

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

In the Matter of the Investigation of the State of)
Competition in the Exchanges of Sprint Missouri, Inc.) Case No. IO-2003-0281

**SBC MISSOURI'S
APPLICATION TO INTERVENE**

COMES NOW Southwestern Bell Telephone, L.P., d/b/a SBC Missouri (SBC Missouri), and respectfully submits its Application to Intervene in this proceeding pursuant to 4 CSR 240-2.075. In support of its Application, SBC Missouri states to the Missouri Public Service Commission (Commission) as follows:

1. On February 10, 2003, the Staff of the Commission filed a motion asking the Commission to open a case to investigate the state of competition in the exchanges of Sprint Missouri, Inc. (Sprint). On February 11, 2003, Sprint filed a motion asking the Commission to provide notice of this case to the 75 carriers Sprint identified as authorized to offer local services in Sprint's exchanges, and suggested that these carriers be allowed ten days to request intervention. SBC Missouri was not included on this list, although two of its affiliates¹ were included.

2. On February 14, 2003, the Commission entered its Order Establishing Case, Directing Notice, and Joining Parties, But Declining to Establish a Procedural Schedule. In this Order, the Commission directed that any interested party wishing to intervene in this case must file an application to intervene on or before March 6, 2003.

3. In this application, SBC Missouri seeks to intervene in this case. SBC Missouri is a Texas limited partnership, duly authorized to conduct business in Missouri with its principal Missouri office located at One SBC Center, Room 3516, St. Louis, Missouri 63101. SBC Missouri is a “local exchange telecommunications company” and a “public utility” and is

¹ SBC Advanced Solutions, Inc. and SBC-ASI.

authorized to provide “telecommunications service” within the state of Missouri as each of those phrases are defined in Section 386.020 RSMo (2000).

4. SBC Missouri's interest in this proceeding is different from that of the general public. As a local exchange telecommunications company subject to price cap regulation under Section 392.245 RSMo. 2000, SBC Missouri's interest in the Commission’s application of the price cap statute, including the Commission’s investigation into the state of competition in other price cap regulated telecommunications company’s exchanges under Section 392.245.5 RSMo. 2000, differs from that of the general public.

5. Granting SBC Missouri’s Application to Intervene will also be in the public interest because SBC Missouri will bring to this proceeding its expertise in the areas being investigated and its experience as a telecommunications provider. In addition to its status as a price cap regulated local exchange telecommunications company, last year the Commission conducted a hearing on the state of competition in SBC Missouri’s exchanges.² Sprint was a party to that case and participated in the hearing conducted by the Commission on September 24-27, 2002. Although SBC Missouri does not currently offer basic local telecommunications services in Sprint’s Missouri exchanges, SBC Missouri may do so in the future and therefore has an interest in the Commission’s investigation in this case. Furthermore, no other party to this proceeding will adequately protect SBC Missouri's interest.

6. Pursuant to 4 CSR 240-2.075(2), SBC Missouri states that it does not yet have sufficient information to take a position on the issues that the Commission will address in this proceeding.

² Case No. TO-2001-467.

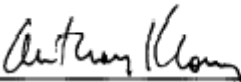
7. All correspondence, pleadings, orders, decisions and communications regarding this proceeding should be sent to:

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WHEREFORE, SBC Missouri respectfully requests that the Commission grant this Application to Intervene, together with any further and/or additional relief the Commission deems just and proper.

Respectfully submitted,

SOUTHWESTERN BELL TELEPHONE, L.P.
D/B/A SBC MISSOURI

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing document were served on counsel for all parties below by e-mail on March 4, 2003.



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