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September 19, 2003

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Secretary of PSC  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

**FILED**

SEP 19 2003

Missouri Public  
Service Commission

Re: Case No. TK-2004-0058

Dear Secretary:

Enclosed please find an original and eight copies of the MITG's Motion to Cancel Procedural Schedule and Withdraw Opposition to Traffic Termination Agreement in the above cited case.

Thank you for seeing this filed. If you should have any questions or concerns, please do not hesitate to contact me.

Sincerely,

*Lisa Chase*

Lisa Cole Chase

LCC:sw

Enc.

Cc: Michael Dandino  
Dan Joyce  
Sondra B. Morgan  
Anthony Conroy  
Mark W. Comley

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BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF MISSOURI

FILED

SEP 19 2003

In the Matter of the Application of EZ Talk )  
Communications, LLC, for Approval of an )  
Agreement with Southwestern Bell Telephone, )  
L.P., d/b/a SBC Missouri, Under the )  
Telecommunications Act of 1996. )

Case No. TK-2004-0058

Missouri Public  
Service Commission

**Motion to Cancel Procedural Schedule and Withdraw Opposition  
to Traffic Termination Agreement**

COMES NOW the Missouri Independent Telephone Company Group (MITG)<sup>1</sup> and for their motion to Cancel Procedural Schedule and Withdraw Opposition to approval of the Interconnection Agreement between Southwestern Bell Telephone, L.P. d/b/a SBC Missouri ("SBC") and EZ Talk Communications, L.L.C. ("EZ Talk") states to the Missouri Public Service Commission (Commission) as follows:

1. EZ Talk has represented to the MITG in the attached letter, that "in fact no toll traffic will be originated by EZ Talk and transited to the MITG companies under the auspices of this Agreement."

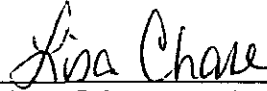
2. Based on these representations the MITG at this time are willing to withdraw their opposition to the approval of the Traffic Termination Agreement between SBC and EZ Talk, but request to remain parties for purposes of receiving further pleadings and orders in this case.

WHEREFORE, on the basis of the foregoing, the MITG request that the Commission issue its order 1) canceling the procedural schedule in the above-referenced matter, and 2) granting leave to the MITG to withdraw their previously stated opposition to this Interconnection Agreement.

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<sup>1</sup> Alma Communications Co., Chariton Valley Telephone Corp., Choctaw Telephone Co., Mid-Missouri Telephone Company, MoKan Dial Inc., and Northeast Missouri Rural Telephone Co.

Respectfully Submitted,



Craig S. Johnson, MO Bar #28179  
Lisa Cole Chase, MO Bar #51502  
Andereck, Evans, Milne, Peace & Johnson LLC  
700 East Capitol, P.O. Box 1438  
Jefferson City, MO 65102  
Telephone: 573/634-3422  
**ATTORNEYS FOR MISSOURI  
INDEPENDENT TELEPHONE GROUP**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing was mailed, U. S. Mail, postage pre-paid, this 18<sup>th</sup> day of September, 2003, to:

Dan Joyce  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, Missouri 65102

Mike Dandino  
Office of the Public Counsel  
P.O. Box 7800  
Jefferson City, Missouri 65102

Anthony Conroy  
Southwestern Bell Telephone, L.P.  
d/b/a SBC Missouri  
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Mark W. Comley  
Newman, Comely & Ruth, P.C.  
601 Monroe St., Suite 301  
P.O. Box 537  
Jefferson City, MO 65102



Lisa Cole Chase



September 15, 2003

Missouri Independent Telephone Co Group  
c/o Craig S. Johnson  
Andereck Evans Law Firm  
700 East Capitol  
P.O. Box 1438  
Jefferson City, Mo 65102

Via email, fax (573-634-7822), and US Mail

Re: MoPSC case no. TK-2004-0058, EZTalk/SBC Agreement

Dear Mr. Johnson:

Please be advised that EZ Talk Communications, LLC is a prepaid local service provider. Our customers are denied 1+ calling from EZ Talk. Although Section 9 of the Agreement with SBC can be read to suggest toll traffic could be originated by EZ Talk and transited to the MITG companies for termination, in fact no toll traffic will be originated by EZ Talk and transited to the MITG companies under the auspices of this Agreement.

As per our discussions, based upon this letter, I would ask that the MITG withdraw their opposition to approval of the subject Agreement.

Sincerely,

Eileen Singleton  
Director, Regulatory Affairs

Cc: Mark Comley

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