

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Consideration of BellSouth)
Telecommunications, Inc. entry into) Docket No. 960786-TP
InterLATA services pursuant to Section)
217 of the Federal Telecommunications) Filed: July 8, 1996
Act of 1996.)
)

**The Florida Interexchange Carriers Association's
Petition to Intervene**

The Florida Interexchange Carriers Association (FIXCA) pursuant to rule 25-22.039, Florida Administrative Code, files its Petition to Intervene in the above docket. As grounds therefor, FIXCA states:

1. All notices, pleadings and correspondence should be sent to:

Joseph A. McGlothlin
Vicki Gordon Kaufman
McWhirter, Reeves, McGlothlin,
Davidson, Rief & Bakas, P.A.
117 South Gadsden Street
Tallahassee, Florida 32301

2. FIXCA is an industry association of interexchange carriers who are authorized to provide intraLATA and interLATA interexchange services in the state of Florida. FIXCA's business address is:

Florida Interexchange Carriers Association, c/o
Joseph A. McGlothlin
Vicki Gordon Kaufman
McWhirter, Reeves, McGlothlin, Davidson, Rief & Bakas,
P.A.
117 South Gadsden Street
Tallahassee, Florida 32301

FIXCA's Substantial Interests

3. The Commission has opened this docket in anticipation of BellSouth Telecommunications, Inc.'s (BellSouth) filing with the

DOCUMENT NUMBER-DATE

07204 JUL-89

FPSC-RECORDS/REPORTING

Federal Communications Commission (FCC) seeking permission to enter the interLATA market. The Telecommunications Act of 1996 (the Act), specifically § 271, authorizes the entry of the Bell Operating Companies, including BellSouth Telecommunications, Inc. (BellSouth), into the interLATA market *only* upon the implementation of the conditions explicitly set forth in § 271 and other related sections, including § 251. The conditions set forth in the 14 point checklist, as well as the other requirements of § 271, are intended to ensure that *before* BellSouth is permitted to provide interLATA services there is *actual, viable, pervasive* local competition. Such competition is necessary to prevent BellSouth from remonopolizing the marketplace. Before making a determination as to whether BellSouth has met the checklist, the Act requires the FCC to consult with the appropriate state commission.

§ 271(d)(2)(B).

4. The Commission has determined that before providing its consultation to the FCC, it will hold an evidentiary hearing. The parties have been diligently working to agree upon a procedural schedule and upon appropriate discovery guidelines to govern the proceeding.

5. FIXCA's substantial interests will be affected by the action which the Commission takes in this docket because its members are current providers of interLATA services and potential future providers of local service, the elements of which they must purchase from BellSouth. Thus, they have a substantial interest in ensuring that the requirements of § 271 are strictly enforced as

well as a substantial interest in ensuring that the meaningful implementation of the federal mandate regarding local competition is carried out.

Disputed Issues of Material Fact

6. The disputed issues of material fact include, but are not limited to, whether, upon the filing of its petition with the FCC, BellSouth meets the checklist provisions of § 271.

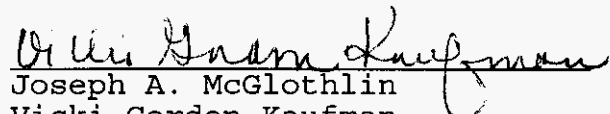
Ultimate Issues of Fact

7. It is FIXCA's position that it will be substantially affected by Commission action in this docket. It is further FIXCA's position that BellSouth can not possibly meet the requirements of § 271 at this time because there is no viable pervasive local competition.

Statutes and Rules

8. The pertinent statutory provisions entitling FIXCA to relief are §§ 251, 252 and 271 of the Act.

WHEREFORE, FIXCA, requests that it be permitted to intervene in this proceeding and that it be accorded full party status.


Joseph A. McGlothlin
Vicki Gordon Kaufman
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117 South Gadsden Street
Tallahassee, Florida 32301

Attorneys for the Florida
Interexchange Carriers
Association

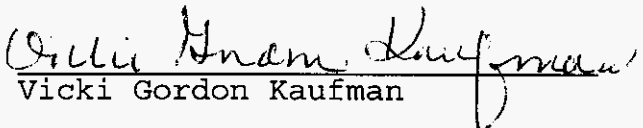
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of The Florida Interexchange Carriers Association's Petition to Intervene has been furnished by hand delivery*, by fax** or by U.S. Mail to the following parties of record, this 8th day of July, 1996.

Monica Barone*
Staff Attorney
Florida Public Service Commission
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Atlanta, GA 30375-0001


Vicki Gordon Kaufman