areas (MSAs) should be established as the appropriate geographic market areas for Missouri in this proceeding. The Norborne exchange is not a part of any Missouri MSA.

4. Since GHTS does not purchase UNEs from Sprint or any other incumbent local exchange company, does not compete with either SBC or CenturyTel in their respective markets, and is not located within the proposed geographic market, its participation in this case is not relevant to the issues to be decided by the Commission. Requiring GHTS to participate in this proceeding will be time-consuming, burdensome and costly. The company has already been served overly-broad data requests seeking highly confidential market sensitive and business sensitive information.

Wherefore, GHTS respectfully requests that it be allowed to withdraw from this proceeding.

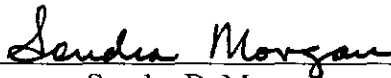
Respectfully submitted,


W.R. England, III #23975
Sondra B. Morgan #35482
BRYDON, SWEARENGEN & ENGLAND P.C.
P.O. Box 456
Jefferson City, MO 65102-0456
(573) 635-7166
(573) 6347431(fax)
smorgan@brydonlaw.com (e-mail)

Attorneys for Green Hills Area Cellular
Telephone, Inc. d/b/a Green Hills
Telecommunications Services

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, or hand-delivered on this 17th day of December, 2003, to all parties of record.



Sondra B. Morgan