

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

In the Matter of a Recommendation)	
Concerning the Surcharge for Deaf Relay)	
Service and Equipment Distribution)	Case No. TO-2005-0308
Program Fund)	

**SBC MISSOURI'S APPLICATION TO INTERVENE AND
RESPONSE TO STAFF'S RECOMMENDATION**

Southwestern Bell Telephone, L.P., d/b/a SBC Missouri, ("SBC Missouri") respectfully submits this Application to Intervene in the above-captioned proceeding, in accordance with the provisions of Commission Rule 2.075 (4 CSR 240-2.075), and further, provides its response to Staff's recommendation to increase the monthly Relay Missouri surcharge from \$.10 to \$.15, effective July 1, 2005.

1. SBC Missouri is a limited partnership duly authorized to conduct business in Missouri with its principal Missouri office located at One SBC Center, 35th Floor, St. Louis, Missouri 63101. SBC Missouri is a "local exchange telecommunications company" and a "public utility," and is duly authorized to provide "telecommunications service" within the State of Missouri as each of those phrases is defined in Section 386.020 RSMo (2000).

2. All correspondence, pleadings, orders, decisions and communications regarding this proceeding should be sent to:

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3. This case arose from the Commission Staff's March 16, 2005 motion requesting that the Commission open a case to review the surcharge that funds the Relay Missouri Program.

The Staff recommends that the Commission issue an order as soon as reasonably possible increasing the monthly Relay Missouri surcharge from \$.10 to \$.15, effective July 1, 2005. In the Commission's March 29, 2005, Order Establishing Case, the Commission directed that any party wishing to intervene should apply to do so by not later than April 12, 2005.

4. The Commission should permit SBC Missouri to intervene in this case pursuant to Commission Rule 2.075(4)(B) (4 CSR 240-2.075(4)(B)) because doing so would be in the public interest. SBC Missouri bills the Relay Missouri surcharge to its end-user customers, and thus has a significant and direct interest in the operation of the Relay Missouri Program.

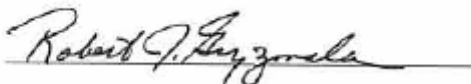
5. SBC Missouri's intervention is also warranted under Commission Rule 2.075(4)(A) (4 CSR 240-2.075(4)(A)) because SBC Missouri's interests differ from those of the general public. No other party to this proceeding will adequately protect SBC Missouri's interest.

6. Finally, SBC Missouri's intervention is also appropriate under Commission Rule 2.075(4)(B) (4 CSR 240-2.075(4)(B)) in that SBC Missouri will bring to this proceeding its extensive experience as a telecommunications provider. In addition, SBC Missouri intervened and participated in the last previous instance (Case No. TO-2003-0171) in which the Commission addressed the same surcharge it will address in this case.

7. The Commission's Order Establishing Case also provides that responses to Staff's recommendation should be filed no later than April 12, 2005. SBC Missouri submits that in the event that the Commission determines to increase the monthly Relay Missouri surcharge from \$.10 to \$.15, effective July 1, 2005, the Commission should issue its order doing so not less than approximately 60 days prior to July 1 (i.e., by April 29, 2005), so that SBC Missouri can effectively implement the increase.

Respectfully submitted,

SOUTHWESTERN BELL TELEPHONE, L.P.

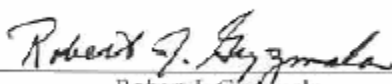
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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing document were served to all parties by e-mail on April 12, 2005.


Robert J. Gryzmala

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