

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

Staff of the Missouri Public Service Commission)	
of the State of Missouri,)	
)	
Complainant,)	
v.)	Case No. TC-2007-0342
)	
Davidson Telecom, LLC,)	
)	
Respondent.)	

ANSWER TO AMENDED COMPLAINT

Comes now Davidson Telecom, L.L.C. (Davidson) by and through counsel, and for its answer, paragraph by paragraph, to Staff's amended complaint states the following to the Commission:

1. Paragraph 1 of Staff's amended complaint is a description of its contents, and contains conclusions of law to which Davidson is not required to respond by denial or otherwise. If the Commission deems an answer is required to paragraph 1, Davidson denies the same.

2. Complainant cites and quotes from rules of the Commission in paragraph 2 to which no answer or other response is required from Davidson. The rules of the Commission speak for themselves. Davidson admits that the complainant is the Staff of the Missouri Public Service Commission but each and every other allegation of paragraph 2 is denied.

3. Admitted.

4. Admitted.

5. Admitted

COUNT I

6. Davidson hereby adopts by reference as if fully set forth each and every answer or defense contained in paragraphs 1 through 5 of this Answer.

7. Davidson admits that it provides basic local exchange telecommunications service in the exchanges served by Southwestern Bell, L.P. d/b/a AT&T Missouri but denies each and every other allegation of paragraph 7.

8. Complainant cites and quotes from rules of the Commission in paragraph 8 to which no answer or other response is required from Davidson. The rules of the Commission speak for themselves.

9. Denied, further answering that Davidson has substantially complied with all rules and regulations of the Commission and all reasonable requests of the Staff; and is presently current with all required reports.

10. Denied, further answering that Davidson has substantially complied with all rules and regulations of the Commission and all reasonable requests of the Staff; and is presently current with all required reports.

WHEREFORE, having answered Count I of Staff's complaint, Davidson prays the same be dismissed and Davidson discharged as a Respondent.

COUNT II

11. Davidson hereby adopts by reference as if fully set forth each and every answer or defense contained in paragraphs 1 through 10 of this Answer.

12. Denied.

13. Davidson admits that Staff advised Davidson that the notary seal on the company's Annual Report was not visible. Davidson denies that this was a deficiency in its Annual Report and denies each and every other allegation contained in paragraph 13.

14. Complainant cites and quotes from a rule of the Commission in paragraph 14 to which no answer or other response is required from Davidson. The rules of the Commission speak for themselves.

15. Denied, further answering that a non-visible notary seal does not constitute a deficiency in an Annual Report and a request for a visible notary seal is not a notice of deficiency under the rules of the Commission. In further answer and response, Davidson states that no other change to its Annual Report was requested by the Staff except a visible notary seal or stamp. Davidson has complied with all reasonable requests of the Staff.

WHEREFORE, having fully answered Count II of Staff's complaint, Davidson prays the same be dismissed and Davidson discharged as a Respondent.

COUNT III

16. Davidson hereby adopts by reference as if fully set forth each and every answer or defense contained in paragraphs 1 through 15 of this Answer.

17. Complainant cites and quotes from a rule of the Commission in paragraph 17 to which no answer or other response is required from Davidson. The rules of the Commission speak for themselves. If the Commission deems an answer or other response is required to this paragraph, Davidson denies the same, further answering that Staff has failed to state a claim upon which relief by way of penalties may be granted.

18. In paragraph 18, Complainant cites and quotes from a Missouri Statute to which no answer or other response is required from Davidson. The statutes of the state of Missouri speak for themselves. If the Commission deems an answer or other response is required to this paragraph, Davidson denies that the statute cited applies, and further answers that Staff has failed to state a claim upon which relief by way of penalties may be granted.

19. In paragraph 19, Complainant cites and quotes from a Missouri statute to which no answer or other response is required from Davidson. The statutes of the state of Missouri speak for themselves. If the Commission deems an answer or other response is required to this paragraph, Davidson denies the statute cited applies, further answering that Staff has failed to state a claim upon which relief by way of penalties may be granted.

20. In paragraph 20, Complainant cites and quotes from a Missouri statute to which no answer or other response is required from Davidson. The statutes of the state of Missouri speak for themselves. If the Commission deems an answer or other response is required to this paragraph, Davidson denies the statute cited applies, further answering that Staff has failed to state a claim upon which relief by way of penalties may be granted.

21. Paragraph 21 is recitation of conclusions and principles of law, and quotations from case authority to which no response is required from Davidson. If the Commission deems an answer or other response is required to this paragraph, Davidson denies that these legal conclusions and case authority apply in this matter, further answering that Staff has failed to state a claim upon which relief by way of penalties may be granted.

WHEREFORE, having fully answered and otherwise responding to all counts of Staff's complaint, Respondent Davidson Telecom, L.L.C. respectfully requests that Staff's complaint be dismissed and Respondent discharged.

Respectfully submitted,

/s/ Mark W. Comley

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Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent via e-mail on this 3rd day of May, 2007, to Jennifer Heintz at Jennifer.heintz@psc.mo.gov; Blane Baker at blane.baker@psc.mo.gov; General Counsel's Office at gencounsel@psc.mo.gov; and Office of Public Counsel at opcservice@ded.mo.gov.

/s/ Mark W. Comley
