

Leo J. Bub
Senior Counsel

Southwestern Bell Telephone
One Bell Center
Room 5518
St. Louis, Missouri 63101
Phone 314 235-2508
Fax 314 247-0014



January 26, 2000

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

FILED²

JAN 26 2000

Missouri Public
Service Commission

Re: Case No. TC-2000-402

Dear Judge Roberts:

Enclosed for filing with the Commission in the above-referenced case is an original and 14 copies of Southwestern Bell Telephone Company's Motion to Accept Late-Filed Response.

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

Very truly yours,

Leo J. Bub/Tm

Leo J. Bub

Enclosure

cc: Attorneys of Record

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED²

JAN 26 2000

Missouri Public
Service Commission

Southwestern Bell Telephone Company's)
Complaint Against Chariton Valley)
Telephone Corporation and Request for an)
Order Prohibiting Chariton Valley from)
Cutting Off Southwestern Bell's 800)
MaxiMizer Traffic.)

Case No. TC-2000-402

**SOUTHWESTERN BELL TELEPHONE COMPANY'S
MOTION TO ACCEPT LATE-FILED RESPONSE**

Southwestern Bell Telephone Company respectfully requests the Commission to accept for filing its out of time Response to Chariton Valley Telephone Corporation's Motion to Dismiss in this case. In support of its Motion, Southwestern Bell states:

1. Southwestern Bell believes Chariton Valley filed its Motion to Dismiss Complaint in this case on January 10, 2000.
2. Under Commission Procedural Rule 4 CSR 240-2.080(12), parties are allowed ten days from the date of filing in which to respond to any motion unless otherwise ordered by the Commission. Under this Rule, Southwestern Bell's Response to Chariton Valley's Motion to Dismiss was due January 20, 2000.
3. Southwestern Bell's counsel misdocketed this response date on his calendar and just discovered his error.
4. Southwestern Bell has served a copy of this Motion and the accompanying Response on Chariton Valley's counsel by hand today. Given that this case is just commencing and that there would have been at least a three day delay from service by mail even if the Response had been timely filed, the filing of the Response six days past its due date should not prejudice any party.

WHEREFORE, Southwestern Bell respectfully requests the Commission grant this request and accept Southwestern Bell's Response to Chariton Valley's Motion to Dismiss in this case.

Respectfully submitted,

SOUTHWESTERN BELL TELEPHONE COMPANY

BY Leo J. Bub /tm
PAUL G. LANE #27011
LEO J. BUB #34326
ANTHONY K. CONROY #35199
MIMI B. MACDONALD #37606
Attorneys for Southwestern Bell Telephone Company
One Bell Center, Room 3518
St. Louis, Missouri 63101
314-235-2508 (Telephone)
314-247-0014 (Facsimile)

CERTIFICATE OF SERVICE

Copies of this document were served on the following parties by hand delivery or facsimile on January 26, 2000.

Leo J. Bub/TM

Leo J. Bub

DAN JOYCE
MISSOURI PUBLIC SERVICE
COMMISSION
301 W. HIGH STREET, SUITE 530
JEFFERSON CITY, MO 65101

MICHAEL F. DANDINO
OFFICE OF THE PUBLIC COUNSEL
301 W. HIGH STREET, SUITE 250
JEFFERSON CITY, MO 65101

CRAIG S. JOHNSON
ANDERECK, EVANS, MILNE, PEACE,
BAUMHOER
301 E. MCCARTY STREET
P.O. BOX 1438
JEFFERSON CITY, MO 65102