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May 30, 2000

FILED³

MAY 30 2000

Missouri Public
Service Commission

VIA HAND DELIVERY

The Honorable Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
301 West High Street, Floor 5A
Jefferson City, MO 65101

Re: **Ray and Janet Heaton v. Southwestern Bell, AT&T, and Connect One
Internet Service, Case No. TC-2000-596**

Dear Secretary Roberts:

Enclosed for filing in the above-captioned matter please find an original and eight copies of a Motion for Rehearing or Reconsideration.

If you have any questions, please contact the undersigned.

Sincerely,

LATHROP & GAGE L.C.

By: 
Paul S. DeFord

PSD/jf
Enclosures
cc: All Parties of Record

2606.1

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED³
MAY 30 2000

Missouri Public
Service Commission

RAY AND JANET HEATON

Complainants,

v.

SOUTHWESTERN BELL, AT&T,
AND CONNECT ONE INTERNET SERVICE,

Respondents.

Case No. TC-2000-596

MOTION FOR REHEARING OR RECONSIDERATION

COMES NOW AT&T Communications of the Southwest, Inc. ("AT&T") and for its Motion for Rehearing or Reconsideration states as follows:

1. On May 18, 2000 the Commission issued its Order Regarding Motion to Dismiss as to Southwestern Bell Telephone Company, Finding Default, and Setting a Prehearing Conference in the above-captioned matter. Therein the Commission found that neither Southwestern Bell nor AT&T had timely filed an Answer to the Complaint. The Commission also noted that AT&T filed a pleading denying it had improperly treated Complainants' calls as toll calls and assessing toll charges. AT&T further asserted an affirmative defense and expressed its willingness to remove toll charges from Complainants' bills that should have been treated as local calls.

2. AT&T did not entitle its April 25, 2000 filing as an "Answer." AT&T's intent, however, was for that pleading to serve as its Answer to the Complaint.

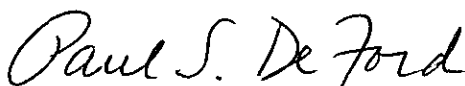
3. AT&T's April 25, 2000 filing fully responded to the pending Complaint and further set forth AT&T's affirmative defense. The Commission has scheduled a prehearing conference in

this matter for the purpose of allowing the parties to discuss settlement. Based upon a review of the pleadings, AT&T believes a settlement of all issues is likely.

WHEREFORE, AT&T Communications of the Southwest, Inc. respectfully requests the Commission grant this Motion for Rehearing or Reconsideration and set aside its Order finding AT&T in default pursuant to 4 CSR-2.070(9) and grant any further or additional relief as the Commission deems just and proper.

Respectfully submitted,

LATHROP & GAGE L.C.



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Attorneys for AT&T Communications of the
Southwest, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing was served upon the following persons by depositing a true copy thereof in the United States mail, postage prepaid, this 30th day of May, 2000.

Paul Lane/Leo Bub/Anthony Conroy/
Mimi MacDonald
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One Bell Center, Room 3510
St. Louis, MO 63101

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Mexico, MO 65265

Michael Dandino
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AN ATTORNEY FOR AT&T COMMUNICATIONS
OF THE SOUTHWEST, INC.