

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of an Amendment Superseding)
Certain 251/252 Matters between Southwestern) Case No. TO-2004-0584
Bell Telephone, L.P., and Sage Telecom, Inc.)

MCImetro Access Transmission Services, LLC's
REQUEST TO INTERVENE

COMES NOW MCImetro Access Transmission Services, LLC (MCImetro) pursuant to 4
CSR 240-2.075, and for its Request to Intervene states to the Commission:

1. MCImetro is a Delaware limited liability company in good standing duly authorized
to conduct business in Missouri with regulatory offices at 701 Brazos, Suite 600, Austin, Texas
78701. MCImetro is authorized as a competitive telecommunications company under certificates
granted and tariffs approved by the Commission.

2. All communications and pleadings in this case should be directed to:

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3. On or about May 14, 2004 the Commission Staff filed an Application to Open Case to review amendment to the Missouri 271 Interconnection Agreement. The Commission has not yet ruled on the Application, but appears to be proceeding on the merits given its July 1, 2004 notice of oral argument and the proceedings held on July 8, 2004.

4. MCImetro seeks to intervene in this proceeding because the Commission's decision could adversely affect MCImetro's interests as a provider of local telecommunications services, in particular with respect to MCImetro's rights under Section 252, subsections (e) and (i) of the Telecommunications Act of 1996. The Commission should only approve agreements that comply with subsection (e) and should make sure that agreements are available under subsection (i).

5. MCImetro's interests as a telecommunications company are different from those of the general public. Furthermore, MCImetro's intervention in this proceeding is in the public interest because of MCImetro's interest in enhancing competition and because of its expertise in the telecommunications industry. MCImetro opposes approval of the submitted amendment. The amendment is discriminatory, in that Section 6.6 requires that the parties must contemporaneously sign a specific additional agreement that is available only to Sage. Hence, the amendment is not available to any other company. Further, approval of the amendment would be against the public interest, as it is an incomplete document as demonstrated in Case No. TO-2004-0576.

WHEREFORE, MCImetro Access Transmission Services, LLC, respectfully requests the Commission to issue its order granting MCImetro's Request to Intervene.

CURTIS, HEINZ, GARRETT & O'KEEFE, P.C.

/s/ Carl J. Lumley

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Certificate of Service

A true and correct copy of the foregoing was served upon the parties identified on the attached service list on this 9th day of July, 2004, by placing same in the U.S. Mail, postage paid.

/s/ Carl J. Lumley

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