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January 17, 2002

FILED²
JAN 18 2002
Missouri Public
Service Commission

Secretary of the Public Service Commission
Missouri Public Service Commission
200 Madison Street, Suite 100
P.O. Box 360
Jefferson City, Missouri 65102

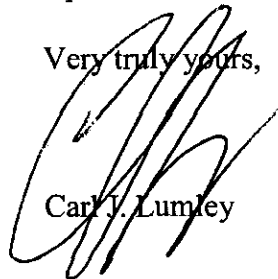
Via Federal Express

Re: Case No. TO-2001-467

Dear Secretary of the Commission:

Enclosed please find for filing with the Commission an original and nine (9) copies of NuVox Communications of Missouri, Inc., MCImetro Access Transmission Services, LLC's, Brooks Fiber Communications of Missouri, Inc.'s and MCI WorldCom Communications, Inc.'s Reply to SWBT's Response Regarding Application for Rehearing. Upon your receipt, please file stamp the extra copy received and return to the undersigned in the enclosed, self-addressed, stamped envelope. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Carl J. Lumley

CJL:dn

Enclosures

cc. Parties of Record (W/Enclosures)

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of the Investigation of the
State of Competition in the Exchanges of
Southwestern Bell Telephone Company.

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Case No. TO-2001-467

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Missouri Public
Service Commission

NUVOX COMMUNICATIONS OF MISSOURI, INC.'S
MCImetro ACCESS TRANSMISSION SERVICES, LLC.'S
BROOKS FIBER COMMUNICATIONS OF MISSOURI, INC.'S
AND
MCI WORLDCOM COMMUNICATIONS, INC.'S
REPLY TO SWBT'S RESPONSE REGARDING
APPLICATION FOR REHEARING

COME NOW NuVox Communications of Missouri, Inc. (NuVox), MCImetro Access Transmission Services, LLC (MCImetro), Brooks Fiber Communications of Missouri, Inc. (Brooks), and MCI WorldCom Communications, Inc. (MCI WorldCom) and for their Reply to SWBT's Response regarding their Application for Rehearing state to the Commission:

1. NuVox, MCImetro, Brooks, MCI WorldCom have filed an Application for Rehearing, requesting that the Commission reverse part of the decision set forth in its December 27, 2001 Report and Order in this case and determine that SWBT's core business switched services and related services are not subject to effective competition in the St. Louis and Kansas City exchanges and should not be classified as competitive pursuant to Section 392.245 in those two exchanges.

2. In its Response, SWBT's own arguments confirm that the Commission should grant the request of NuVox, MCImetro, Brooks and MCI WorldCom for rehearing of the Report and Order regarding the decisions on core business switched services and related services. On rehearing the Commission should reverse its decision and find and conclude that there is insufficient evidence that those services are subject to effective competition. Accordingly, the

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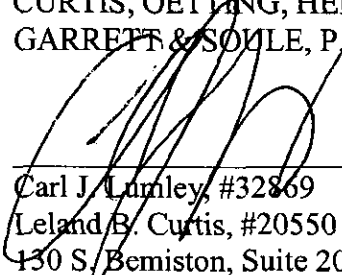
Commission should reverse its classification of those services as competitive pursuant to Section 392.245.

3. SWBT confirms that the Commission erroneously relied upon the mere existence of competition in determining that such competition was "effective" under Section 392.245. This decision was unlawful, unjust, and unreasonable under both Section 392.245 and the Commission's interpretation thereof, because there was no competent and substantial evidence that competition has had any effect whatsoever on SWBT's pricing practices.

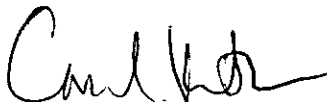
4. In its Response SWBT cites only to market share loss, extent of alternative providers and services and fiber facilities, number of CLECs and IXC's, and the 271 decision. These "facts" are all simply different ways of identifying and describing the existence of competition. The fundamental flaw in SWBT's argument, as in its evidence and the Commission's decision, is the absence of any proof that currently existing levels of competition have any effect upon SWBT's pricing practices, let alone a sustainable discipline on SWBT's prices sufficient to move them to the competitive level of true economic cost as required under the statute.

WHEREFORE, NuVox Communications of Missouri, Inc., MCImetro Access Transmission Services, LLC, Brooks Fiber Communications of Missouri, Inc. and MCI WorldCom Communications, Inc., request the Commission to grant the relief sought in their Application for Rehearing and deny SWBT's Application for Rehearing.

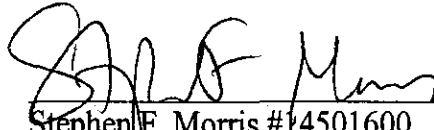
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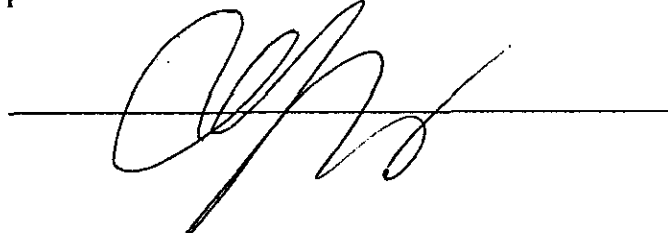
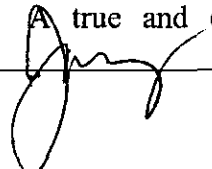


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CERTIFICATE OF SERVICE

A true and correct copy of the foregoing was mailed this 17 day of July, 2002, to the persons listed on the attached service list.



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