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**BEFORE THE PUBLIC SERVICE COMMISSION**

**OF THE STATE OF MISSOURI**

In the Matter of the Application of USA eXchange, )  
 LLC, d/b/a OMNIPLEX Communications Group, for )  
 Certificates of Authority to Provide Basic Local ) Case No. TA-97-506  
 Exchange and Local Exchange Telecommunications )  
 services Within the State of Missouri. )  
 )

**ORDER GRANTING INTERVENTION**  
**AND DIRECTING FILING OF PROCEDURAL SCHEDULE**

USA eXchange, LLC d/b/a Omniplex Communications Group (Omniplex) filed an application on May 20, 1997, for certificates of service authority to provide basic local and local exchange telecommunications services in the State of Missouri under 4 CSR 240-2.060(4). Specifically, Omniplex wishes to provide resold services in all the exchanges currently served by Southwestern Bell Telephone Company (SWBT). The Commission issued an order directing interested parties to file applications to intervene no later than July 16.

SWBT filed an application to intervene on June 23, 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 its 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 Comm'n, 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 August 25, 1997. 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 become effective on the date hereof.

**BY THE COMMISSION**



**Cecil I. Wright  
Executive Secretary**

(S E A L)

L. Anne Wickliffe, Deputy Chief  
Administrative 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 28th day of July, 1997.