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April 23, 2010

*Via Electronic Filing*

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building, 2<sup>nd</sup> Floor  
400 North Street  
Harrisburg, PA 17120

Re: AT&T Communications of Pennsylvania, LLC, TCG New Jersey, Inc. and TCG  
Pittsburgh, Inc. v. Citizens Telephone Company – New York  
Docket Nos. C-2009-2098526, C-2009-2100107, C-2009-2101274

Dear Mr. McNulty:

Please find enclosed an original of AT&T Communications of Pennsylvania, LLC, TCG New Jersey, Inc. and TCG Pittsburgh's Motion to Withdraw Complaints Against Citizens Telephone Company – New York in the above-referenced matters.

Please contact me if you have any questions or concerns with this matter.

Very truly yours,

  
Michelle Painter

cc: Certificate of Service  
ALJ Kandace Melillo

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

AT&T Communications of	:	
Pennsylvania, LLC, TCG Pittsburgh,	:	
and TCG New Jersey, Inc.	:	
Complainants	:	
	:	
v.	:	Docket Nos. C-2009-2098526 (AT&T)
	:	C-2009-2100107 (TCG-NJ)
	:	C-2009-2101274 (TCG-Pitt)
	:	
Citizens Telephone Company – New York	:	
Respondent	:	

**MOTION TO WITHDRAW COMPLAINTS AGAINST  
CITIZENS TELEPHONE COMPANY – NEW YORK**

On March 19, 2009, AT&T Communications of Pennsylvania, LLC, TCG Pittsburgh and TCG New Jersey, Inc. (collectively “AT&T”) filed a single complaint against thirty-two different Incumbent Local Exchange Carriers (“ILECs”). The Commission docketed the complaints as ninety-six different complaints – one for each of the AT&T entities against each of the thirty-two ILECs.<sup>1</sup> One of the ILECs listed and docketed was Citizens Telephone Company – New York.

AT&T’s Complaint involved the intrastate access rates of the ILECs, alleging, *inter alia*, that such tariffed rates are not in compliance with the law. Citizens Telephone Company - New York does not have an intrastate access tariff. Therefore, AT&T moves to withdraw its

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<sup>1</sup> On April 16, 2009, Chief Administrative Law Judge Veronica A. Smith issued an Order consolidating the complaints into three lead Complaint dockets for each of the AT&T entities. In a *Procedural Order* dated June 24, 2009, the three lead cases were subsequently consolidated into one case for purposes of hearing and decision. On August 5, 2009, the Commission consolidated the ninety-six complaint dockets with its generic investigation into

Complaints against Citizens Telephone Company – New York. All parties to the case have indicated that they do not object to the granting of this Motion.

WHEREFORE, AT&T moves that its Complaints against Citizens Telephone Company – New York at Docket No. C-2009-2098526 (AT&T), Docket No. C-2009-2100107 (TCG-NJ) and Docket No. C-2009-2101274 (TCG-Pittsburgh) be withdrawn.

Respectfully submitted,



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Counsel for AT&T

Date: April 23, 2010

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the intrastate access rates of the Rural Incumbent Local Exchange Carriers at Docket No. I-00040105. This Motion has no bearing on the I-docket, but only involves the three captioned complaint dockets.

## CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the Motion to Withdraw Complaint Against Citizens Telephone Company – New York upon the participants listed below in accordance with the requirements of 52 Pa. Code Section 1.54 (related to service by a participant) and 1.55 (related to service upon attorneys).

Dated at Fairfax, VA this 23rd day of April 2010.

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