

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of a Commission Inquiry )  
into the Possibility of Impairment without )  
Unbundled Local Circuit Switching When )  
Serving the Mass Market )

Case No. TO-2004-0207

**SPRINT'S MOTION TO CHALLENGE  
HIGHLY CONFIDENTIAL DESIGNATIONS**

COMES NOW Sprint Missouri, Inc. and Sprint Communications, L.P.

(collectively "Sprint"), and hereby files its Motion to Challenge the Highly Confidential designations of Southwestern Bell Telephone Company d/b/a/ SBC Missouri ("SBC") and CenturyTel of Missouri, LLC and Spectra Group LLC d/b/a Century Tel ("CenturyTel").

1. On November 5, 2003 the Commission issued an Order creating this case and establishing filing deadlines for certain information. In that Order, the Commission stated that any party or proposed intervenor that plans to challenge the FCC's finding of impairment for mass market switching, loops and transport must file a pleading stating that intent no later than November 12, 2003. That Order further required the pleading to include specific, detailed information supporting the party's case.

2. In response to the Commission's directive, SBC Missouri and CenturyTel made filings addressing their plans regarding the FCC's national impairment findings in Missouri. SBC Missouri and CenturyTel also filed responses indicating that it was their intent to challenge the FCC's findings for mass market local switching, enterprise loops and dedicated transport for geographic market(s) in Missouri.

3. In stating their intent to challenge the FCC's presumptions, both SBC Missouri and CenturyTel marked as Highly Confidential the companies that had switches in the SBC and CenturyTel proposed market areas, the Metropolitan Service Area ("MSAs"), as well as the companies that had facilities subject to the transport routes identified by them. While SBC and CenturyTel have failed to state the reasons they marked the information as Highly Confidential, neither of these types of information should be classified as Highly Confidential.

Switch Providers:

4. The name of switch providers in any given geographical area in the United States is publicly available information. This information is publicly *available* through the Local Exchange Routing Guide ("LERG"). This was also publicly filed with the Federal Communications Commission in the case that resulted in the Triennial Review Order. The record of the FCC case contains the name of the switch provider, the type of switch, the city in which switch is located *and the street address*. See UNE Fact Report 2002, April 2002, CC Docket No 01-338 at Appendix B (Missouri specific page at Attachment A). Further, other ILECs, SBC affiliates included, have publicly filed this information. (See Sprint Motion to Modify the Protective Order at Attachment A). Therefore, Sprint requests this information be reclassified as non-proprietary.

Transport Facilities Providers:

5. In SBC and CenturyTel's filings, they publicly list all routes upon which they will challenge the federal presumption. However, SBC and CenturyTel mark the list of potential facilities providers on those routes as Highly Confidential. Sprint does not agree that a list of facilities providers, not associated with any given route, merits a

Highly Confidential designation. Further, some of these facilities providers commercially offer their services. Therefore, for these specific providers, there would be no basis to attach any confidential designation to their names.

6. Based on the above, Sprint requests that the Highly Confidential designations contained in SBC's November 10<sup>th</sup> filing and CenryTel's November 12<sup>th</sup> filing be reclassified. Further, Sprint requests that for all future filings, the party designating the information as Highly Confidential in any pleading be required to make a demonstration that such a designation is justified.

Respectfully submitted,

SPRINT



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### CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the above and foregoing was served on each of the following parties by first-class/electronic/facsimile mail this 17th day of November, 2003:

