



ORIGINAL

RECEIVED-PPSC

03 DEC -3 AM 10: 28

COMMISSION  
CLERK

December 2, 2003

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

via Overnight Mail

Re: Docket No. 030851-TP – In re: Implementation of Requirements arising from  
Federal Communications Commission Triennial UNE Review: Local Circuit Switching  
for Mass Market Customers

Dear Ms. Bayó:

Enclosed please find an original and seven (7) copies of FDN Communications' Petition  
to Intervene, along with a diskette containing the Petition.

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

Sincerely,

Matthew Feil  
General Counsel  
FDN Communications

AUS  
CAF  
CMP  
COM 5  
CTR  
ECR  
GCL  
OPC  
MMS  
SEC  
OTH

to Hong

LOCAL

LONG DISTANCE

390 North Orange Avenue Suite 2000 Orlando, FL 32801  
407.835.0300 Fax 407.835.0309 www.fdn.com

DOCUMENT NUMBER DATE

12275 DEC-3 03

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

Docket 030851-TP

I hereby certify that a copy of the foregoing was sent by e-mail and regular mail to the persons listed below, other than those marked with an (\*) who have been sent a copy via overnight mail, this 2 day of December, 2003.

BellSouth Telecommunications, Inc.  
R. Lackey/M. Mays/N. White/J. Meza/A. Shore  
c/o Ms. Nancy H. Sims  
150 South Monroe Street  
Suite 400  
Tallahassee, FL 32301-1556  
[nancy.sims@bellsouth.com](mailto:nancy.sims@bellsouth.com)

Mr. Adam Teitzman/Jason Rojas  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
[ateitzma@psc.state.fl.us](mailto:ateitzma@psc.state.fl.us)  
[jrojas@psc.state.fl.us](mailto:jrojas@psc.state.fl.us)

McWhirter Law Firm  
Vicki Kaufman  
117 South Gadsden Street  
Tallahassee, FL 32301  
[vkaufman@mac-law.com](mailto:vkaufman@mac-law.com)

Covad Communications Company  
Mr. Charles E. Watkins  
1230 Peachtree Street, N.E.  
19<sup>th</sup> Floor  
Atlanta, GA 30309-3574  
[gwatkins@covad.com](mailto:gwatkins@covad.com)

Verizon Florida, Inc.  
Richard Chapkis/Kimberly Caswell  
One Tampa City Center  
201 North Franklin Street (33602)  
P.O. Box 110, FLTC 0007  
Tampa, FL 33601-0110  
[Richard.chapkis@verizon.com](mailto:Richard.chapkis@verizon.com)

Florida Cable Telecom Assoc., Inc.  
Michael A. Gross  
246 East 6<sup>th</sup> Avenue  
Suite 100  
Tallahassee, FL 32303  
[mgross@fcta.com](mailto:mgross@fcta.com)

AT&T Communications of the  
Southern States, LLC  
Ms. Lisa A. Sapper  
1200 Peachtree Street, N.E.  
Suite 8100  
Atlanta, GA 30309-3579  
[lisariley@att.com](mailto:lisariley@att.com)

AT&T  
Tracy Hatch  
101 North Monroe Street  
Suite 700  
Tallahassee, FL 32301-1549  
[thatch@att.com](mailto:thatch@att.com)

ITC DeltaCom  
Ms. Nanette S. Edwards  
4092 South Memorial Parkway  
Huntsville, AL 35802-4343  
[nedwards@itcdeltacom.com](mailto:nedwards@itcdeltacom.com)

Florida Competitive Carriers Assoc  
C/O McWhirter Law Firm  
Joseph McGlothlin/Vicki Kaufman  
117 South Gadsden Street  
Tallahassee, FL 32301  
[jmglotthlin@mac-law.com](mailto:jmglotthlin@mac-law.com)

DOCUMENT NUMBER-DA

12275 DEC-31

FPSC-COMMISSION CLE

KMC Telecom III, LLC  
Marva Brown Johnson, Esq.  
1755 North Brown Road  
Lawrenceville, GA 30043-8119  
[marva.johnson@kmctelecom.com](mailto:marva.johnson@kmctelecom.com)

Messer Law Firm  
Floyd Self/Norman Horton  
P.O. Box 1876  
Tallahassee, FL 32302-1876  
[fself@lawfla.com](mailto:fself@lawfla.com)  
[nhorton@lawfla.com](mailto:nhorton@lawfla.com)

