## BEFORE THE PUBLIC SERVICE COMMISSION

## OF THE STATE OF MISSOURI

In the Matter of the Application of Universal	)	
Telephone for a Certificate of Service Authority	)	
to Provide Basic Local Telecommunications Service	)	Case No. TA-99-52
in Portions of the State of Missouri and to	)	
Classify Said Services and the Company as	)	
Competitive.	)	

## ORDER GRANTING INTERVENTION AND DIRECTING FILING OF PROCEDURAL SCHEDULE

Universal Telephone (Universal) filed an application on August 10, 1998 for a certificate of service authority to provide basic local telecommunications service in the State of Missouri under 4 CSR 240-2.060(4). Universal wishes to provide resold services in 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 September 17.

SWBT filed an Application to Intervene on August 27 stating that it has an 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 this 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 SWBT's application and finds that it is in substantial compliance with Commission rules regarding intervention and that SWBT has an interest in this matter different from that of the general public. The Commission concludes that SWBT's request for inter-

vention 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.
- 2. That the parties shall file a proposed procedural schedule no later than October 23, 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 October 6, 1998.

BY THE COMMISSION

Hoke Hard Roberts

(SEAL)

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 23rd day of September, 1998.

