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May 2, 2000

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P. O. Box 360
Jefferson City, Missouri 65102

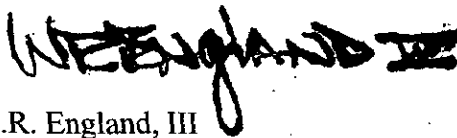
Re: Case No. TO-2000-261

Dear Mr. Roberts:

Enclosed for filing on behalf of ALLTEL Communications, Inc., please find an original and eight (8) copies of an Application to Intervene and Request for Hearing in above-referenced matter.

Please see that this filing is brought to the attention of the appropriate Commission personnel. A copy of the enclosed document is being provided to counsel of record. I thank you in advance for your cooperation in this matter.

Sincerely,



W.R. England, III

WRE/da
Enclosures
cc: Parties of Record

FILED²
MAY 02 2000
Missouri Public
Service Commission

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MAY 02 2000

Missouri Public
Service Commission

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of SBC Advanced)
Solutions, Inc. for Approval of an Interconnection)
Agreement with Southwestern Bell Telephone)
Company.)

CASE NO. TO-2000-261

APPLICATION TO INTERVENE AND REQUEST FOR HEARING

COMES NOW the ALLTEL Communications, Inc. ("ACI") and in support of its
Application to Intervene and Request for Hearing in the above-captioned matter states that:

1. Applicant currently provides intrastate interexchange telecommunications services to members of the public located in those areas certificated to them by the Missouri Public Service Commission ("Commission"). Applicant was certified to provide basic local telecommunications service in portions of the state of Missouri in Case No. TA-99-298. Applicant is a "telecommunications company" and "public utility" as those terms are defined by § 386.020 RSMo Supp. 1999 and is therefore subject to the jurisdiction, regulation and control of the Commission as provided by law.

2. Correspondence, communications, orders and decisions in this matter should be addressed to:

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3. On December 1, 1999, the Commission approved the interconnection agreement ("the Agreement") between Southwestern Bell Telephone Company ("SWBT") and its affiliate SBC Advanced Solutions ("SBC-ASI") in Case No. TO-2000-261. The Commission's *Order Approving Interconnection Agreement* observed that the Commission may reject an interconnection agreement "if the agreement is discriminatory or is inconsistent with the public interest, convenience and necessity." The Commission also noted that approval of the Agreement was conditioned upon the parties submitting any modifications or amendments to the Commission for the Commission's approval.

4. On March 2, 2000, SWBT filed an amendment to the Agreement between SWBT and SBC-ASI ("the Amendment"), and the Amendment was assigned File No. IA20000032 by the Commission. The Amendment seeks to add language to the Agreement regarding discounted surrogate line sharing charges and interim line sharing. For example, the Amendment would add the following provisions to the Agreement:

A. Section 9.1 of the Amendment would allow SWBT to provide interim line sharing capability "on an exclusive basis" to its affiliate SBC-ASI. The interim line sharing would be provided pursuant to the rates, terms and conditions set forth in the affiliate services agreement between SWBT and SBC-ASI, which are set forth in the Amendment "for informational purposes only."

B. Section 9.5 of the Amendment states that SBC-ASI's "exclusive use" of the data portion of DSL-capable loops will not be pursuant to Sections 251 and 252 of the Act "and shall not be subject to the requirements of Section 252(i) of the Act."

C. Section 9.4 of the Amendment would allow SWBT to provide the following

exclusive line sharing discount to SBC-ASI:

a line sharing charge which shall be fifty (50) percent of the lowest monthly recurring charge, fifty (50) percent of the lowest non-recurring line or service connection charge, and 100 percent of the lowest service order charges (i.e. there is no discount for non-recurring charges), for the unbundled local loop then effective that have been established by the state commission pursuant to 47 U.S.C. §252(d)(1).

5. ALLTEL Communications, Inc. files this Application to Intervene and Request for Hearing in the instant proceeding on the grounds that SWBT and SBC-ASI seek to add terms to their Interconnection Agreement that will affect ACI's interests as a provider of telecommunications service in the state of Missouri. Specifically, it appears that the Amendment is discriminatory in that it purports to offer terms to SBC-ASI that will not be available to any other carrier, thereby violating the Telecommunications Act of 1996 ("the Act") in the following respects:

A. Section 251(c)(2) requires SWBT to provide, "for the facilities and equipment of any requesting telecommunications carrier, interconnection with [SWBT's] network . . . *on rates, terms, and conditions that are just, reasonable, and nondiscriminatory* . . ." (emphasis added)

B. Section 251(c)(3) requires SWBT to provide, "to any requesting telecommunications carrier for the provision of a telecommunications service, *nondiscriminatory access* to network elements on an unbundled basis at any technically feasible point *on rates, terms, and conditions that are just, reasonable, and nondiscriminatory* . . ." (emphasis added)

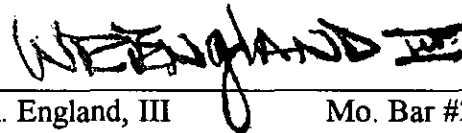
C. Section 252(d)(1) requires that determinations by a State commission of the just and reasonable rate for the interconnection of facilities and for network elements must be *nondiscriminatory*.

D. Section 252(i) requires SWBT to "make available any interconnection, service, or network element provided under an agreement approved under this section to which it is a party to any other requesting telecommunications carrier *upon the same terms and conditions* as those provided in the agreement." (emphasis added)

6. ACI has an interest in this proceeding which is different from that of the general public, and ACI's expertise in and perspective on the provision of telecommunications services in this State will aid the Commission in resolving the issues related to the SWBT/SBC-ASI Amendment. Consequently, the ACI's intervention and participation will serve the public interest.

WHEREFORE, the ACI respectfully requests that the Commission issue an Order: (1) authorizing ACI to intervene in the above-captioned proceeding, (2) establishing a hearing to investigate the question of whether the Amendment violates the Act, and (3) for such other orders as are reasonable in the circumstances.

Respectfully submitted,



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Attorneys for ALLTEL Communications, Inc.

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was mailed or hand-delivered, this 2nd day of May, 2000 to:

Office of Public Counsel
P.O. Box 7800
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