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March 8, 2004

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

FILED

MAR 08 2004

**Missouri Public
Service Commission**

Re: Case No. TC-2004-0310
Case No. XE-2004-0433

Dear Judge Roberts:

Please find enclosed for filing in the referenced matter the original and five copies of Secured Technologies, L.C.'s Suggestions in Opposition to Staff's Motion to Consolidate.

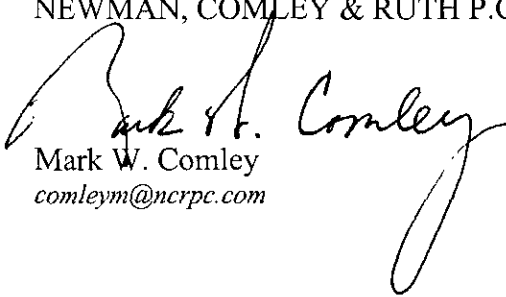
Would you please bring this filing to the attention of the appropriate Commission personnel.

Please contact me if you have any questions regarding this filing. 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
Robert S. Berlin
Mark S. Michael

FILED

MAR 08 2004

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Missouri Public
Service Commission

In the Matter of Secured Technologies, L.C.'s)	
2002 Annual Report to the Commission as an)	Case No. XE-2004-0433
Interexchange Telecommunications Carrier)	
The Staff of the Missouri Public Service)	
Commission,)	
)	
Complainant,)	
)	Case No. TC-2004-0310
v.)	
)	
Secured Technologies, L.C.)	
)	
Respondent.)	

**SECURED TECHNOLOGIES, L.C.'s
SUGGESTIONS IN OPPOSITION TO
STAFF'S MOTION TO CONSOLIDATE**

On or about February 27, 2004, Staff filed a motion to consolidate the above captioned cases. It recited accurately in its motion that on February 24, 2004, Secured Technologies, L.C. (STLC) filed a Motion For Leave To File Annual Report Out Of Time and appended a copy of its completed 2002 Annual Report to its motion. Staff continues in paragraph 4 of its motion to consolidate, that STLC's 2002 Annual Report was completed as required, and in the prayer for relief of the same motion, Staff asks the Commission to accept STLC's annual report out of time.

Commission rule 4 CSR 240-2.110(3) provides:

(3) When pending actions involve related questions of law or fact, the commission may order a joint hearing of any or all the matters at issue, and may make other orders concerning cases before it to avoid unnecessary costs or delay.

STLC submits that 4 CSR 240-2.110(3) does not support the consolidation of STLC's request

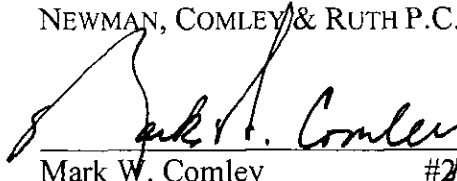
for authority to late file its 2002 Annual Report (Case No. XE-2004-0433) with the complaint filed by Staff against STLC (Case No. TC-2004-0310). Based upon what Staff has pleaded about STLC's 2002 Annual Report, there is no issue separating the parties in Case No. XE-2004-0433, and therefore no "matters at issue" to join in the complaint for hearing. It appears that Staff has asked the Commission for the same relief that STLC itself requested in its Motion For Leave to File Annual Report Out of Time. Staff does not allege any other issues that should be heard in connection with Case No. XE-2004-0433.

Since the parties are essentially in perfect agreement on allowing STLC's 2002 Annual Report to be late filed, relief under STLC's motion to late file its Annual Report would be unnecessarily delayed if Case No. XE-2004-0433 were consolidated with the complaint. Staff's motion to consolidate should be denied.

Respectfully submitted,

NEWMAN, COMLEY & RUTH P.C.

By:


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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 bob.berlin@psc.mo.gov, and Office of Public Counsel at opcservice@ded.state.mo.us, on this 8th day of March, 2004.

