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November 22, 1999

**FILED**

NOV 24 1999

Missouri Public  
Service Commission

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

Dear Judge Roberts:

Re: Case No. TA-2000-305

Enclosed for filing with the Commission in the above-referenced case are an original and fourteen (14) copies of Southwestern Bell Telephone Company's Application to Intervene.

Also enclosed is an additional copy to be file stamped and returned to us in the enclosed self-addressed, stamped envelope.

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

Sincerely,

A handwritten signature in cursive script that reads "Anthony K. Conroy".

Enclosures

cc: Parties of Record

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

**FILED**  
NOV 24 1999  
Missouri Public  
Service Commission

In the Matter of the Application of American Fiber )  
Network, Inc. for a Certificate of Authority to )  
provide Basic Local and Interexchange )  
Telecommunications Services within the State of )  
Missouri. )

Case No. TA-2000-305

**SOUTHWESTERN BELL TELEPHONE COMPANY'S  
APPLICATION TO INTERVENE**

COMES NOW Southwestern Bell Telephone Company (SWBT) and respectfully submits its Application to Intervene in this proceeding pursuant to 4 CSR 240-2.060 and 2.075. In support of its Application, SWBT states:

1. SWBT is a Missouri corporation duly authorized to conduct business in Missouri with its principal Missouri office at One Bell Center, St. Louis, Missouri 63101. SWBT is a "local exchange telecommunications company" and a "public utility" and is authorized to provide "telecommunications service" within the state of Missouri as each of those phrases are defined in §386.020 RSMo (1994).

2. All correspondence, pleadings, orders, decisions and communications regarding this proceeding should be sent to:

Paul G. Lane  
Leo J. Bub  
Anthony K. Conroy  
Katherine C. Swaller  
Attorneys for Southwestern Bell Telephone Company  
One Bell Center, Room 3516  
St. Louis, Missouri 63101

3. In this proceeding, American Fiber Network, Inc (AFN) seeks a certificate of service authority to provide basic local exchange and interexchange telecommunications services in exchanges currently served by SWBT, GTE Midwest, Inc. and Sprint/United Telephone Company. AFN seeks classification as a competitive company and to receive a lesser degree of regulation as permitted under Sections 392.361 and 392.420 RSMo. (1994) and the waiver of various statutory provisions and Commission rules.

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4. The services which AFN seeks Commission authority to provide will be offered in direct competition with SWBT if AFN's Application in this proceeding is granted. SWBT therefore has a direct interest in the Commission's decision on AFN's Application. At this point, SWBT does not have sufficient information to either support or oppose AFN's Application.

5. SWBT's interests as a provider of basic local exchange service differ from those of the general public. No other party to this proceeding will adequately protect SWBT's interest.

6. Granting SWBT's Application to Intervene is in the public interest because SWBT will bring to this proceeding its extensive expertise and experience as a telecommunications provider.

WHEREFORE, SWBT respectfully requests the Commission to grant this Application to Intervene.

Respectfully submitted,

SOUTHWESTERN BELL TELEPHONE COMPANY

By Anthony K. Conroy  
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LEO J. BUB #34326  
ANTHONY K. CONROY #35199  
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(314) 247-0014 (Facsimile)

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing document were served to all parties on the attached Service List by first-class postage prepaid, U.S. Mail on November 22, 1999.

  
Anthony K. Conroy

DAN JOYCE  
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