STATE OF MISSOURI PUBLIC SERVICE COMMISSION JEFFERSON CITY October 23, 2000

CASE NO: TA-2001-251

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

Kristine Becker Spencer Fane Britt & Browne LLP 1000 Walnut Street, Suite 1400 Kansas City, MO 64106-2140 General Counsel

Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102

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

Sincerely,

Dale Hardy Roberts

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Secretary/Chief Regulatory Law Judge

Uncertified Copies:

To all interexchange and local exchange telecommunications companies

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of the Application of ExOp of)
Missouri, Inc., for Designation as a Tele-)
communications Company Carrier Eligible for)
Federal Universal Service Support Pursuant)
to Section 254 of the Telecommunications Act)
of 1996.

Case No. TA-2001-251

ORDER DIRECTING NOTICE

On October 17, 2000, ExOp of Missouri, Inc. (ExOp), filed its application for designation as an eligible telecommunications carrier with respect to federal universal service support pursuant to Section 254 of the Telecommunications Act of 1996 (the Act), codified at 47 U.S.C. Section 254, and the implementing regulations of the Federal Communications Commission (F.C.C.).

The Commission finds that proper persons should be allowed 20 days from the issuance of this order to file a motion for leave to intervene in this matter. The Commission finds that notice of this application should be sent to all telecommunications carriers certificated to operate in Missouri. Further, the Commission finds that the Public Information Office of the Commission shall provide notice to the members of the General Assembly and to the media.

The requirement of a hearing is met when an opportunity to be heard has been provided and no proper party has requested the opportunity to present evidence. State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d, 494, 496



(Mo. App. 1989). If there are no requests for a hearing, relief may be granted based on the petition.

IT IS THEREFORE ORDERED:

- 1. That the Records Department of the Commission shall send notice of this application to all telecommunications carriers certificated to operate in the state of Missouri.
- 2. That the Public Information Office of the Commission shall provide notice of the application to the members of the General Assembly and to the media.
- 3. That any party wishing to intervene in this matter shall file an application, no later than November 13, 2000, with:

Dale Hardy Roberts, Secretary Missouri Public Service Commission Post Office Box 360 Jefferson City, Missouri 65102

and send copies to:

Kristine Becker, Esq.
Peter Mirakian, III, Esq.
Spencer, Fane, Britt & Brown, L.L.P.
1000 Walnut Street. Suite 1400
Kansas City, Missouri 64106-2140

and:

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Office of the Public Counsel Post Office Box 7800 Jefferson City, Missouri 65102 4. That this order shall become effective on November 2, 2000.

BY THE COMMISSION

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(SEAL)

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Kevin A. Thompson, Deputy Chief Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri, on this 23rd day of October, 2000.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,

Missouri, this 23rd day of Oct. 2000.

Dale Hardy Roberts

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Secretary/Chief Regulatory Law Judge