

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter the Application of L.D. Services, )  
Inc., and CEO Telecommunications, Inc., for an ) Case No. TM-2000-157  
Order Authorizing the Merger of L.D. Services, )  
Inc., and CEO Telecommunications, Inc. )

In the Matter of L.D. Services, Inc., Name Change ) Case No. TO-99-460  
to CEO Telecommunications Communications, Inc. ) Tariff File 9900786

NOTICE CONSOLIDATING CASES AND REQUESTING  
ADDITIONAL INFORMATION

On April 8, 1999, CEO Telecommunications, Inc. (CEO), filed a letter regarding "changing a name on a tariff currently on file with [the] Missouri Public Service Commission" referencing the tariff filed for L.D. Services, Inc. (LDS) (originally effective June 5, 1995). The attachments to the letter included a "First Revised Title Page" for the tariff file; an Adoption Notice; and an Amended Certificate of Authority issued by the Missouri Secretary of State (with application form for an Amended Certificate or Authority attached).

The Adoption Notice states: "Effective September 25, 1998, L.D. Services, Inc. merged with CEO Telecommunications, Inc. and assumed the name CEO Telecommunications, Inc." Mergers or sales undertaken without the Commission's prior approval and order are invalid under Section 392.300, RSMo. The Commission has no record of a merger involving L.D. Services, Inc.

On May 10, 1999, the Commission issued an Order Suspending Tariff Filing for Change of Name and Directing Staff Inquiry. The Commission's staff was ordered to investigate this matter to determine whether an unapproved merger or sale occurred and was directed to report its findings and recommendation to the Commission. On June 24, 1999, the staff filed its response to the Commission's order and recommended that LDS be ordered to file a merger application pursuant to Section 392.300, RSMo.

On July 6, 1999, the Commission issued its order directing that a merger application be filed. An extension of time was requested on July 26, 1999, and granted by the Commission on July 29, 1999. On August 18, 1999, LDS and CEO filed their *Joint Application for Merger*. Under the merger plan, CEO will be merged into LDS. LDS will be the surviving corporation. LDS will change its name to CEO Telecommunications, Inc.

### CONSOLIDATION

The merger application presents a new case and the *Joint Application for Merger* filed on August 18, 1999, has been assigned Case No. TM-2000-157, with the case style shown above. The matter of the name change can be addressed in the merger and therefore Case No. TO-99-460 is hereby consolidated into Case No. TM-2000-157. Any further information or filings related to the name change shall be filed in Case No. TM-2000-157 as styled above. Any further information or filings related to the merger application should be filed in Case No. TM-2000-157 as styled above.

## ADDITIONAL INFORMATION REQUIRED

Pursuant to 4 CSR 240-2.060 applications by a corporation shall be subscribed and verified by affidavit under oath by an authorized officer. The *Joint Application for Merger* filed on August 18, 1999, was accompanied by various corporate documents related to the merger; however, the application itself was not verified. Counsel for the applicants should supplement the application by filing the required verification. If the application is properly verified and no party requests a hearing, the Commission may grant relief based upon the application.

This notice does not preclude the Applicants and the Commission's Staff from proceeding with communications and actions related to this application. However, until the additional information requested is provided by Applicants, the Commission will take no further action.

**BY THE COMMISSION**



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

( S E A L )

Dated at Jefferson City, Missouri,  
on this 20th day of August, 1999.

Thornburg, Regulatory Law Judge