



Kevin K. Zarling  
Senior Attorney

November 1, 1999

Suite 900  
919 Congress Avenue  
Austin, Texas 78701-2444  
512 370-2010  
FAX: 512 370-2096

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65101

FILED

NOV - 1 1999

Missouri Public  
Service Commission

Re: Case No. AX-2000-112

Dear Judge Roberts:

Attached for filing with the Commission is the original and fifteen (15) copies of AT&T Communications of the Southwest, Inc.'s Comments in the above referenced matter.

I thank you in advance for your cooperation in bringing this to the attention of the Commission.

Very truly yours,

AT&T COMMUNICATIONS OF THE  
SOUTHWEST, INC.

By:

  
Kevin K. Zarling

Attachment

cc: Office of Public Counsel  
General Counsel

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

In the Matter of Proposed Rules to Update     )  
the Rules of Practice and Procedure            )     Case No. AX-2000-112

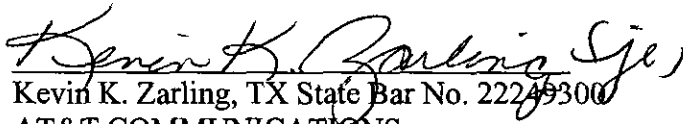
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Service Commission

**COMMENTS OF AT&T COMMUNICATIONS OF THE SOUTHWEST, INC.**

**4 CSR 240-2.060 Applications**

Subsection (1)(K) should be deleted. This section asks any carrier who submits any application to provide a statement whether the applicant has any pending or final judgments or decisions against it from any state or federal agency or court which involve customer service or rates. Although such a requirement may be appropriate for an application for a certificate of service authority, the requirement seems unreasonable and overly burdensome in other contexts. AT&T does not maintain a database of every pending or final judgment "against" it, on both the agency and the judicial level. As a nationwide carrier, AT&T would have to canvass regulatory personnel for all 50 states, simply to file an application in Missouri. Furthermore, the requirement is not limited as to time. AT&T recommends that this section be deleted, or at least made applicable to applications for certificate of service authority; in all other cases the information should be sought through discovery and made subject to objections regarding relevancy and burden of production.

Respectfully submitted,

  
Kevin K. Zarling, TX State Bar No. 22249300

AT&T COMMUNICATIONS  
OF THE SOUTHWEST, INC.  
919 Congress Avenue, Suite 900  
Austin, Texas 78701-2444  
512-370-2010  
512-370-2096 (FAX)

**ATTORNEY FOR  
AT&T COMMUNICATIONS  
OF THE SOUTHWEST, INC.**

## CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsels of record as shown on the attached service list this 1<sup>st</sup> day of November, 1999.

  
Kevin K. Zarling

Office of Public Counsel  
PO Box 7800  
Jefferson City, MO 65102

General Counsel  
Public Service Commission  
PO Box 360  
Jefferson City, MO 65102