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May 1, 2002

Missouri Public Service Commission
Attn: Secretary of the Commission
200 Madison Street, Suite 100
P. O. Box 360
Jefferson City, MO 65102-0360

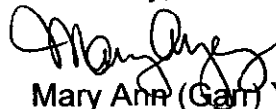
RE: Case No. TO-2002-397
The Determination of Prices of Certain Unbundled Network Elements (UNEs)

Dear Secretary:

Enclosed please find an original and eight copies of Application to Intervene of AccuTel of Texas, Inc., Request to Accept Intervention Out of Time, and Entries of Appearance for filing with the Commission in the above-referenced case.

Thank you for your assistance in processing this filing. Copies are being served on the parties of record, including the General Counsel and Public Counsel. Please contact me at 634-8109 if there are any questions.

Sincerely,



Mary Ann (Gail) Young

Enclosure

cc: General Counsel
Office of Public Counsel
Parties of Record
Mark Foster

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

In the Matter of the Determination)	
of Prices of Certain)	Case No. TO-2002-397
Unbundled Network Elements.)	

**APPLICATION TO INTERVENE OF ACCUTEL OF TEXAS, INC.,
REQUEST TO ACCEPT INTERVENTION OUT OF TIME
AND ENTRIES OF APPEARANCE,**

COMES NOW AccuTel of Texas, Inc. ("AccuTel"), by and through counsel, and files this Application to Intervene, Request to Accept Intervention Out of Time, and Entries of Appearance in this case pursuant to Section 386.420 RSMo and 4 CSR 240-2.075 and 4 CSR 240-2.115. In support of this application, Applicant states as follows:

1. AccuTel is a provider of competitive local exchange and interexchange telecommunications services in Missouri.

2. AccuTel's principal place of business address is: 7900 John W. Carpenter Freeway, Dallas TX 75237.

3. AccuTel was authorized to provide basic local exchange telecommunications services in the State of Missouri on April 27, 2000, in Case No. TA-2000-410. AccuTel filed its certificate of authority to do business in Missouri with the Commission in Case No. TA-2000-410, and that certificate is incorporated herein by reference pursuant to 4 CSR 240-2(1)(G). AccuTel was also granted certificate of service authority to provide interexchange and nonswitched local exchange telecommunications services on March 24, 1998, in Case No. TA-98-353.

4. AccuTel orders and expects to continue to order unbundled network elements ("UNEs") from SWBT in Missouri. Therefore, AccuTel has a direct and substantial interest in participating in the Commission's review of these rates, terms and conditions.

5. AccuTel's intervention would serve the public interest because its contribution to the record in this proceeding would help to ensure that the Commission has the information and support necessary to this investigation.

6. As a provider of competitive telecommunications services, AccuTel's interest in the Commission's decisions concerning SWBT's provision of UNEs is different from that of the general public.

7. At this time, Accutel has not determined its position on any issue which may arise in the course of this case.

8. All communications and pleadings in this docket should be served on:

Mary Ann (Garr) Young
WILLIAM D. STEINMEIER, P.C.
2031 Tower Drive, P.O. Box 104959
Jefferson City, MO 65110-4595
Phone: 573-634-8109
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Email: myoung0654@aol.com

and

Mark Foster/Christopher Malish
Foster & Malish, L.L.P.
1403 West Sixth Street
Austin TX 78703
Phone: 512-476-8591
Fax: 512-477-8657
Email: mfoster@fostermalish.com

9. Applicant understands that the intervention deadline for this case has passed; however, AccuTel took good faith steps to seek intervention as soon as possible after

learning of the pendency of this investigation into UNE rates. While it does not excuse the lateness of this application to intervene, Accutel would point out that it appears the Commission did not serve notice of the opening of this case on competitive basic local exchange companies, as the cover sheet for the Order Establishing Case and Directing Notice issued March 14, 2002, shows that notice was only provided to interexchange and local exchange companies (See Attachment A). This intervention is being filed prior to the prehearing conference and prior to the establishment of a procedural schedule; therefore, granting AccuTel's Application to Intervene will not delay or otherwise alter the procedural schedule in this case and should not prejudice any of the parties to this proceeding in any way. Accutel respectfully requests the Commission grant this late-filed intervention.

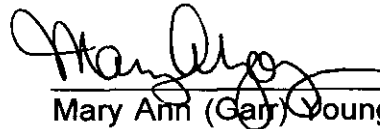
10. AccuTel understands that the prehearing conference in this case is scheduled for May 2, 2002, and requests that this intervention be addressed as a preliminary matter at the prehearing and that if the intervention is not acted upon, that counsel be permitted to participate in the prehearing conference pending ruling on this intervention. Accutel also agrees to be bound by the procedural schedule to be set in this case.

11. Mary Ann Young, Mark Foster and Chris Malish hereby wish to enter their appearances in this case. Regarding the appearances of Mr. Foster and Mr. Malish, they hereby advise the Commission that they are each members in good standing of the bar of the State of Texas, are members in good standing of the courts of the state of Texas, and that neither they nor any other attorney of the law firm of Foster & Malish, LLP, are disqualified from practicing in any court listed above. Mr. Foster and Mr. Malish hereby designate Mary Ann (Garr) Young as associate counsel in this case. Accutel requests that

Ms. Young be added to the service list in this case and that Mssrs. Foster and Malish together be added to the service list in this case, as shown above in paragraph 9.

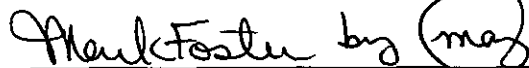
WHEREFORE, Accutel of Texas, Inc., respectfully requests the Missouri Public Service Commission approve this Application to Intervene, accept the entries of appearance stated above, and make the requested additions to the service list in this case.

Respectfully submitted,



Mary Ann (Garr) Young, MoBar #27951

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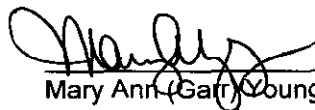


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Counsel for AccuTel of Texas, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a copy of this document has been hand delivered or mailed, postage prepaid, this 1st day of May 2002, on the Office of Public Counsel, the Commission's General Counsel, and parties of record as shown on the attached service list.



Mary Ann (Garr) Young

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
March 14, 2002**

CASE NO: TO-2002-397

**Office of the Public Counsel
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**General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102**

**Carl J. Lumley
Curtis, Oetting, Heinz, Garrett & Soule
130 S. Berniston, Suite 200
Clayton, MO 63105**

Enclosed find certified copy of an ORDER in the above-numbered case(s).

Sincerely,



**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

Uncertified Copies:

To all interexchange and local exchange telecommunications companies certified doing business in the state of Missouri.

Attachment A

Service List for UNE Case
Case No. T0-2002-397
Updated 5/1/02

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