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BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of the Complaint of
Strip, Hoppers, Leithart, McGrath &
Terlecky Co., LPA

Complainant,

v.

Windstream Ohio, Inc., et al.,

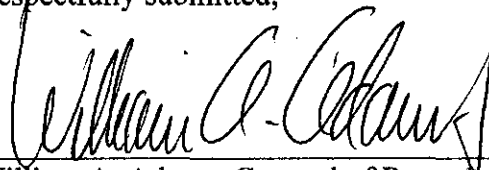
Respondents.

Case No. 12-3291-TP-CSS

MOTION TO DISMISS OF RESPONDENT WINDSTREAM OHIO, INC.

Pursuant to Ohio Adm. Code § 4901-1-12, Respondent Windstream Ohio, Inc. ("Windstream Ohio") moves to dismiss it as a respondent for the reasons set forth in the attached memorandum in support.

Respectfully submitted,



William A. Adams, Counsel of Record
BAILEY CAVALIERI LLC
10 West Broad Street, Suite 2100
Columbus, OH 43215-3422
(614) 229-3278 (telephone)
(614) 221-0479 (fax)
William.Adams@baileycavalieri.com
Attorneys for Respondent Windstream Ohio, Inc.

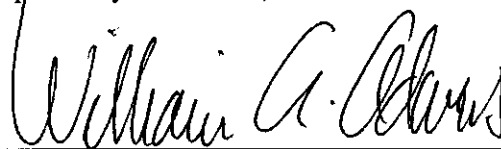
MEMORANDUM IN SUPPORT

Complainant Strip, Hoppers, Leithart, McGrath & Terlecky Co., LPA ("Strip, Hoppers") filed a Complaint on December 24, 2012 against Windstream Ohio and its affiliate, Windstream NuVox Ohio, Inc. ("Windstream NuVox"), alleging certain service quality issues. Attached to the Complaint as "Exhibit A" is a Customer Service Agreement between Strip, Hoppers and Windstream NuVox. Windstream Ohio is not a party to the Customer Service Agreement.

Windstream Ohio is an incumbent local exchange company subject to the Public Utilities Commission of Ohio's ("Commission") jurisdiction. Windstream Ohio has a defined service territory which does not include Columbus, Ohio, or the Strip, Hoppers location. The closest area to Columbus, Ohio served by Windstream Ohio is the Newark, Ohio area in Licking County. Windstream Ohio does not provide service to Strip, Hoppers. Windstream Ohio's affiliate, Windstream NuVox, admitted in the Answer filed contemporaneous with this Motion that it provides service to Strip, Hoppers.

Windstream Ohio has nothing to do with this Complaint and should be dismissed as a respondent.

Respectfully submitted,



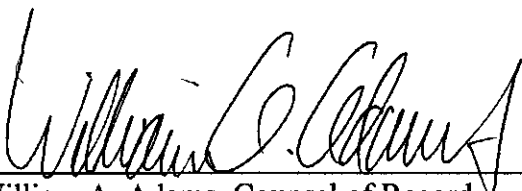
William A. Adams, Counsel of Record
BAILEY CAVALIERI LLC
10 West Broad Street, Suite 2100
Columbus, OH 43215-3422
(614) 229-3278 (telephone)
(614) 221-0479 (fax)
William.Adams@baileycavalieri.com
Attorneys for Respondent Windstream Ohio, Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **Motion to Dismiss of Respondent Windstream Ohio, Inc.** was served by electronic mail this 16th day of January, 2013, upon:

Myron N. Terlecky
mnt@columbuslawyer.net
Nicholas W. Reeves
nwr@columbuslawyer.net
Strip, Hoppers, Leithart, McGrath & Terlecky Co., LPA
575 South Third Street
Columbus, OH 43215

Jon F. Kelly, Esq.
jk2961@att.com
AT&T Ohio
150 East Gay Street, Room 4A
Columbus, OH 43215



William A. Adams, Counsel of Record