

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

In the Matter of the Application of Multiband, Inc.    )  
For a Certificate of Service Authority to Provide    )       Case No. ZA-2006-0346  
Shared Tenant Services in the State of Missouri.    )

**AT&T MISSOURI'S  
APPLICATION TO INTERVENE**

AT&T Missouri<sup>1</sup> pursuant to the Missouri Public Service Commission's ("Commission's") March 14, 2006, Order and Notice,<sup>2</sup> respectfully seeks to intervene in this proceeding.

Although AT&T Missouri does not oppose the Commission's granting Multiband, Inc. ("Multiband") a certificate of service authority to provide shared tenant services ("STS"), AT&T Missouri wishes to participate in this proceeding because AT&T Missouri has been engaged in a dispute with Multiband arising from Multiband's unauthorized use of AT&T Missouri's facilities to provide telephone service to customers. While Multiband and AT&T Missouri are currently in negotiations for an interconnection agreement and AT&T Missouri believes that its dispute with Multiband will be resolved in the negotiation process, AT&T Missouri wishes to participate in this case to ensure that its rights concerning its facilities are not impaired.

In support of its Application, AT&T Missouri states:

1.       AT&T Missouri is a Texas partnership duly authorized to conduct business in Missouri with its principal Missouri office at One SBC Center, St. Louis, Missouri 63101. AT&T 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 are defined in §386.020 RSMo (2000).<sup>3</sup>

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<sup>1</sup> Southwestern Bell Telephone, L.P., d/b/a AT&T Missouri will be referred to in this pleading as "AT&T Missouri." It previously conducted business as "SBC Missouri."

<sup>2</sup> Order and Notice, Case No. ZA-2006-0346, issued March 14, 2006 at p. 2.

<sup>3</sup> All statutory cites are to the Missouri Revised Statutes.

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

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Leo J. Bub  
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3. In this proceeding, Multiband on March 6, 2006, applied to the Commission for authority to provide private STS in the State of Missouri. In its Application, Multiband indicated it intended to serve residents of the Jefferson Arms Apartment building located at 415 Tucker Boulevard in St. Louis, Missouri.

4. AT&T Missouri seeks to intervene in this proceeding because it has a direct interest in the Commission's decision on Multiband's request for certification as an STS provider. As the incumbent local exchange company in St. Louis, AT&T Missouri has a considerable investment in facilities (e.g., cross-connect box, jumper wires, riser and house cabling) located in the Jefferson Arms Apartment building that AT&T Missouri installed and maintains to provide telephone service to its customers in the building.

5. Although AT&T Missouri does not oppose the Commission's granting Multiband a certificate of service authority to provide STS, AT&T Missouri wishes to participate in this proceeding because AT&T Missouri has been engaged in a dispute with Multiband arising from Multiband's unauthorized use of AT&T Missouri's facilities in the Jefferson Arms building to provide telephone service to customers residing there. While Multiband and AT&T Missouri are currently in negotiations for an interconnection agreement and AT&T Missouri believes that its dispute with Multiband will be resolved in the negotiation process, AT&T Missouri wishes to participate in the Commission's review of Multiband's certification request to ensure that AT&T Missouri's rights concerning its facilities are not impaired.

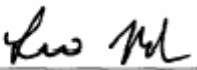
6. AT&T Missouri's interests as a local exchange telecommunications service provider differ from those of the general public. No other party to this proceeding will adequately protect AT&T Missouri's interest.

7. Granting of this intervention will be in the public interest because AT&T Missouri will bring to this proceeding its expertise and experience as a telecommunications provider and its familiarity with the telecommunications facilities at the Jefferson Arms Apartment building.

WHEREFORE, AT&T Missouri respectfully requests the Commission to grant this Application to Intervene.

Respectfully submitted,

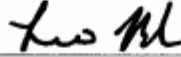
SOUTHWESTERN BELL TELEPHONE, L.P.

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## **CERTIFICATE OF SERVICE**

Copies of this document were served on the following parties by e-mail on March 31, 2006.



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