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

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In the Matter of a Commission Inquiry into the Possibility of Impairment without Unbundled Local Circuit Switching When Serving the Mass Market.

Case No. TO-2004-0207

## SBC MISSOURI'S MOTION TO RECLASSIFY EXHIBITS

COMES NOW Southwestern Bell Telephone, L.P., d/b/a SBC Missouri ("SBC Missouri") and for its Motion to Reclassify Exhibits states as follows:

 On November 5, 2003, the Commission issued its Order Creating Case and Establishing Initial Filing Deadlines. The November 5 Order required SBC Missouri to provide certain information and a preliminary statement of its position on issues arising under the Federal Communications Commission's ("FCC's") Triennial Review Order ("TRO") which will be addressed in this proceeding. On November 12, 2003, SBC Missouri filed its Response to Order Directing Filing. In that Response, SBC Missouri attached Exhibits A-HC (Highly Confidential) and A-NP (Non-Proprietary) which identified competitors providing switching services to mass market customers in three Missouri Metropolitan Areas ("MSAs"). SBC Missouri's November 12, 2003, Response also attached Exhibits B-HC (Highly Confidential) and B-NP (Non-Proprietary) which identified the competitors on which SBC Missouri intends to rely to satisfy the impairment triggers for dedicated transport under the FCC's TRO.

2. On November 17, 2003, Sprint Missouri, Inc. and Sprint Communications, L.P. filed a Motion to Challenge Highly Confidential Designation. On November 20, 2003, the Commission issued an Order Modifying Service Requirements, Denying Challenge to Confidential Designation and Denying Motion to Modify Protective Order ("November 20 Order"). Subsequent to that Order, two of the competitors identified on Exhibit A-HC (Highly Confidential) and Exhibit B-HC (Highly Confidential) have advised SBC Missouri that they consider their information displayed on Exhibit A- HC (Highly Confidential) and Exhibit B-HC (Highly Confidential) to be proprietary rather than highly confidential under the Commission's standard Protective Order issued in this case on November 6, 2003. Accordingly, SBC Missouri has attached hereto Revised Exhibits A-NP (Non-Proprietary), A-P (Proprietary) and A-HC (Highly Confidential) and Exhibits B-NP (Non-Proprietary), B-P (Proprietary) and B-HC (Highly Confidential) to reflect the classifications requested by these companies of their information.

3. SBC Missouri respectfully requests the Commission to grant its Motion to Reclassify Exhibits to its November 12, 2003 filing in order to properly identify the information as Proprietary consistent with the request of two of the companies whose information is displayed on those Exhibits.

WHEREFORE, for all the foregoing reasons, SBC Missouri respectfully requests the Commission to grant its Motion to Reclassify Exhibits and to accept the substitution of (a) Exhibit A-NP (Non-Proprietary), Exhibit A-P (Proprietary) and Exhibit A-HC (Highly Confidential) in lieu of Exhibit A-NP (Non-Proprietary) and Exhibit A-HC (Highly Confidential) and (b) Exhibit B-NP (Non-Proprietary), Exhibit B-P (Proprietary) and Exhibit B-HC (Highly Confidential) in lieu of Exhibit B-NP (Non-Proprietary) and Exhibit B-HC (Highly Confidential) in lieu of Exhibit B-NP (Non-Proprietary) and Exhibit B-HC (Highly Confidential) to SBC Missouri's November 12, 2003 Response to Order Directing Filing.

Respectfully submitted,

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

BY:

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## **CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing document was served to all parties by e-mail or first-class, postage prepaid, U.S. Mail on December 5, 2003.

and M

Paul G. Lane

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