

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

In the Matter of the Application of )  
WWC License, LLC for Designation as an )  
Eligible Telecommunications Carrier, and )  
Petition For Redefinition of Rural Telephone )  
Company Service Areas )

Case No. TO-2004-0527

**MOTION FOR LEAVE TO DISMISS WITHOUT PREJUDICE**

COMES NOW WWC License, LLC (“Western Wireless”), by and through counsel, and for its Motion for Leave to Dismiss Without Prejudice pursuant to 4 CSR 240-2.116, states:

1. On April 13, 2004, Western Wireless filed with the Public Service Commission (“Commission”) its Application for Designation as an Eligible Telecommunications Carrier and Petition For Redefinition of Rural Telephone Company Service Areas in the above-captioned proceeding.

2. Pursuant to the Unopposed Motion to Suspend Procedural Schedule of Western Wireless, the Commission issued on January 12, 2005, an Order suspending the procedural schedule in this proceeding and further requiring a status report to be filed on March 14, 2005.

3. A subsequent Order Extending Suspension of Procedural Schedule required a second status report to be filed on May 13, 2005. In lieu of such status report, Western Wireless hereby seeks leave to dismiss this application proceeding without prejudice.

4. Prepared testimony has been filed in this case on August 5, 2004, and September 15, 2004. Pursuant to the Commission’s procedural rules, 4 CSR 240-2.116, once evidence has been offered or prepared testimony filed, an applicant or complainant may dismiss an action only by leave of the Commission.

**WHEREFORE**, Western Wireless respectfully requests that the Commission dismiss this application proceeding without prejudice at its earliest convenience.

Respectfully submitted,

Dated: May 13, 2005

**WILLIAM D. STEINMEIER, P.C.**

By /s/ Mary Ann Young  
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*ATTORNEYS FOR WWC LICENSE, LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was served electronically on parties of record to this proceeding on this 13th day of May, 2005.

/s/Mary Ann Young  
Mary Ann (Garr) Young