

FILE

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

RECEIVED-DOCKETING DIV

In the Matter of the Complaint of)
The Cincinnati Gas & Electric Co.,)
)
Complainant,)
)
v.)
)
The Village of Amberley,)
)
Respondent.)

2007 APR 16 AM 10:03

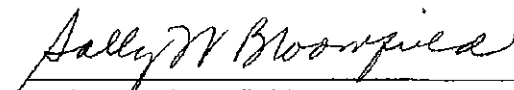
PUCO

Case No. 05-1116-AU-PWC

**TIME WARNER TELECOM OF OHIO, LLC MOTION TO WITHDRAW
ITS MOTION TO INTERVENE**

On October 25, 2005, Time Warner Telecom of Ohio, LLC ("TWTC") filed a Motion to Intervene ("Motion") in the above entitled proceeding. By an Attorney Examiner's entry of January 9, 2006, TWTC's Motion was granted. In the intervening time, the Village of Amberley has passed a new right-of-way ordinance, No. 2007-03 that replaces the one at issue in this proceeding. TWTC has no objection to Ordinance No. 2007-03 that became effective on April 9, 2007. Therefore the prior ordinance to which TWTC had objections is no longer at issue and TWTC withdraws its motion to intervene and so far as the interests of TWTC are concerned, this proceeding may be dismissed.

Respectfully submitted on behalf of
TIME WARNER TELECOM OF OHIO, LLC



Sally W. Bloomfield
Thomas J. O'Brien
BRICKER & ECKLER LLP
100 South Third Street
Columbus, Ohio 43215-4291
Telephone: (614) 227-2368; 227-2335
Facsimile: (614) 227-2390
E-mail: sbloomfield@bricker.com

This is to certify that the foregoing are an accurate and complete reproduction of a case file document delivered in the regular course of business.

Technician Am Date Processed 4/16/07

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing MOTION TO
WITHDRAW THE MOTION TO INTERVENE of Time Warner Telecom of Ohio, LLC was
served upon the parties of record indicated below this 16th day of April 2007, *via* U.S. mail,
postage prepaid and electronic service.


Sally W. Bloomfield

Paul A. Colbert, Senior Counsel
Sheri Hyton, Staff Attorney
The Cincinnati Gas & Electric Company
2300 Atrium II
139 East Fourth Street
P.O. Box 960
Cincinnati, OH 45201-0960

Stephen Cohen
Solicitor, Village of Amberley
7860 Gapstow Bridge
Cincinnati, OH 45231-6058