



06712 JUL 25

Florida Cable Telecommunications Association

Steve Wilkerson, President

July 2, 1997

VIA HAND DELIVERY

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

RE: DOCKET NO. 960786-TL

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket are an original and fifteen copies of Florida Cable Telecommunications Association, Inc.'s ("FCTA") Notice of Intervention. Copies have been served on the parties of record pursuant to the attached certificate of service.

Please acknowledge receipt and filing of the above by date stamping the duplicate copy of this letter and returning the same to me.

Thank you for your assistance in processing this filing.

ACK [check] Yours very truly,

AFA _____

APP _____

CAF [Signature]

CMU [Signature] Laura L. Wilson
Vice President, Regulatory Affairs

EAC _____ Enclosures

LEG [1]

LIN [5] cc: Mr. Steven E. Wilkerson
All Parties of Record

RCH _____ RECEIVED & FILED

SEC [1] [Signature]

WAS _____ EPSC-BUREAU OF RECORDS

OTH _____ 310 North Monroe Street • Tallahassee, Florida 32301 • (904) 681-1990 FAX (904) 681-9676-2

DOCUMENT NUMBER-DATE

06712 JUL 25

**ORIGINAL
FILE COPY**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Consideration of BellSouth)
Telecommunications, Inc. entry into)
InterLATA services pursuant to Section)
271 of the Federal Telecommunications)
Act of 1996.)
_____)

Docket No. 960786-TP
Filed: July 2, 1997

**THE FLORIDA CABLE TELECOMMUNICATIONS ASSOCIATION'S
PETITION TO INTERVENE**

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

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

Laura L. Wilson
Charles F. Dudley
Florida Cable Telecommunications Association
310 North Monroe Street
Tallahassee, FL 32301
(904) 681-1990 phone
(904) 681-9676 fax

2. FCTA is the principle trade association of the cable telecommunications industry in Florida. FCTA represents and requests intervention in this proceeding on behalf of its members' certificated telecommunications companies who are authorized to provide local, intraLATA and interLATA interexchange services in the State of Florida. These telecommunications companies are: Coxcom, Inc., Comcast MH Telephony, Comcast Telephony Communications, Time Warner Connect, Hyperion Telecommunications, Inc., Media One Fiber Technologies, Inc. and Media One Florida Telecommunications, Inc. FCTA's business address is:

Florida Cable Telecommunications Association
310 North Monroe Street
Tallahassee, FL 32301
(904) 681-1990 phone
(904) 681-9676 fax

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FPSC-RECORDS/REPORTING

FCTA's Substantial Interests

3. The Commission has opened this docket in anticipation of BellSouth Telecommunications, Inc.'s (BellSouth) filing with the Federal Communications Commission (FCC) seeking permission to enter the interLATA market. The Telecommunications Act of 1996 (the Act), specifically Section 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 Section 271 and other related sections, including Section 251. The conditions set forth in the 14 point checklist, as well as the other requirements of Section 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. See Section 271(d) (2) (B).

4. The Commission has determined that before providing its consultation to the FCC, it will hold an evidentiary hearing in September, 1997. In its consultation role, the Commission has sought relevant information through discovery requests to parties to this proceeding as well as to ALECs/IXCs who are not parties. The Commission is actively pursuing the input of a wide range of certificated telecommunications companies who are similarly situated with the aforementioned companies represented by FCTA. FCTA's intervention will facilitate the participation of multiple telecommunications companies in furtherance of the Commission's expedited inquiry in this matter.

5. FCTA's substantial interests will be affected by the action which the Commission takes in this docket because its members are certificated providers of local, intraLATA and interLATA services, who must also purchase the elements of such services from BellSouth. Thus,

they have a substantial interest in ensuring that the requirements of Section 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 Section 271.

Ultimate Issues of Fact

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

Statutes and Rules

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

WHEREFORE, FCTA requests that it be permitted to intervene in this proceeding on behalf of the aforementioned certificated telecommunications companies as a full party of record.



Laura L. Wilson
Charles F. Dudley
Florida Cable Telecommunications Association
310 North Monroe Street
Tallahassee, FL 32301
(904) 681-1990 phone
(904) 681-9676 fax

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Florida Cable Telecommunications Association's Petition to Intervene has been furnished by hand delivery* or by fax and overnight mail** to the following parties of record, this 2nd day of July, 1997.

Monica Barone*
Florida Public Service Commission
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Laura L. Wilson