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October 31, 2002

VIA FEDERAL EXPRESS

Secretary of the PSC
Missouri Public Service Commission
200 Madison, Suite 100
Jefferson City, Missouri 65101

FILED⁴

NOV 01 2002

Missouri Public
Service Commission

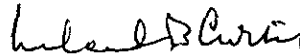
Re: Case No.: TT-2002-472; TT-2002-473

Dear Sir or Madam:

Enclosed for filing with the Commission in the above-referenced case is an original and nine copies of WorldCom's Response to Southwestern Bell Telephone's Motion to Strike Portions of AT&T and WorldCom's Initial Brief. Please file stamp the additional copy and return it to me in the enclosed self-addressed stamped envelope.

If you have any questions, please do not hesitate to contact me.

Very truly yours,



Leland B. Curtis

CJL/klb
cc: Parties of Record

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of Southwestern Bell)
Telephone Company's Tariff Filing to)
Initiate Residential Customer Winback Promotion)

Case No. TT-2002-472
Tariff No. 200200831

In the Matter of Southwestern Bell)
Telephone Company's Tariff Filing to Extend)
Business Customer Winback Promotions)

Case No. TT-2002-473
Tariff No. 200200828

FILED
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Missouri Public
Service Commission

**RESPONSE TO SOUTHWESTERN BELL TELEPHONE'S MOTION
TO STRIKE PORTIONS OF AT&T'S AND
WORLD COM'S INITIAL BRIEF**

COME NOW MCImetro Access Transmission Services, LLC (MCImetro), Brooks Fiber Communications of Missouri, Inc. (Brooks), MCI WorldCom Communications, Inc. (MCIWC) and NuVox Communications of Missouri, Inc. (NuVox), (hereinafter collectively "WCOM") and for their Response to SWBT's Motion to Strike Portions of WCOM's Initial Brief, state:

1. On October 29, 2002, SWBT filed it's Motion to Strike Portions of AT&T and WCOM's Initial Briefs. Specifically, SWBT moved to strike "the first full paragraph on page 25 through page 28 (right before WCOM's conclusion) of WCOM's Initial Brief."
2. SWBT complains that WCOM is seeking to resurrect an issue previously rejected by the Commission in its August 22, 2002 "Order Regarding List of Issues" in this case, to wit:

"Should the Commission commence an investigation regarding SWBT's winback and retention practices, including but not limited to SWBT's use of CPNI and wholesale disconnection information?"

Just because the Commission ruled against inclusion of this specific issue in the instant case, does not mean that SWBT's winback marketing efforts and back office practices regarding winback promotions are not relevant to SWBT's proposed winback tariffs. Indeed there is a substantial amount of testimony and evidence that was admitted into the record, sometimes

over SWBT's objections, regarding these matters. These matters were openly examined during the hearing, not for the purpose of commencing a new investigation but to understand how such practices would work in concert with SWBT's proposed winback tariffs.

WCOM's arguments contained on pages 25 through 28, of its Initial Brief are more than adequately sourced by specific references to testimony contained in the transcript, pre-filed testimony and other exhibits all of which are part of the evidentiary record in this case.

WCOM does apologize for the inadvertent inclusion of certain portions of Mr. Price's pre-filed testimony that was struck by the Commission and agrees to withdraw those references to Mr. Price's testimony. Specifically, those portions which WCOM agrees should be withdrawn are: 1) on page 25 of WCOM's Initial Brief the citation of Exhibit 8, Price Rebuttal p. 14, Line 1-3; and 2) at page 28 in the second full paragraph the sentence:

"Intervenors assert that 'SWBT is able to engage in winbacks attempts so fast (i.e., within 2-3 days) because it is actually commencing such activity before the customer actually has left (i.e. retention).' (Exhibit 8, Price Rebuttal, p. 17, l. 13-15)."

WHEREFORE, WCOM respectfully suggests that the Commission strike only the reference to Mr. Price's rebuttal testimony on page 25 of WCOM's Initial Brief and on page 28 the sentence and the citation to Mr. Price's rebuttal testimony referenced above.

Respectfully Submitted,

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Certificate of Service

A true and correct copy of the foregoing was served upon the parties identified on the attached service list on this 31st day of October, 2002, by e-mail and by placing same in the U.S. Mail, postage paid.

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