

NEWMAN, COMLEY & RUTH

PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELORS AT LAW
MONROE BLUFF EXECUTIVE CENTER
601 MONROE STREET, SUITE 301
P.O. BOX 537
JEFFERSON CITY, MISSOURI 65102-0537
www.ncrpc.com

TELEPHONE: (573) 634-2266
FACSIMILE: (573) 636-3306

ROBERT K. ANGSTEAD
MARK W. COMLEY
CATHLEEN A. MARTIN
STEPHEN G. NEWMAN
JOHN A. RUTH

January 15, 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

JAN 15 2004

**Missouri Public
Service Commission**

Re: Case No. AO-2004-0036

Dear Judge Roberts:

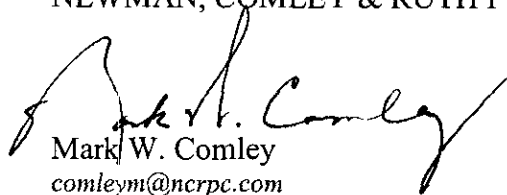
Please find enclosed for filing in the referenced matter the original and five copies of Applicant's Motion for Approval and Issuance of Notice.

Would you please bring this filing to the attention of the appropriate Commission personnel.
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
General Counsel's Office
W. Thomas Dugard, Jr.

BEFORE THE PUBLIC SERVICE COMMISSION OF
THE STATE OF MISSOURI

FILED

JAN 15 2004

Missouri Public
Service Commission

In the Matter of the Assignment)
of the 2-1-1 Abbreviated Dialing Code) Case No. AO-2004-0036
in the State of Missouri)

**APPLICANT'S MOTION FOR APPROVAL
AND ISSUANCE OF NOTICE**

Comes now The Heart of America United Way, Inc. (hereinafter "HAUW" or "Applicant") by and through its attorneys, and for its above entitled motion states the following to the Commission:

1. On July 11, 2003 Applicant filed its application for an order officially designating 211 in Missouri for access to community information and referral and an order designating HAUW as the holder of the 211 number to service certain areas and exchanges in select counties.

2. On August 22, 2003, the Commission entered an order directing its Staff to develop a notice concerning the Applicant's application, and a list of entities that should receive notice. The Commission further ordered HAUW to respond to the Staff's filing.

3. Pursuant to the Commission's order, the Staff prepared a proposed notice and a list of entities it recommended to receive notice of the application.

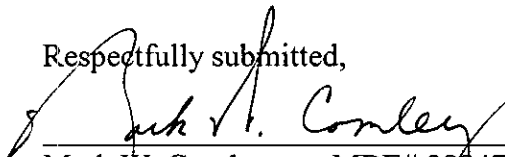
4. Likewise, on September 22, 2003, HAUW supplied a response to Staff's proposed notice and list of entities to receive notice.

5. Although Staff and the Applicant have responded to the Commission's order directing filing, the Commission has not yet entered an order approving the form of notice or directing that notice be sent to the approved entities.

6. Applicant is aware that the Commission is actively considering formulating a rule by which to address applications for 211 authority in the state of Missouri, and Applicant recognizes that the Commission should have time to adequately craft the rule. However, Applicant submits that there are many of its constituents who will meaningfully benefit from access to a 211 dialing code for purposes of information and referral services. That benefit is withheld pending approval of the present application.

WHEREFORE, on the basis of the above and foregoing, Applicant respectfully requests that, notwithstanding the interest in establishing a preliminary rule relating to applications for 211 authority, the Commission review and consider Staff's response to the Commission's order directing filing, and HAUW's response thereto, and enter an order approving the form of notice and further directing that the notice be sent to the entities which Staff and Applicant have proposed; all done at the Commission's first convenient opportunity in the ordinary course of its regular business.

Respectfully submitted,

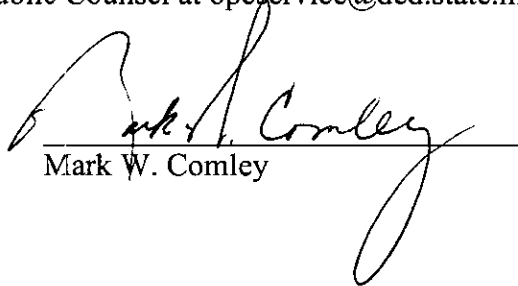


Mark W. Comley MBE# 28847
NEWMAN, COMLEY & RUTH P.C.
601 Monroe Street, Suite 301
P.O. Box 537
Jefferson City, Missouri 65102-0537
573/634-2266
573/636-3306 FAX
comleym@ncrpc.com

Attorneys for Heart of America United Way,
Inc.

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 15th day of January, 2004, to General Counsel's Office at gencounsel@psc.state.mo.us; Office of Public Counsel at opcservice@ded.state.mo.us.



Mark W. Comley