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BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of the Application of LDD, Inc. for)
a Certificate of Authority to Provide Basic) Case No. TA-98-338
Exchange and Local Exchange Intrastate Telecom-)
munications Services Within the State of Missouri.)
)

ORDER GRANTING INTERVENTION AND DIRECTING FILING
OF PROCEDURAL SCHEDULE

LDD, Inc. (LDD) filed an application on February 9, 1998, for certificates of service authority to provide basic local and non-switched local exchange telecommunications service in the State of Missouri under 4 CSR 240-2.060(4). LDD wishes to provide resold services in all the exchanges currently served by Southwestern Bell Telephone Company (SWBT). The Commission issued an order and notice, directing interested parties to file applications to intervene no later than March 20.

SWBT filed an application to intervene on March 20, stating that it has a direct interest in the Commission's decision in this case because it provides basic local exchange services and will be in direct competition with this company if the certificate is granted. SWBT argues that no other party will adequately protect it's interests in this matter and that its intervention would be in the public interest because of SWBT's expertise and experience in the telecommunications industry.

The Commission has reviewed the application and finds that it is in substantial compliance with Commission rules regarding intervention and that the applicant has an interest in this matter which is different from that of the general public. The Commission concludes that the request for

intervention should be granted and that the parties should file a proposed procedural schedule. The procedural schedule must include either dates for the filing of testimony and for a hearing, or a date for the filing of a Stipulation and Agreement. If no party requests a hearing, the Commission may grant the service authority and competitive classification requested without a hearing. State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d 494, 496 (Mo. App. 1989).

THEREFORE, IT IS ORDERED:

1. That Southwestern Bell Telephone Company is granted intervention in this case in accordance with 4 CSR 240-2.075(4).
2. That the parties shall file a proposed procedural schedule no later than May 20, 1998. The procedural schedule shall include either dates for the filing of testimony and for a hearing, or a date for the filing of a Stipulation and Agreement.
3. That this order shall be effective on April 22, 1998.

BY THE COMMISSION



(S E A L)

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

L. Anne Wickliffe, Deputy Chief
Regulatory Law Judge, by delegation
of authority pursuant to 4 CSR
240-2.120(1) (November 30, 1995)
and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,
on this 22nd day of April, 1998.

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION