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

In the Matter of the Tariff Filing of Level 3	)
Communications, LLC Concerning the Addition of Toll	)
Free Data Base Access service, Toll Free	) Case No. TT-2008-0085
Transit Traffic service, rates for Originating	) Tariff No. JI-2008-0133
Access and Pay Telephone Compensation.	)

## EMBARQ MISSOURI, INC.'S MOTION TO WITHDRAW

EMBARQ Missouri, Inc. ("Embarq") respectfully submits this motion to withdraw pursuant to 4 CSR 240-2.040(6) and states as follows:

Embarq was made a party to this proceeding by Order Suspending Tariff, Adding Parties, and Directing Filing, issued September 25, 2007. On October 1, 2007, Level 3 filed its Response to Motions of AT&T and Embarq, wherein Level 3 attempted to clarify the application of its proposed tariff filing. While Embarq would prefer that Level 3's actual tariff be amended to include clarifying language, Level 3's October 1, 2007 filing in the administrative record of this case sufficiently clarifies the application of Level 3's tariff and satisfies Embarq's concerns and Embarq no longer opposes Level 3's tariff filing. Therefore, Embarq moves to withdraw from this case and requests that it be excused from the prehearing conference scheduled for October 16, 2007.

WHEREFORE, Embarq respectfully requests that its motion be granted.

Respectfully submitted,

EMBARQ MISSOURI, INC.

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## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the above and foregoing was served on the following parties by electronic mail, this \_\_\_\_\_\_ day of October, 2007.

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