

NEWMAN, COMLEY & RUTH

PROFESSIONAL CORPORATION

ATTORNEYS AND COUNSELORS AT LAW

MONROE BLUFF EXECUTIVE CENTER

601 MONROE STREET, SUITE 301

P.O. BOX 537

JEFFERSON CITY, MISSOURI 65102-0537

www.ncrpc.com

TELEPHONE: (573) 634-2266

FACSIMILE: (573) 636-3306

ROBERT K. ANGSTEAD

ROBERT J. BRUNDAGE

MARK W. COMLEY

CATHLEEN A. MARTIN

STEPHEN G. NEWMAN

JOHN A. RUTH

March 9, 2005

The Honorable Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102-0360

Re: Case No. TC-2005-0294

Dear Judge Roberts:

Please find enclosed for filing in the above-referenced matter the original and five copies of an Entry of Appearance along with AT&T'S Application to Intervene and response to the CLEC Coalition's Complaint and Request for Immediate Orders Preserving the Status Quo and Prohibiting Discontinuance of Certain UNE Services.


Would you please bring this filing to the attention of the appropriate Commission personnel.

Please contact me if you have any questions regarding this filing. Thank you.

Very truly yours,

NEWMAN, COMLEY & RUTH P.C.

By:


Mark W. Comley
comleym@ncrpc.com

MWC:ab

Enclosure

cc: Office of Public Counsel
General Counsel's Office
Kevin Zarling
Carl Lumley
Carol Keith

FILED²
MAR 09 2005
Missouri Public
Service Commission

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

FILED²
MAR 09 2005
Missouri Public
Service Commission

Big River Telephone Company, LLC, Birch)
Telecom of Missouri, Inc., ionex communications,)
Inc., NuVox Communications of Missouri, Inc.,)
Socket Telecom, LLC, XO Communications)
Services, Inc., and Xspedius Communications, LLC,)

Case No. TC-2005-0294

Complainants,)

v.)

Southwestern Bell Telephone, L.P. dba)
SBC Missouri,)

Respondent.)

**AT&T'S APPLICATION TO INTERVENE AND RESPONSE TO THE
CLEC COALITION'S COMPLAINT AND REQUEST FOR IMMEDIATE ORDERS
PRESERVING THE STATUS QUO AND PROHIBITING
DISCONTINUANCE OF CERTAIN UNE SERVICES**

COMES NOW AT&T Communications of the Southwest, Inc., TCG Kansas City, Inc., and TCG St. Louis (collectively "AT&T") and pursuant to 4 CSR 240-2.075, files this Application to Intervene and a Response to the CLEC Coalition's Complaint and Request for Immediate Orders Preserving the Status Quo and Prohibiting Discontinuance of Certain UNE Services, filed with the Commission on March 3, 2005.

1. AT&T is a competitive local exchange carrier certificated to provide local exchange service in portions of Missouri under authority granted and tariffs approved by the Commission. AT&T Communications of the Southwest, Inc. and TCG Kansas City, Inc. are duly incorporated and existing under and by virtue of the laws of the State of Delaware. TCG St. Louis is a New York partnership. All three AT&T entities are registered with the Missouri Secretary of State and authorized to do business in the State of Missouri. All communications and pleadings in this docket should be directed to:

Michelle Bourianoff
AT&T Communications of the Southwest, Inc.
919 Congress Ave., Suite 900
Austin, TX 78735
(512) 370-1083
(512) 370-2096 (FAX)

Mark W. Comley
Newman, Comley & Ruth P.C.
601 Monroe Street, Suite 301
P.O. Box 537
Jefferson City, MO 65102
(573) 634-2266
(573) 636-3306 (FAX)

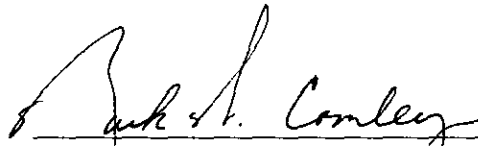
2. Like the members of the CLEC Coalition, AT&T has a M2A-based interconnection agreement with SBC Missouri. The AT&T-SBC ICA includes the UNE provisions of the M2A found in Attachment 6, as subsequently amended from time to time. It does not permit SBC to unilaterally impose change of law without negotiation and/or arbitration of disputed issues. AT&T requests that if the Commission should grant the relief requested in the CLEC Coalition's Complaint and Request for Immediate Orders, that the Commission provide the same relief to AT&T.

3. AT&T's interests, as a competitive provider of local exchange telecommunications services in SBC Missouri territory, are different from those of the general public, and AT&T's interests may be adversely affected by the Commission's ruling on the CLEC Coalition's complaint. Further, AT&T's intervention in this proceeding is in the public interest because of AT&T's expertise in the interconnection agreement and network unbundling issues that are the subject of the CLEC Coalition's complaint.

WHEREFORE, AT&T respectfully requests the Commission enter its Order granting AT&T's Application to Intervene, and granting AT&T any further relief to which it may be entitled.

Respectfully submitted,

Michelle Bourianoff TX #02925400
AT&T COMMUNICATIONS OF THE SOUTHWEST, INC.
919 Congress Avenue, Suite 900
Austin, Texas 78701-2444
Telephone: 512-370-1083
Fax: 512-370-2096
mbourianoff@att.com

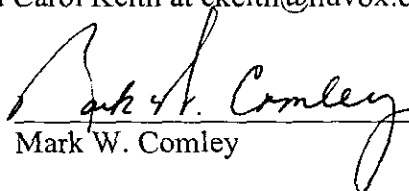


Mark W. Comley #28847
NEWMAN, COMLEY & RUTH P.C.
601 Monroe Street, Suite 301
P.O. Box 537
Jefferson City, MO 65102-0537
(573) 634-2266
(573) 636-3306 FAX

**ATTORNEYS FOR AT&T COMMUNICATIONS OF
THE SOUTHWEST, INC., TCG KANSAS CITY, INC.,
AND TCG ST. LOUIS**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was sent via e-mail on this 9th day of March, 2005, to General Counsel's Office at gencounsel@psc.state.mo.us; Office of Public Counsel at opcservice@ded.state.mo.us, Carl Lumley at clumley@lawfirmemail.com; and Carol Keith at ckeith@nuvox.com.



Mark W. Comley