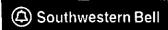
Southwestern Bell Telephone One Bell Center, Room 3520 St. Louis, Missouri 63101 Phone 314 235-4300 Fax 314 247-0014



January 19 1999

FILED

JAN 1 9 1999

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

Re: Case No. T0-99-227

Jefferson City, Missouri 65101

Dear Judge Roberts:

Enclosed, for filing in the above-captioned case, are an original and fourteen copies of Response of Southwestern Bell Telephone Company to the Telecommunications Resellers Association's Request for Reconsideration.

Thank you for bringing this matter to the attention of the Commission.

Very truly yours,

Paul G. Lane

**Enclosures** 

cc: All Attorneys of Record

Paul G. Lane /Tm

## BEFORE THE PUBLIC SERVICE COMMISSION FILED OF THE STATE OF MISSOURI JAN 1 9 1999

Application of Southwestern Bell Telephone	)	
Company to Provide Notice of Intent to File	ý	
an Application for Authorization to Provide	ĺ	Case No. TO-99-227
In-Region InterLATA Services Originating	Ć	
in Missouri Pursuant to Section 271 of the	Ś	
Telecommunications Act of 1006	Ś	

## RESPONSE OF SOUTHWESTERN BELL TELEPHONE COMPANY TO THE TELECOMMUNICATIONS RESELLERS ASSOCIATION'S REQUEST FOR RECONSIDERATION

COMES NOW Southwestern Bell Telephone Company (SWBT) and for its Response to the Telecommunications Resellers Association's (TRA's) Request for Reconsideration, states as follows:

- 1. In its December 30, 1998, Order Granting Interventions and Modifying

  Procedural Schedule in this case, the Missouri Public Service Commission (Commission)

  denied TRA's Application to Intervene, due to TRA's failure to comply with the

  Commission's Rule 4 CSR 240-2.075(3), which requires an association seeking

  intervention to list the names of its members. However, the Commission granted TRA an

  additional ten (10) days to "cure" its application to intervene by filing the names of their

  members, and request that the Commission reconsider its application.
- 2. TRA has not filed the names of its members and has therefore not "cured" its noncompliance with 4 CSR 240-2.075(3). However, on January 12, 1999, TRA filed a Request for Reconsideration in which it asks that the Commission allow it to merely "participate without intervention" in this proceeding. TRA asserts that a participant



without intervention need not identify its members pursuant to 240-2.075(3). TRA does not, however address 4 CSR 2.075(5)(A) which requires that participants without intervention must make a full disclosure of their interests in the proceeding. TRA does not explain how it can make a full disclosure of its interests if it refuses to identify its members.

3. TRA states that it has determined that "its interest in this matter is limited to monitoring the proceedings and filing a post-hearing brief." If TRA only wishes to monitor this proceeding and file a post-hearing brief, SWBT does not object to TRA's request to participate in this proceeding without intervention. If, however, TRA intends to participate more actively in this proceeding, for example, by submitting testimony or cross-examining any witnesses, SWBT believes the Commission must require TRA to comply with 4 CSR 240-2.075(5), including requiring TRA to identify its members and disclose the position it intends to take in this case.

Respectfully submitted,

SOUTHWESTERN BELL TELEPHONE COMPANY

By Youl G lane 17m

PAUL G. LANE #27011 LEO J. BUB #34326 ANTHONY K. CONROY #35199

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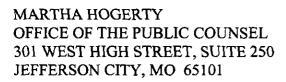
(314)235-4300 (Telephone)

(314)247-0014 (Facsimile)

## **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Response of Southwestern Bell Telephone Company to the Telecommunications Resellers Association's Request for Reconsideration was served by first-class, postage prepaid U.S. Mail, on all parties on the attached service list this 19th day of January, 1999.

Paul G. Lane /m



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MIDWESTERN TEL 3809 CASTELMAN AVE, SUITE 100 ST. LOUIS, MO 63110 MILLER TELEPHONE CO 209 E MAIN MILLER, MO 65707

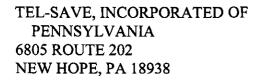
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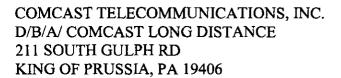
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