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January 12, 2005

FILED⁴

Missouri Public Service Commission

Mr. Dale Hardy Roberts, Secretary Missouri Public Service Commission 200 Madison St. Jefferson City, MO 65101

Re: Reply to Motion to Open Case and Determine Certificate of Service Authority is Null and Void – Case No. XD-2005-0222

Dear Mr. Roberts:

Enclosed for filing with the Commission are an original and eight (8) copies of the AGL Networks, LLC Reply to Motion to Open Case and Determine Certificate of Service Authority is Null and Void, plus an additional copy to be file-stamped and returned to me in the enclosed self-addressed, stamped envelope.

Please contact me with any questions or concerns. Thank you.

Sincerely,

GERRY & SAPRONOV LLP

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Michael J. Zpevak 633 Oak Springs Trail Drive Ballwin, MO 63021 Telephone: 636-391-3202 Facsimile: 636-391-3205 Email: mjzpevak@gstelecomlaw.com

CC: Mr. Chip Gerry Mr. David A. Meyer, Esq. Ms. Suzanne Thigpen (AGL)

Enclosures

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Nullification of AGL) Networks, LLC's Certificate of Service) Authority)

Case No. XD-2005-0222

REPLY TO MOTION TO OPEN CASE AND DETERMINE CERTIFICATE OF SERVICE AUTHORITY IS NULL AND VOID

COMES NOW AGL Networks, LLC (AGL), by its attorneys, and for its Reply to the Motion to Open Case and Determine Certificate of Service Authority is Null and Void filed by the Staff of the Missouri Public Service Commission (Staff) on January 11, 2005, respectfully states as follows:

- 1. AGL admits all of the statements contained in Staff's Motion.
- 2. AGL has no objection to Staff's recommendation that the Commission proceed to

find AGL's certificate of service authority is null and void.

WHEREFORE, AGL supports Staff's recommendation and respectfully requests that the Commission determine the certificate of service authority previously granted by the Commission to AGL in Case No. XA-2003-0060 to provide interexchange and nonswitched local exchange telecommunications communications services is null and void.

Respectfully submitted,

GERRY AND SAPRONOV LLP

By: Michael ēvak Missouri Bar No. 25763

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed First Class Mail, postage prepaid, to all parties of record as shown below this 12th day of January 2005.

۷ Michael J. Zpevak

Attorney for AGL Networks, LLP

Copies to: David A. Meyer, Senior Counsel Office of the Public Counsel P. O. Box 360 Jefferson City, MO 65102

Jeff Coffman, Esq. Office of Public Counsel State of Missouri P.O. Box 7800 Jefferson City, MO 65102