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PROFESSIONAL CORPORATION

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February 14, 2002

**FILED**<sup>3</sup>

FEB 14 2003

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

Missouri Public  
Service Commission

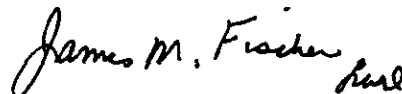
RE: *In the Matter of the Application of SBC Communications Services, Inc., d/b/a Southwestern Bell Long Distance to Cancel its Certificate of Service Authority and Tariffs in the State of Missouri*

Dear Mr. Roberts:

Enclosed for filing in the above-referenced matter are the original and eight (8) copies of the Application of Southwestern Bell Communications Services, Inc., d/b/a Southwestern Bell Long Distance to Cancel its Certificate of Service Authority and Tariffs. A copy of the foregoing Application has been hand-delivered or mailed this date to each party of record.

Thank you for your attention to this matter.

Sincerely,



James M. Fischer

/jr  
Enclosures

cc: Office of the Public Counsel  
Dan K. Joyce, General Counsel

FILED<sup>3</sup>

FEB 14 2003

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

Missouri Public  
Service Commission

In the matter of the Application of )  
Southwestern Bell Communications Services, )  
Inc., d/b/a Southwestern Bell Long Distance ) Case No.  
To Cancel its Certificate and Tariffs in the )  
State of Missouri. )

APPLICATION OF  
SOUTHWESTERN BELL COMMUNICATIONS SERVICES, INC.,  
d/b/a SOUTHWESTERN BELL LONG DISTANCE  
TO CANCEL ITS CERTIFICATE OF SERVICE AUTHORITY  
AND TARIFFS

COMES NOW Southwestern Bell Communications Services, Inc., d/b/a Southwestern Bell Long Distance ("Southwestern Bell Long Distance"), by and through its counsel, and pursuant to 4 CSR 240-2.060 respectfully requests the Missouri Public Service Commission ("Commission") cancel its Certificate of Service Authority and Tariffs. In support of its Application, Southwestern Bell Long Distance states as follows:

1. Southwestern Bell Communications Services, Inc., d/b/a Southwestern Bell Long Distance is a certificated interexchange carrier in Missouri with its principal place of business located at:

Southwestern Bell Communications Services, Inc.,  
d/b/a Southwestern Bell Long Distance  
5850 West Las Positas Boulevard  
Pleasanton, California 94588  
Telephone: (925) 468-5128  
Facsimile: (925) 468-4660

Southwestern Bell Communications Services, Inc., d/b/a Southwestern Bell Long Distance, a Delaware and Virginia corporation, was authorized on November 27, 2001, in

Consolidated Case Nos. TA-2001-475 and TA-99-47, to offer, render, furnish or supply interexchange telecommunication services to the public within the state of Missouri. The Certificate to Transact Business as a Foreign Corporation of Southwestern Bell Long Distance was filed in that docket and is incorporated herein by reference.

In the Consolidated Case Nos. TA-2001-475 and TA-99-47, Southwestern Bell Communications Service, Inc. was granted certificates of service authority and tariffs using two fictitious names, "Southwestern Bell Long Distance" and "SBC Long Distance". The rates and service offerings of "Southwestern Bell Long Distance" and "SBC Long Distance" have been identical since the commencement of service in Missouri. However, in order to utilize both fictitious names for marketing purposes, it has been necessary to maintain two complete sets of tariffs in Missouri.

2. Due to a change in marketing and business plans, Southwestern Bell Communications Services, Inc. now desires to provide service in Missouri exclusively under the name of "SBC Long Distance." Therefore, it requests that its certificate of service authority and tariff for Southwestern Bell Communications Services, Inc., d/b/a Southwestern Bell Long Distance be canceled. In the future, all customers will receive service from Southwestern Bell Communications Services, Inc., d/b/a SBC Long Distance.

3. Cancellation of the Certificate of Service Authority and Tariffs of Southwestern Bell Long Distance is not detrimental to the public interest. All rates and service offerings currently provided by Southwestern Bell Long Distance will continue to be available to Missouri customers without change. The only change will be that the service will be provided by "SBC Long Distance" rather than "Southwestern Bell Long Distance."

