

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

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| In the Matter of the Application of Comcast Phone of |) | |
| Missouri, LLC, d/b/a Comcast Digital Phone for |) | |
| Certificate Of Service Authority to Provide Basic Local, |) | <u>Case No. LA-2006-0173</u> |
| Local Exchange, and Interexchange Telecommunications) |) | |
| Services Throughout the State of Missouri and to |) | |
| Classify the Company as Competitive |) | |

APPLICATION TO INTERVENE

COMES NOW the Small Telephone Company Group (STCG)¹ pursuant to Commission Rule 4 CSR 240-2.075 and for its Application to Intervene, states to the Missouri Public Service Commission (Commission) as follows:

1. For the purposes of this case, the STCG consists of the companies listed in Attachment A. The STCG member companies currently provide telecommunications services to members of the public located in those areas certificated to them by the Missouri Public Service Commission ("Commission"). The STCG member companies are "telecommunications companies" and "public utilities" as those terms are defined by §386.020 RSMo 2000 and are therefore subject to the jurisdiction, regulation and control of the Commission as provided by law. The STCG member companies are also "small incumbent local exchange carriers" as defined by §386.020(30) RSMo.

2. Correspondence, communications, orders and decisions in this matter should be addressed to:

¹ See Attachment A.

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3. This case involves an application for certificate of service authority by Comcast Phone of Missouri ("Comcast") in an area being served by a small rural incumbent local exchange carrier ("ILEC"). To the best of the STCG's knowledge, this appears to be the first application by a facilities-based competitive local exchange carrier ("CLEC") in an area served by a small rural ILEC. Thus, the case is one of first impression before the Commission. The STCG's interest in this case is different from that of the general public and may be adversely affected by a final order arising from this case.

4. At the outset, the STCG notes that Section 392.451 of Missouri's Revised Statutes sets forth a strict set of requirements to be applied to applications for certificates of local exchange service authority in areas served by small ILECs. Therefore, the STCG opposes Comcast's application at this time because the application does not comply with these specific statutory provisions. As more information becomes available in this case, there may be additional issues that cause the STCG to object to Comcast's Application.

5. The STCG's expertise in and perspective on the provision of telecommunications services in the State will aid the Commission in resolving the issues

related to this proceeding. Consequently, the STCG's intervention and participation in this case will serve the public interest.

WHEREFORE, the STCG respectfully requests that the Commission issue an Order granting this application to intervene in the above-captioned proceeding and granting such other orders as are reasonable in the circumstances.

Respectfully submitted,

/s/ Brian T. McCartney

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Attorneys for the STCG

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was mailed, served electronically, or hand-delivered, this 9th day of November, 2005, to:

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/s/ Brian T. McCartney

ATTACHMENT A

BPS Telephone Company
Citizens Telephone Company
Craw-Kan Telephone Cooperative, Inc.
Fidelity Telephone Company
Goodman Telephone Company, Inc.
Granby Telephone Company
Grand River Mutual Telephone Corporation
Green Hills Telephone Corp.
Holway Telephone Company
Kingdom Telephone Company
KLM Telephone Company
Lathrop Telephone Company
Le-Ru Telephone Company
McDonald County Telephone Company
Mark Twain Rural Telephone Company
Miller Telephone Company
New London Telephone Company
Orchard Farm Telephone Company
Oregon Farmers Mutual Telephone Company
Ozark Telephone Company
Peace Valley Telephone Company
Seneca Telephone Company
Steelville Telephone Exchange, Inc.
Stoutland Telephone Company