

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY**

April 9, 2002

CASE NO: TM-2002-465

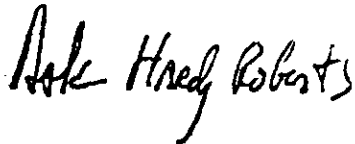
Office of the Public Counsel
P.O. Box 7800
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General Counsel
Missouri Public Service Commission
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Craig S. Johnson
Andereck, Evans, Milne, Peace & Johnson
700 East Capitol
P.O. Box 1438
Jefferson City, MO 65102

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

Sincerely,



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

Uncertified Copies: To all interexchange and basic local telecommunications companies that provide services in the state of Missouri.

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Joint Application of Northeast Missouri Rural Telephone Company and Modern Telecommunications Company for Approval to Merge Modern Telecommunications Company and Northeast Missouri Rural Telephone Company.)
)
) **Case No. TM-2002-465**
)
)

ORDER DIRECTING NOTICE

On March 27, 2002, Northeast Missouri Rural Telephone Company and Modern Telecommunications Company filed their joint application seeking authority "to merge Modern Telecommunications Company with and into Northeast Missouri Rural Telephone Company." According to the joint application, both applicants are Missouri corporations in good standing and certificated local exchange carriers that provide basic local telecommunications services in Missouri. Modern is, and has always been, a wholly owned subsidiary of Northeast. The directors of both corporations have approved the proposed merger, from which Northeast will emerge as the survivor. The joint application states that the proposed transaction will be "revenue neutral" to the customers of both companies and that no customer will experience a change of rates or loss of service due to the proposed merger. There will be no effect on the tax revenue of any Missouri political subdivision. Both carriers are current with respect to Commission assessments and annual reports.

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 or to file comments addressing whether or not the proposed merger are in the public interest. The Commission finds that

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notice of this application should be sent to the county clerk of each Missouri county containing all or part of any affected exchange, to the newspapers and other media serving the affected counties, and to the members of the Missouri General Assembly representing persons residing within the affected exchanges. Additionally, a copy of this notice should be sent to every telecommunications carrier certificated to provide basic local or interexchange telecommunications services in the state of Missouri.

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.¹ If there are no requests for a hearing, the requested relief may be granted based on the verified petition.

IT IS THEREFORE ORDERED:

1. That the Commission's Data Center shall send a copy of this notice to the county clerk of each Missouri county containing all or part of any affected exchange and to every telecommunications carrier certificated to provide basic local or interexchange telecommunications services in the state of Missouri.

2. That the Public Information Officer of the Commission shall make available notice of this application to the newspapers and other media serving each county affected by the application and to the members of the Missouri General Assembly representing persons residing within the affected exchanges.

3. That any party wishing to intervene, request a hearing, or to file comments in this matter shall file an application, or shall file their written comments, no later than April 29, 2002, with:

¹ *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d, 494, 496 (Mo. App., W.D. 1989).

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

and send copies to:

Craig S. Johnson, Esq.
Andereck, Evans, Milne, Peace & Johnson, LLC
Post Office Box 1438
Jefferson City, Missouri 65102

and:

Office of the Public Counsel
Post Office Box 7800
Jefferson City, Missouri 65102

4. That this order shall become effective on April 19, 2002.

BY THE COMMISSION



**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

(S E A L)

Kevin A. Thompson, Deputy Chief
Regulatory Law Judge, by delegation
of authority pursuant to Section 386.240,
RSMo 2000.

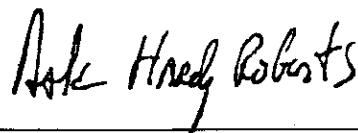
Dated at Jefferson City, Missouri,
on this 9th day of April, 2002.

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 9th day of April 2002 .



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