4. All correspondence, communications, orders and decisions of the Commission should be forwarded to:

James M. Fischer  
Larry W. Dority  
Fischer and Dority, P.C.  
101 Madison Street, Suite 400  
Jefferson City, Missouri 65101  
Telephone: (573) 636-6758  
Facsimile: (573) 636-0383

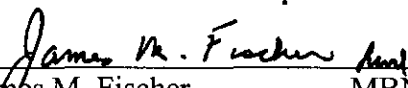
5. Southwestern Bell Long Distance has no pending actions or final unsatisfied judgments or decisions against it from any state or federal agency or court which involve customer service or rates, which action, judgment or decision has occurred within three (3) years of the date of the Application.

6. Southwestern Bell Long Distance has filed its Annual Report with the Commission and no assessment fees are overdue.

7. Southwestern Bell Communications Services, Inc. also requests that the Commission rules and/or policies governing verification of telecommunications service providers rules, 4 CSR 240-33.150, *Verification of Orders for Changing Telecommunications Service Provider*, (i.e. anti-slamming rule), be deemed inapplicable, or alternatively waived. The change of name to "SBC Long Distance" does not constitute a change in the customers' primary carrier since Southwestern Bell Communications Services, Inc. will continue to be customers' carrier. A second verification of the customer's primary carrier subscription is unnecessary and will accord subscribers no added protection, while potentially contributing to customer confusion.

**WHEREFORE**, Southwestern Bell Communications Services, Inc., d/b/a Southwestern Bell Long Distance respectfully requests the Commission to grant its Application to Cancel its Certificate of Service Authority and Tariffs, and for any other relief appropriate in the circumstances.

Respectfully submitted,

  
James M. Fischer MBN 27543  
<jfischerpc@aol.com>  
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101 Madison Street, Suite 400  
Jefferson City, Missouri 65101  
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Facsimile: (573) 636-0383

John di Benne  
General Counsel  
Southwestern Bell Communications Services, Inc.,  
d/b/a Southwestern Bell Long Distance  
5850 West Las Positas Boulevard  
Pleasanton, California 94588  
Telephone: (925) 251-7410  
Facsimile: (925) 468-5543

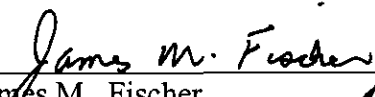
ATTORNEYS FOR  
Southwestern Bell Communications Services, Inc.,  
d/b/a Southwestern Bell Long Distance

## CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of this document has been hand-delivered, e-mailed, or mailed, First Class, U.S. Mail, postage prepaid, this 14<sup>th</sup> day of February 2003, to:

Dana K. Joyce, General Counsel  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102


Office of the Public Counsel  
P.O. Box 7800  
Jefferson City, MO 65102

  
James M. Fischer *and*

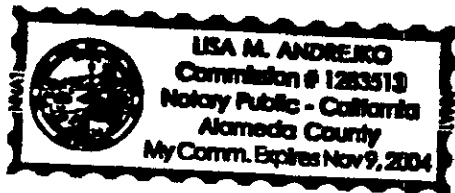
**VERIFICATION**

STATE OF CALIFORNIA           )  
  ) ss.  
COUNTY OF ALAMEDA        )

Joe Carrisalez, being first duly sworn, on his oath and in his capacity as Executive Director/Regulatory for Southwestern Bell Long Distance states that he is authorized to execute on behalf of Southwestern Bell Long Distance, this Application to Cancel Its Certificate of Service Authority and Tariffs, and has knowledge of the matters stated in this Application, and that said matters are true and correct to the best of his knowledge and belief.

  
\_\_\_\_\_  
Joe Carrisalez, Executive Director/Regulatory  
Southwestern Bell Long Distance

Subscribed and sworn to before me this 29 day of January, 2003.



  
\_\_\_\_\_  
Notary Public

My Commission Expires: November 9, 2004