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April 23, 2003

VIA FEDERAL EXPRESS

Mrs. Blanca S. Bayo
Director, Division of the Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

Re: Petition by MPower Communications, Corp. and Florida Digital Network for Expedited Temporary and Permanent Relief Against BellSouth Telecommunications, Inc. For Alleged Anticompetitive Conduct Regarding Florida Digital Network, Inc.'s Proposed Acquisition of Assets and Customer Base of MPower Communications, Corp.
Docket No. 030301-TP

Dear Mrs. Bayo:

Please find enclosed for filing in your office the original and fifteen (15) copies of Petition for Intervention in the above reference docket on behalf of Comcast Phone of Florida, LLC.

Please stamp two (2) copies of the Petition in the usual manner and return to us via the enclosed envelope.

If you have any questions, please do not hesitate to contact me at 404-888-7437.

Sincerely yours,

Loretta A. Cecil

Enc.

DOCUMENT NUMBER DATE
GEORGIA / NORTH CAROLINA / SOUTH CAROLINA / VIRGINIA / WASHINGTON
03727 APR 23 03
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by MPower Communications,)
Corp. and Florida Digital Network for)
Expedited Temporary and Permanent Relief)
Against BellSouth Telecommunications, Inc.)
For Alleged Anticompetitive Conduct)
Regarding Florida Digital Network, Inc.'s)
Proposed Acquisition of Assets and)
Customer Base of MPower)
Communications, Corp.)
_____)

Docket No. 030301-TP

Filed: April 23, 2003

PETITION TO INTERVENE

COMES NOW Comcast Phone of Florida, LLC ("Comcast") and, pursuant to Rule 25-22.039, Florida Administrative Code, hereby files this Petition to Intervene with the Florida Public Service Commission ("Commission") in the above-referenced docket. Comcast respectfully requests that the Commission grant this Petition designating Comcast as a party of record and affording it all applicable rights under Florida law and the rules and regulations of this Commission. In support thereof, Comcast respectfully shows as follows:

1. Petitioner's principal place of business is:

Comcast Phone of Florida, LLC
1500 Market Street
34th Floor, East Tower
Philadelphia, Pennsylvania 19102

2. All pleadings, orders, notices and other correspondence with respect to this docket should be addressed to:

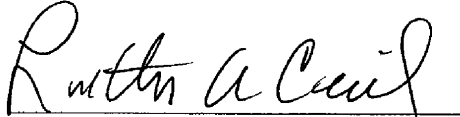
Loretta A. Cecil, Esq.
Womble Carlyle Sandridge & Rice, PLLC
Suite 3500
1201 West Peachtree Street
Atlanta, GA 30309
(404) 888-7437
Email: lcecil@wcsr.com

3. Comcast has been duly certified by the Commission to be an alternative local exchange telecommunications company ("ALEC") under Certificate No. 4404, and an interexchange company ("IXC") under Certificate No. 7834. As such, Comcast is subject to the rules, regulations and orders of the Commission, and such rules, regulations and orders that impact Comcast's ability to provide local exchange and intrastate interexchange services in Florida.

4. As an ALEC, Comcast must utilize BellSouth Telecommunications, Inc.'s ("BellSouth") operations support systems and other related BellSouth systems using various carrier identification information in order to provide local exchange services in Florida. Accordingly, Comcast's substantial interests will be affected by any action that the Commission takes in this docket regarding such carrier identification information and BellSouth's obligations regarding the same.

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

Respectfully submitted, this the 23rd day of April, 2003.

By: 

Loretta A. Cecil, Esq.

FL Bar No. 358983

Womble Carlyle Sandridge & Rice, PLLC

Suite 3500

1201 West Peachtree Street

Atlanta, GA 30309

Attorney for Comcast Phone of Florida, LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that copy of the foregoing Petition to Intervene by Comcast Phone of Florida, LLC was served upon the parties of record by electronic mail and first-class, postage paid U. S. Mail.

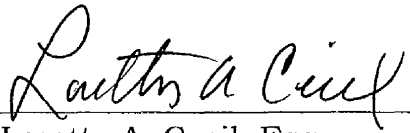
This the 23rd day of April, 2003.

Wayne Knight, Staff Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

BellSouth Telecommunications, Inc.
Ms. Nancy B. White
c/o Ms. Nancy H. Sims
150 South Monroe Street, Suite 400
Tallahassee, FL 32301-1556
Phone: (850) 224-7798
Fax: (850) 222-8640
Email: nancy.sims@bellsouth.com

Florida Digital Network, Inc.
Mr. Matthew Feil
390 North Orange Avenue, Suite 2000
Orlando, FL 32801-1640
Phone: (407) 835-0460
Fax: (407) 835-0309
Email: mfeil@floridadigital.net

MPower Communications Corp.
Richard Heatter/Russell I. Zuckerman
175 Sully's Trail, Suite 300
Pittsford, NY 14534-4558
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