


**THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

Before Commissioners:

Thomas E. Wright, Chairman
Michael C. Moffet
Joseph F. Harkins

STATE CORPORATION COMMISSION

NOV 26 2008



In the Matter of the Application of)
Southwestern Bell Telephone Company)
for Price Deregulation of Residential and)
Business Telecommunications)
Services in the Cheney, Coffeyville,)
Garden Plain, McPherson, Plainville,)
Cherryvale and Halstead, Kansas)
Exchanges pursuant to K.S.A. 2007)
Supp. 66-2005(q)(1).)

Docket No. 09-SWBT-435-PDR

**PETITION TO INTERVENE AND
MOTION FOR EXPEDITED PROTECTIVE ORDER**

COMES NOW, the Citizens' Utility Ratepayer Board ("CURB") and moves the Corporation Commission of the State of the Kansas ("Commission") for an Order permitting it to intervene in the above-captioned proceeding and for an expedited protective order. In support of its petition and motion, CURB states and alleges as follows:

1. CURB is composed of five volunteer consumer advocate members and is statutorily authorized to represent the interests of Kansas residential and small commercial ratepayers in utility proceedings.

2. CURB's Consumer Counsel has been given the discretion to intervene and represent the interests of Kansas residential and small commercial ratepayers in any utility proceeding before the Commission under K.S.A. 66-1223 et seq.

3. On November 21, 2008, Southwestern Bell Telephone Company (“SWBT”) d/b/a AT&T Kansas, filed an application for price deregulation of residential and business telecommunications services in the Cheney, Coffeyville, Garden Plain, McPherson, Plainville, and Cherryvale and Halstead, Kansas exchanges pursuant to K.S.A. 2007 Supp. 66-2005(q)(1)(C) and (D).

4. CURB is requesting permission to intervene in this docket to represent the interests of the residential and small commercial ratepayers of Kansas. The rates paid and the service received by those customers will or may be affected by any Commission order or activity in this proceeding.

5. The representation of CURB’s interests in this proceeding by existing parties is or may be inadequate.

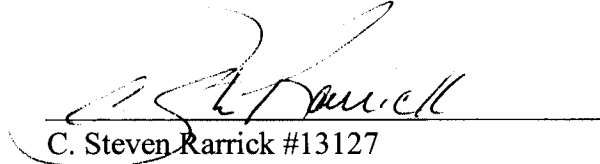
6. The residential and small commercial ratepayers whose interests CURB represents will or may be bound by any Commission order or activity in this proceeding and will or may be adversely affected thereby.

7. In the filing, certain attachments contain carrier specific data that SWBT considers to be proprietary and confidential information; therefore, CURB is requesting the Commission issue a protective order to allow CURB and its consultant access to the full information contained in this filing.

8. Because the Commission is required to act upon the petition within 21 days (plus one 30-day extension order) under K.S.A. 66-2005(q)(1), CURB respectfully requests that the Commission issue an expedited protective order in this docket.

WHEREFORE, CURB RESPECTFULLY REQUESTS THE Commission grant its petition for intervention and request for an expedited protective order in this docket.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "C. Steven Rarrick", is written over a horizontal line.

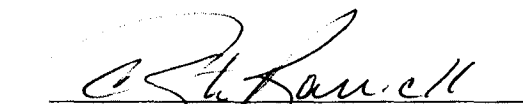
C. Steven Rarrick #13127
Citizens' Utility Ratepayer Board
1500 S.W. Arrowhead Road
Topeka, KS 66604
Telephone: (785) 271-3200
Facsimile: (785) 271-3116

VERIFICATION

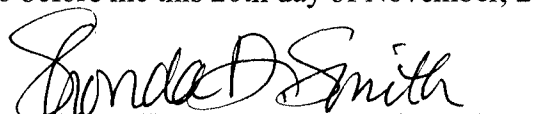
STATE OF KANSAS)
COUNTY OF SHAWNEE) ss:

I, C. Steven Rarrick, of lawful age, being first duly sworn upon his oath states:

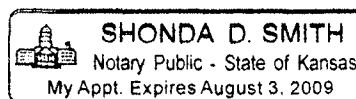
That he is an attorney for the Citizens' Utility Ratepayer Board, that he has read the above and foregoing document, and, upon information and belief, states that the matters therein appearing are true and correct.


C. Steven Rarrick

SUBSCRIBED AND SWORN to before me this 26th day of November, 2008.


Notary Public

My Commission expires: 08-03-2009.



CERTIFICATE OF SERVICE

09-SWBT-435-PDR

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing document was placed in the United States mail, postage prepaid, or hand-delivered this 26th day of November, 2008, to the following:

COLLEEN HARRELL, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD ROAD
TOPEKA, KS 66604-4027
Fax: 785-271-3354
c.harrell@kcc.ks.gov
**** Hand Deliver ****

BRUCE A NEY, ATTORNEY, ROOM 515
SOUTHWESTERN BELL TELEPHONE CO.
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TOPEKA, KS 66603
Fax: 785-276-1948
bruce.ney@att.com

A handwritten signature in cursive script that reads "Shonda Smith". The signature is written in black ink and is positioned above a horizontal line.

Shonda Smith