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Lisa Creighton Hendricks



CLEC Circuit Switches Serving BOC Rate Centers					
State	BOC Region	Type	CLEC	City	Street
MO	SBC	NT5	GLOBAL CROSSING	KANSAS CITY	1100 MAIN ST CENTER CITY
MO	SBC	NT5	INTERMEDIA COMMUNICATIONS	ST LOUIS	1445 N WARSON RD
MO	SBC	DS	LEVEL 3	KANSAS CITY	1100 WALNUT
MO	SBC	DS	MCLEODUSA	KANSAS CITY	1201 TROOST AVE
MO	SBC	DM5	MCLEODUSA	SPRINGFIELD	331 PARK CENTRAL E
MO	SBC	NT5	MCLEODUSA	ST LOUIS	210 N TUCKER BLVD
MO	SBC	NT5	MPOWER	ST LOUIS	11756 BORMAN DR
MO	SBC	DMH	ST LOUIS ELECTRONICS	HARVESTER	111 TOELLE
MO	SBC	IAE	ST LOUIS ELECTRONICS	ST LOUIS	3810 WASHINGTON
MO	SBC	NT5	TELIGENT	KANSAS CITY	2501 W PENNWAY ST
MO	SBC	DMH	TRIVERGENT	OLIVETTE	10405 BAUR BLVD
MO	SBC	DMH	TRIVERGENT	SPRINGFIELD	1521-1527 E LARK ST
MO	SBC	5E	WORLDCOM	KANSAS CITY	324 E 11TH ST
MO	SBC	AXT	WORLDCOM	MERILYN	11636 LACKLAND RD
MO	SBC	5E	WORLDCOM	SPRINGFIELD	940 E TRAFFICWAY ST
MO	SBC	AXT	WORLDCOM	ST LOUIS	11636 LACKLAND RD
MO	SBC	NT5	XO	MARYLAND HEIGHTS	2020 WESTPORT CENTER DR
MS	BELLSOUTH	5E	ADELPHIA	JACKSON	142 LEFLEUR SQUARE RD
MS	BELLSOUTH	4E	AT&T	JACKSON	210 E PEARL ST
MS	BELLSOUTH	DS	AT&T	JACKSON	210 E PEARL ST
MS	BELLSOUTH	NT5	CGI	JACKSON	700 S WEST ST RM 203
MS	BELLSOUTH	DS	DIXIENET COMMUNICATIONS	RIPLEY	301 N MAIN ST
MS	BELLSOUTH	DMT	GULFPINES COMMUNICATIONS	HATTIESBURG	200 FOXGATE AVE
MS	BELLSOUTH	DS	ITC'DELTACOM	GULFPORT	2221 17TH ST
MS	BELLSOUTH	DS	ITC'DELTACOM	JACKSON	125 S CONGRESS ST
MS	BELLSOUTH	5E	KMC TELECOM	GULFPORT	277 DEBUYS RD
MS	BELLSOUTH	DS	NETWORK TELEPH.	JACKSON	209 E CAPITOL ST
MS	BELLSOUTH	5E	WORLDCOM	JACKSON	317 E CAPITOL ST
MS	BELLSOUTH	5E	XSPEDIUS CORP.	JACKSON	108 BUSINESS PARK DR
MT	QWEST	VCD	AVISTA COMMUNICATIONS	BILLINGS	210 N 29TH ST
NC	BELLSOUTH	5E	ADELPHIA	CHARLOTTE	1027 N CHURCH ST
NC	BELLSOUTH	DMH	ALLTEL	GARNER	3651 JUNCTION BLVD
NC	BELLSOUTH	DMH	ALLTEL	GREENSBORO	111 W FLORIDA ST
NC	BELLSOUTH	DMH	ALLTEL	MATTHEWS	131 W MATTHEWS ST
NC	BELLSOUTH	4E	AT&T	CHARLOTTE	208 N CALDWELL ST
NC	BELLSOUTH	5E	AT&T	CHARLOTTE	208 N CALDWELL ST
NC	BELLSOUTH	DMH	AT&T	CHARLOTTE	200 S COLLEGE ST
NC	BELLSOUTH	4E	AT&T	DURHAM	CHIN PAGE RD
NC	BELLSOUTH	4E	AT&T	GREENSBORO	100 S EUGENE ST
NC	BELLSOUTH	NT5	AT&T	GREENSBORO	100 S EUGENE ST
NC	VERIZON	NT5	AT&T	RALEIGH	128 W HARGETT ST (121 W MORGAN ST)
NC	BELLSOUTH	5E	BTI	CHARLOTTE	701 E TRADE ST
NC	BELLSOUTH	5E	BTI	GREENSBORO	105 CREEK RIDGE RD
NC	BELLSOUTH	5E	BTI	RALEIGH	2111 HARROD ST
NC	BELLSOUTH	5E	BTI	WILMINGTON	3255 BURNT MILL DR
NC	BELLSOUTH	5E	CONNECT COMMUNICATIONS	CHARLOTTE	401 S COLLEGE ST
NC	VERIZON	DM5	CTC COMMUNICATIONS	CHARLOTTE	401 S COLLEGE ST
NC	VERIZON	5E	ICG COMMUNICATIONS	CHARLOTTE	401 S COLLEGE ST
NC	BELLSOUTH	NT5	INTERMEDIA COMMUNICATIONS	CHARLOTTE	9400-A SOUTHERN PINES BLVD.

