

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of the Application of Talk )	
America Inc. to Purchase the Stock of )	
LDMI Telecommunications, Inc. d/b/a )	Case XM-2005-0492
LDMI Telecommunications and Long )	
Distance of Michigan, Inc. d/b/a FoneTel )	

**STAFF RESPONSE AND MOTION**

COMES NOW the Staff of the Public Service Commission, and in response to the Commission's *Order Directing Staff to Indicate When It Can File a Recommendation* and additionally, as its *Motion*, states:

1. On June 14, 2005, Talk America, Inc. filed an application seeking approval of a merger between LDMI Telecommunications, Inc. d/b/a LDMI Telecommunications and Long Distance of Michigan, Inc. d/b/a FoneTel (collectively, "LDMI") with Lion Acquisition Corp.; and further, approval of the acquisition of LDMI's stock by Talk America, Inc.

2. However, only Talk America, Inc. is a party to this case. Although LDMI is a party to the underlying agreement, it did not join in the application. LDMI holds two certificates of service authority from the Commission (Case Nos. TA-96-208 for LDMI Telecommunications and TA-2001-545 for FoneTel). Because Staff believes LDMI is a necessary party to a full and fair adjudication of this matter, Staff moves that the Commission add LDMI as a party to this case.

3. Accordingly, Staff will file either a recommendation or a status report in this case on or before July 15, 2005 to address matters in this case as they stand at that time.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

**/s/ David A. Meyer**

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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or emailed to all counsel of record this 24th day of June 2005.

**/s/ David A. Meyer**