



April 5, 2002

Ms. Blanca Bayó, Director
Division of the Commission Clerk
& Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

via Hand Delivery

Re: Docket No. 990649B-TP – Investigation into Pricing of Unbundled Network Elements (Sprint/Verizon Track)

Dear Ms. Bayó,

Please find enclosed for filing in the above docket an original and seven (7) copies of Florida Digital Network, Inc.'s Request for Representation by Qualified Representative.

If you have any questions regarding the enclosed, please call me at 407-835-0460.

Sincerely,

A handwritten signature in black ink, appearing to read "Matthew Feil".

Matthew Feil
Florida Digital Network
General Counsel

L O C A L

L O N G D I S T A N C E

390 North Orange Ave Suite 2000 Orlando, Florida 32801
407.835.0300 Fax 407.835.0309 www.fdn.com

DOCUMENT NUMBER-DATE
I N T E R N E T

03871 APR-5 2002

FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA
PUBLIC SERVICE COMMISSION**

In re: Investigation Into Pricing of)
Unbundled Network Elements)
_____)

Docket No. 990649B-TP

**REQUEST FOR REPRESENTATION
BY A QUALIFIED REPRESENTATIVE**

Florida Digital Network, Inc. ("FDN"), through undersigned counsel, submits this Request for Representation by a Qualified Representative pursuant to Rule 28-106.106, Florida Administrative Code, in the above-referenced proceeding, and states as follows:

1. This petition is filed pursuant to Rule 28-106.106, Florida Administrative Code. Rule 28-106.106(2)(a) requires that FDN submit a written request to the presiding officer in the event that FDN elects to be represented before the Commission by a qualified representative. FDN hereby submits such a request.

2. FDN seeks leave of the presiding officer for the individual identified below to appear as a qualified representative on behalf of FDN for any purpose and in all matters or proceedings conducted before the Commission in connection with the above-captioned proceeding:

Harisha J. Bastiampillai
Swidler Berlin Shereff Friedman, LLP
3000 K Street, NW, Suite 300
Washington, D.C. 20007-5116
Telephone: 202/424-7869
Facsimile: 202/424-7643

3. Consistent with Rule 28-106.106(2)(b), FDN hereby affirms that it is aware of the services Mr. Bastiampillai can provide and further, that FDN can elect to be represented solely

by “counsel,” as that term is defined by Rule 28-106.106(1). FDN will also be represented by its General Counsel, Matthew Feil, Esq., in this proceeding.

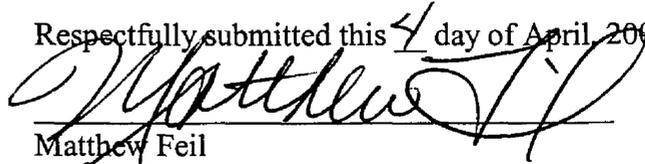
4. FDN submits that Mr. Bastiampillai possess the necessary qualifications to responsibly represent FDN interest in this matter. In this regard, Mr. Bastiampillai’s qualifications are set forth in the attached affidavit.

5. As reflected in Mr. Bastiampillai’s affidavit, he is: (i) an attorney admitted to practice in the District of Columbia; (ii) has reviewed those portions of the Florida Statutes relative to the Commission’s jurisdiction, (iii) has reviewed the Florida Rules of Civil Procedure relating to discovery in an administrative proceeding; and (iv) has reviewed those portions of the Florida Administrative Code and Florida Statutes related to the rules of evidence, including the concept of hearsay in an administrative proceeding.

6. Mr. Bastiampillai will conduct himself consistent with the standards set forth in Rule 28-106.107, and Mr. Bastiampillai has acquired or will acquire actual knowledge of the factual and legal issues involved insofar as his representation of FDN is concerned in the above-referenced proceeding.

WHEREFORE, for the above and foregoing reasons, FDN requests that Mr. Bastiampillai be permitted to appear as qualified representatives on behalf of FDN.

Respectfully submitted this 4 day of April, 2002

A handwritten signature in black ink, appearing to read "Matthew Feil", written over a horizontal line.

Matthew Feil
Florida Digital Network
390 North Orange Avenue
Suite 2000
Orlando, FL 32801
(407) 835-0460

Attorney for Florida Digital Network, Inc.

**BEFORE THE FLORIDA
PUBLIC SERVICE COMMISSION**

In re: Investigation Into Pricing of)
Unbundled Network Elements)
_____)

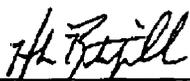
Docket No. 990649B-TP

AFFIDAVIT OF HARISHA J. BASTIAMPILLAI

I, Harisha J. Bastiampillai, being first duly sworn, do hereby depose and state as follows:

1. I am an attorney with Swidler Berlin Shereff Friedman, LLP.
2. I am a member in good standing of the Maryland and District of Columbia Bars and am seeking to be designated as a qualified representative in the above-captioned docket pursuant to Rule 28-106.106, Florida Administrative Code.
3. I have assisted other attorneys in proceedings before other state commissions that have involved the examination and resolution of factual and legal issues similar to those under consideration in the above-captioned docket.
4. I am familiar with the relevant portions of the Florida Statutes, the Florida Rules of Civil Procedure, the Florida Administrative Code, and the Florida Rules of Evidence.

I declare that the foregoing is true and correct based on my knowledge, information, and belief.



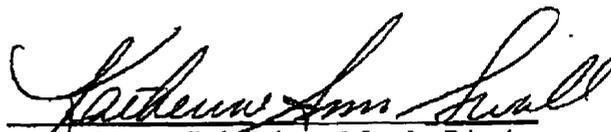
Harisha J. Bastiampillai

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION
Docket No. 990649B-TP
Affidavit of Harisha J. Bastiampillai
In re: Investigation Into Pricing of UNES

The District of Columbia)

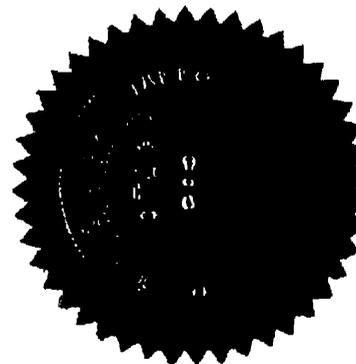
BEFORE ME, the undersigned Notary Public, on this day personally appeared Harisha J. Bastiampillai, who, being my duly sworn on his oath, deposed and said that he has executed the foregoing instrument and that the statements contained therein are true and correct to the best of his knowledge, information and belief.

SUBSCRIBED AND SWORN TO BEFORE ME on this the 4th day of April 2002, to certify which, witness my hand and official seal of office.


Notary Public in and for the District
of Columbia

My Commission expires: October 31, 2002

Katherine Ann Small
Notary Public in and for
The District of Columbia



CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished to the following parties by email on April 4, 2002, and by U.S. Mail or by overnight mail (if designated with a *) on the following date.

Beth Keating
Wayne D. Knight
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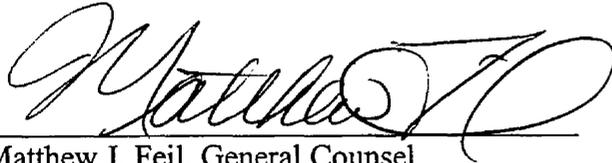
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Carolyn S. Raeppe
Hopping Green & Sams P.A.
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(850) 222-7500

A handwritten signature in black ink, appearing to read "Matthew J. Feil". The signature is written in a cursive style with a horizontal line underneath it.

Matthew J. Feil, General Counsel
Florida Digital Network, Inc.
390 North Orange Avenue
Suite 2000
Orlando, FL 32801
(407) 835-0460