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On March 13, 1995, Midwest Independent Coin Payphone Association (MICPA) filed, out of time, an application to intervene in this proceeding. In support of its motion MICPA states that it is a not-for-profit corporation and a trade association devoted to promoting and protecting the interests of private pay phone providers. MICPA states that its members are both customers and competitors of Southwestern Bell Telephone Company (SWB). On March 21, 1995, SWB filed a pleading indicating it did not object to MICPA being granted intervention but requests the Commission require MICPA to fully disclose its position on the issues in this case in the hearing memorandum.

The Commission has considered MICPA's application and will grant MICPA intervention in this proceeding. The Commission finds that MICPA has an interest different from the general public's. 4 CSR 240-2.110(14). The Commission will also require MICPA to state its position on the issues in the hearing memorandum. The hearing memorandum is designed to give the Commission and the parties an outline of what the contested issues are in a case and what position each party is taking with regard to the issues. Each party should therefore present its position in the hearing memorandum. The Commission finds, further, that the lateness of MICPA's intervention will not prejudice any other party.

IT IS THEREFORE ORDERED:

1. That Midwest Independent Coin Payphone Association is hereby granted intervention in this case.

2. That Midwest Independent Coin Payphone Association shall state its position, if any, on each contested issue listed in the hearing memorandum.

3. That this order shall become effective on the date hereof.

BY THE COMMISSION

A handwritten signature in black ink, reading "David L. Rauch". The signature is written in a cursive style with a large, stylized "D" and "R".

David L. Rauch
Executive Secretary

(S E A L)

Cecil I. Wright, Chief Hearing Examiner, by delegation of authority under Commission Directive of January 3, 1995, pursuant to Section 386.240, R.S.Mo. 1994.

Dated at Jefferson City, Missouri, on this 7th day of April, 1995.