

GRIEFF & HAMILTON, PLLC

ATTORNEYS AT LAW
520 Pike Tower
520 Pike Street, Suite 1440
Seattle, Washington 98101-4001
Telephone: (206) 467-6969
Fax: (206) 467-6738

RECEIVED
RECORDS MANAGEMENT
04 NOV 10 AM 8:29
STATE OF WASH.
UTIL. AND TRANSP.
COMMISSION

HENRY K. HAMILTON

Email: hamilton@jmg-law.com

Admin: michelle@jmg-law.com

November 9, 2004

Carole Washburn, Executive Secretary
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Drive SW
Olympia, WA 98504


Re: WECA, et al. v. Marathon Communications
Docket No. UT-041244
Our Matter No. 1224.02

Dear Ms. Washburn:

Enclosed are the original and thirteen (13) copies (one for conforming and returning to us) of Respondent Marathon Communications, Inc.'s Non-Opposition to Complainants' Motion to Dismiss All Claims and to Close Docket.

Please return a conformed copy to me in the enclosed self addressed stamped envelope.

Very truly yours,


Michelle Sturm
Paralegal

cc: Richard Finnigan
Jonathon Thompson
Client

Enclosures

RECEIVED
RECORDS MANAGEMENT

04 NOV 10 AM 8:29

STATE OF WASH.
UTIL. AND TRANSP.
COMMISSION

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION

Washington Exchange Carrier
Association, a Washington non-profit
corporation, CenturyTel of Washington,
Inc., a Washington corporation, Hood
Canal Telephone Company, a Washington
corporation, Kalama Telephone Company,
a Washington corporation, Tenino
telephone Company, a Washington
Corporation, Mashell Telecom, Inc., a
Washington corporation, McDaniel
Telephone Company d/b/a TDS
Telecom, a Washington corporation, Lewis
River Telephone Company, d/b/a TDS
Telecom, a Washington corporation, The
Toledo Telephone Co., Inc., a Washington
Corporation, Inland Telephone Company,
a Washington corporation, YCOM
Networks Inc., a Washington corporation,
and Ellensburg Telephone Company, a
Washington corporation,

Complainants,

v.

Marathon Communications Incorporated
d/b/a Marathon Communications of
Washington, a Delaware corporation,

Respondent.

DOCKET NO. UT-041244

RESPONDENT MARATHON
COMMUNICATIONS INC.'S NON-
OPPOSITION TO COMPLAINANTS'
MOTION TO DISMISS ALL CLAIMS
AND TO CLOSE DOCKET

RESPONDENT'S NON-OPPOSITION
TO MOTION TO DISMISS, ETC.- 1

C:\Documents and Settings\assistant\Local Settings\Temporary Internet
Files\OLK12E\Marathon's Non-Opposition to Motion to Dismiss.DOC

GRIEFF & HAMILTON, PLLC

520 PIKE TOWER
520 PIKE STREET, SUITE 1440
SEATTLE, WA 98101
(206) 467-6969

1 Respondent, Marathon Communications Inc. d/b/a Marathon Communications of
2 Washington ("Marathon"), does not oppose Complainants' Motion for To Dismiss All
3 Claims and To Dismiss Docket.

4 Dated this 9th day of November 2004

5 GRIEFF & HAMILTON, PLLC

6
7 /s/ Henry K. Hamilton
8 By: Jeffrey M. Grieff, WSBA #6418
9 Henry K. Hamilton, WSBA No. 16301
10 Attorneys for Respondent
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28