### CLEC Circuit Switches Serving BOC Rate Centers

State	BOC Region	Type	CLEC	City	Street
MI	SBC	AXT	WORLD.COM	SOUTHFIELD	21500 MELROSE AVE
MI	SBC	DMH	WORLD.COM	SOUTHFIELD	21500 MELROSE AVE
MI	SBC	AXT	WORLD.COM	SOUTHFIELD	21500 MELROSE AVE
MI	SBC	DMS	WORLD.COM	TRAVERSE CITY	133 E STATE ST
MI	VERIZON	DM5	XO	SOUTHFIELD	21555 MELROSE AVENUE BLDG 8
MN	QWEST	5E	ALLEGIANCE TELECOM	MINNEAPOLIS	250 MARQUETTE AVE
MN	QWEST	5ES	AT&T	MINNEAPOLIS	511 11TH AVE S
MN	QWEST	4E	AT&T	MINNEAPOLIS	200 S 5TH ST
MN	QWEST	4E	AT&T	MINNEAPOLIS	200 S 5TH ST
MN	QWEST	5ES	AT&T	ROSEVILLE	2611 FAIRVIEW AVE N
MN	QWEST	DMS1/200	ESCHELON	MINNEAPOLIS	511 11TH AVE S
MN	QWEST	NT5	FOCAL COMMUNICATIONS	MINNEAPOLIS	222 S 9TH ST
MN	QWEST	DMS1/200	GLOBAL CROSSING	APPLE VALLEY	109 GARDEN VIEW DR
MN	QWEST	NT5	GLOBAL CROSSING	MINNEAPOLIS	511 11TH AVE S
MN	QWEST	EWSD	INTEGRA TELECOM	LAKE	55372 PRIOR
MN	QWEST	5ES	INTEGRA TELECOM	LAKE	55372 PRIOR
MN	QWEST	NT5	INTEGRA TELECOM	ST CLOUD	26 6TH AVE N
MN	QWEST	NT5	INTERMEDIA COMMUNICATIONS	MINNEAPOLIS	511 11TH AVE S
MN	QWEST	5ES	KMC TELECOM	GOLDEN VALLEY	730 BOONE AVE N
MN	QWEST	DS	LEVEL 3	MINNEAPOLIS	511 11TH AVE S
MN	QWEST	5ES	MCLEODUSA	MINNEAPOLIS	401 2ND AVE S
MN	QWEST	DMS100	ONVOY	PLYMOUTH	10300 6TH AVE N
MN	QWEST	DMS1/200	TELIGENT	EAGAN	3030 LEXINGTON AVE
MN	QWEST	DS	TIME WARNER TELECOM	MINNETONKA	5480 FELT RD
MN	QWEST	DMS100	VAL-ED JOINT VENTURE LLP	MOORHEAD	702 MAIN AVE
MN	QWEST	DMS10	VAL-ED JOINT VENTURE LLP	MOORHEAD	702 MAIN AVE
MN	QWEST	5ES	WHLINK	ANNANDALE	110 OAK AVE N
MN	QWEST	VCD	WINSTAR	MINNEAPOLIS	608 2ND AVE S
MN	QWEST	5ES	WORLD.COM	MINNEAPOLIS	511 11TH AVE S
MN	QWEST	NT5	WORLD.COM	MINNEAPOLIS	331 2ND AVE S
MN	QWEST	5ES	WORLD.COM	ST PAUL	333 SIBLEY ST
MN	QWEST	DS	XO	MINNEAPOLIS	1200 WASHINGTON AVE N
MO	SBC	5E	ALLEGIANCE TELECOM	ST LOUIS	710 N TUCKER 4TH FLR
MO	SBC	DMS	ALLTEL	GREENVILLE	ALLIED TELEPHONE
MO	SBC	DS	ALLTEL	SPRINGFIELD	3330 E MONTCLAIR
MO	SBC	DMS	ALLTEL	VANDALIA	ALLIED TEL CO
MO	VERIZON	5E	AT&T	CREVE COEUR	11840 BORMAN DR
MO	SBC	4E	AT&T	HILLSBORO	8201 HWY 21
MO	SBC	4E	AT&T	KANSAS CITY	1425 OAK TRFY
MO	SBC	5E	AT&T	KANSAS CITY	324 E 11TH ST
MO	SBC	5E	AT&T	KANSAS CITY	1425 OAK TRFY
MO	SBC	4E	AT&T	ST LOUIS	2651 OLIVE
MO	SBC	5E	AT&T	ST LOUIS	2651 OLIVE
MO	SBC	4E	AT&T	ST LOUIS	2651 OLIVE
MO	SBC	5E	BIRCH TELECOM	KANSAS CITY	324 E 11TH ST
MO	SBC	5E	BIRCH TELECOM	MARYLAND HEIGHTS	107 WELDON PKY
MO	SBC	NT5	DIGITAL TELEPORT	MARYLAND HEIGHTS	11111 DORSETT RD
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