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November 29, 2001

BY HAND DELIVERY

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Ms. Magalie Roman Salas
Federal Communications Commission
FCC Portals II
445 12th Street, SW., Room TW-B204
Washington, DC 20554

Re: C.F. Communications Corp., et. al., v. Century Telephone of Wisconsin, Inc., et. al.,
EB Docket No. 01-99, File Nos. E-93-50, E-93-62, E-93-81, and E-93-34

Dear Ms. Salas:

Please find enclosed copies of motions to dismiss in connection with the above referenced proceedings. We have enclosed an original and six copies of each motion for your office. In addition, we enclosed a copy of each motion for Judge Arthur Steinberg, Tejal Mehta and David H. Solomon. Thank you for your attention to this matter.

Sincerely,



Kenneth B. Trotter

KBT/sk

Enclosures

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of

NYPAY Communications Company,
(a/k/a NYPAY Hospital Communications Company),

Complainant,

v.

New York Telephone Company,

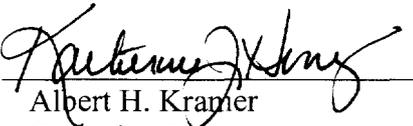
Defendant.

File No. E-93-34

JOINT MOTION TO DISMISS WITH PREJUDICE

Pursuant to Section 1.727 of the Commission's Rules, 47 C.F.R. § 1.727, the parties to the above-captioned formal complaint proceeding, ETS Payphones, Inc. (the owner of the rights to the claim filed by NYPAY Communications Company (a/k/a NYPAY Hospital Communications Company) in this matter pursuant to a May 15, 1998 Asset Purchase Agreement), and Verizon New York Inc. (f/k/a New York Telephone Company), by their attorneys, hereby jointly move to dismiss this proceeding with prejudice. Pursuant to this dismissal, each party shall be solely and exclusively responsible, without recourse to the other party, for its own costs and attorneys' fees incurred in connection with this dispute.

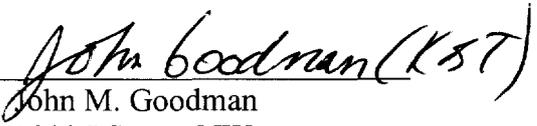
ETS PAYPHONES, INC.

By: 
Albert H. Kramer
Katherine J. Henry
DICKSTEIN SHAPIRO MORIN
& OSHINSKY LLP
2101 L Street, NW
Washington, DC 20037-1526
(202) 785-9700

Dated: November 29, 2001

Respectfully submitted,

VERIZON NEW YORK INC.

By: 
John M. Goodman
1300 I Street, NW
400W
Washington, DC 20005
202) 515-2563

CERTIFICATE OF SERVICE

I hereby certify that on November 29, 2001, a copy of the foregoing Joint Motion To Dismiss With Prejudice was served by hand-delivery, facsimile, and/or first-class mail, postage prepaid, as indicated below, on the following:

By Hand-Delivery:

The Honorable Arthur I. Steinberg
Administrative Law Judge
Federal Communications Commission
445 12th Street, SW
Room 1-C861
Washington, DC 20554

Magalie Roman Salas, Secretary
Office of the Commission Secretary
Federal Communications Commission
445 12th Street, SW, Room TW-B204
Washington, D.C. 20554
(Original and Three Copies)

Tejal Mehta, Esquire
Federal Communications Commission
Market Disputes Resolution Division
Enforcement Bureau
445 12th Street, SW
Washington, D.C. 20554

David H. Solomon, Chief
Enforcement Bureau
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

By Facsimile and First-Class Mail, Postage Prepaid:

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Mary Sisak, Esquire
Robert Jackson, Esquire
Blooston, Mordkowsky, Dickens, Duffy & Prendergast
2120 L Street, NW, Suite 300
Washington, D.C. 20037

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke at the end, positioned above a solid horizontal line.

Kenneth B. Trotter

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

IN THE MATTER OF

NYPAY Communications Company,
(a/k/a/ NYPAY Hospital Communications
Company),

COMPLAINANT,

V.

NEW YORK TELEPHONE COMPANY,

DEFENDANT.

File No. E-93-34

MEMORANDUM OPINION AND ORDER

Issued:

Released:

Under consideration is a Joint Motion To Dismiss With Prejudice filed on November 28, 2001 by ETS Payphones, Inc. ("ETS") and Verizon New York Inc. ("Verizon"). This pleading relates to the complaint associated with File No. E-93-34.

Accordingly, IT IS ORDERED that the complaint associated with File No. E-93-34 IS DISMISSED with prejudice, and that File No. E-93-34 IS DELETED from the caption of this proceeding.

FEDERAL COMMUNICATIONS COMMISSION

Arthur I. Steinberg
Administrative Law Judge