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November 4, 1999

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

Re: Case No. TC-2000-294

FILED²
NOV 05 1999
Missouri Public
Service Commission

Dear Judge Roberts:

Enclosed for filing with the Missouri Public Service Commission in the above-referenced case is an original and 14 copies of Response of Southwestern Bell Telephone Company to Motion to Consolidate Complaint Cases.

Please stamp "Filed" on the extra copy and return the copy to me in the enclosed self-addressed, stamped envelope.

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

Very truly yours,

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

Anthony K. Conroy

Enclosure

cc: Attorneys of Record

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED²

NOV 05 1999

Missouri Public
Service Commission

BroadSpan Communications, Inc. d/b/a)
Primary Network Communications, Inc.)
v.)
Southwestern Bell Telephone Company.)

Case No. TC-2000-294

**RESPONSE OF SOUTHWESTERN BELL TELEPHONE COMPANY
TO MOTION TO CONSOLIDATE COMPLAINT CASES**

COMES NOW Southwestern Bell Telephone Company (SWBT), and for its Response to BroadSpan Communications, Inc. d/b/a/ Primary Network Communications, Inc.'s (BroadSpan's) Motion to Consolidate Complaint Cases, states to the Missouri Public Service Commission (Commission) as follows:

1. SWBT believes it would be premature to consolidate this case with Case No. TC-2000-225 prior to SWBT filing its Motion to Dismiss and Answer in this case. SWBT would also point out that it has filed Motions to Dismiss the complaints filed by MCI WorldCom Communications, Inc. and Brooks Fiber Communications of Missouri, Inc. which are the subject of Case No. TC-2000-225. SWBT believes it would be also premature for the Commission to consolidate this new complaint case with Case No. TC-2000-225 until the Commission issues its ruling on SWBT's Motions to Dismiss in Case No. TC-2000-225.¹

¹ Of course, if the Commission dismisses MCI WorldCom's and Brooks' complaints in Case No. TC-2000-225 pursuant to SWBT's Motions to Dismiss, SWBT believes the BroadSpan complaint should also be dismissed on the same basis.

Respectfully submitted,

SOUTHWESTERN BELL TELEPHONE COMPANY

BY Anthony Conway

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CERTIFICATE OF SERVICE

Copies of this document were served on the following parties by first-class, postage prepaid, U.S. Mail on November 4, 1999.


Anthony K. Conroy

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