

LAW OFFICES
BRYDON, SWEARENGEN & ENGLAND
PROFESSIONAL CORPORATION

DAVID V.G. BRYDON
JAMES C. SWEARENGEN
WILLIAM R. ENGLAND, III
JOHNNY K. RICHARDSON
GARY W. DUFFY
PAUL A. BOUDREAU
SONDRA B. MORGAN
CHARLES E. SMARR

312 EAST CAPITOL AVENUE
P.O. BOX 456
JEFFERSON CITY, MISSOURI 65102-0456
TELEPHONE (573) 635-7166
FACSIMILE (573) 635-0427

DEAN L. COOPER
MARK G. ANDERSON
GREGORY C. MITCHELL
BRIAN T. MCCARTNEY
DIANA C. CARTER
JANET E. WHEELER

OF COUNSEL
RICHARD T. CIOTTONI

January 18, 2005

Mr. Dale Hardy Roberts, Secretary
Missouri Public Service Commission
P. O. Box 360
Jefferson City, Missouri 65102

FILED⁴

JAN 18 2005

Missouri Public
Service Commission

Re: Case No. TC-2002-1076


Dear Mr. Roberts:

On January 12, 2005, we caused to be filed in the above-referenced matter the Rebuttal Testimony of Robert C. Schoonmaker on behalf of BPS Telephone Company. Included in that filing was a Highly Confidential, Schedule RCS-11, which was appropriately marked and filed under seal. Unfortunately, upon review of Mr. Schoonmaker's testimony, we discovered that another, Schedule RCS-12, also contains certain minute-of-use information that should have been marked "Proprietary," as this is information regarding competitive services which is not otherwise publicly available. Accordingly, would you please take the necessary steps to classify Schedule RCS-12 as "Proprietary" and remove it from the public portion of the file.

By copy of this letter, I am also requesting that Parties of record who received copies of Mr. Schoonmaker's testimony also take the necessary steps to classify Schedule RCS-12 as "Proprietary" and disseminate it only in accordance with the terms of the Protective Order.

I apologize for any confusion that this error may have caused. If there are any questions regarding this request, please direct them to me at the above number. Otherwise, I thank you in advance for your attention to and cooperation in this matter.

Sincerely,


W.R. England, III

WRE/da

cc: Parties of Record