Sprint Communications Corp.  
Susan Masterton  
P.O. Box 2214  
Tallahassee, FL 32316-2214  
[susan.masterton@mail.sprint.com](mailto:susan.masterton@mail.sprint.com)

Allegiance Telecom, Inc.  
Jeffrey J. Binder  
1919 M Street, N.W.  
Suite 420  
Washington, DC 20037  
[Jeff.binder@aglx.com](mailto:Jeff.binder@aglx.com)

Moyle Law Firm  
Jon Moyle, Jr.  
The Perkins House  
118 N Gadsden Street  
Tallahassee, FL 32301  
[jmoylejr@moylelaw.com](mailto:jmoylejr@moylelaw.com)

MCI WorldCom Communications, Inc.  
Ms. Donna C. McNulty  
1203 Governors Square Boulevard  
Suite 201  
Tallahassee, FL 32301-2960  
[donna.mcnutly@wcom.com](mailto:donna.mcnutly@wcom.com)

MCI WorldCom Communications, Inc.  
De O'Roark, Esq.  
Six Concourse Parkway  
Suite 3200  
Atlanta, GA 30328  
[de.oroark@wcom.com](mailto:de.oroark@wcom.com)

Xspedius Communications  
Ms. Rabinai E. Carson  
5555 Winghaven Boulevard  
Suite 300  
O'Fallon, MO 63366-3868  
[rabinai.carson@xspedius.com](mailto:rabinai.carson@xspedius.com)

Allegiance Telecom, Inc. (IL)  
Terry Larkin  
700 East Butterfield Road  
Lombard, IL 60148  
[Terry.larkin@algx.com](mailto:Terry.larkin@algx.com)

NuVox Communications, Inc.  
Bo Russell  
301 North Main Street  
Greenville, SC 29601-7323

Supra Telecom  
Jonathan Audu  
1311 Executive Center Drive Suite 220  
Tallahassee, FL 32301-5027  
[Jonathan.audu@stis.com](mailto:Jonathan.audu@stis.com)

Supra Telecom  
Jorge Cruz-Bastillo  
2620 S.W. 27<sup>th</sup> Avenue  
Miami, FL 33133-3005  
[jorge.cruz-bastillo@stis.com](mailto:jorge.cruz-bastillo@stis.com)

NewSouth Communications Corp.  
Jake E. Jennings  
Two North Main Center  
Greenville, SC 29601-2719  
Email: [jejennings@newsouth.com](mailto:jejennings@newsouth.com)

Comm. South Companies, Inc.  
Sheri Pringle  
P.O. Box 570159  
Dallas, TX 75357-9900  
Email: [springle@commsouth.net](mailto:springle@commsouth.net)

Granite Telecommunications, LLC  
Rand Currier/Geoff Cookman  
234 Copeland Street  
Quincy, MA 02169-4005  
Email: [rcurrier@granitenet.com](mailto:rcurrier@granitenet.com)

NOW Communications, Inc.  
Mr. R. Scott Seab  
711 South Tejon Street, Suite 201  
Colorado Springs, CO 80903-4054  
Email: [rss@nowcommunications.com](mailto:rss@nowcommunications.com)

Tier 3 Communications  
Kim Brown  
2235 First Street, Suite 217  
Ft. Myers, FL 33901-2981  
Email: [steve@tier3communications.net](mailto:steve@tier3communications.net)

Access Integrated Networks, Inc.  
Mr. Mark A. Ozanick  
4885 Riverside Drive, Suite 107  
Macon, GA 31210-1148  
Email: [mark.ozanick@accesscomm.com](mailto:mark.ozanick@accesscomm.com)

Firstmile Technologies, LLC  
Michael Farmer  
750 Liberty Drive  
Westfield, IN 46074-8844  
Email: [mfarmer@gotown.net](mailto:mfarmer@gotown.net)

Miller Isar, Inc.  
Andrew O. Isar  
7901 Skansie Avenue, St. 240  
Gig Harbor, WA 98335  
Email: [aisar@millerisar.com](mailto:aisar@millerisar.com)

Phone Club Corporation  
Carlos Jordan  
168 S.E. 1<sup>st</sup> Street, Suite 705  
Miami, FL 33131-1423  
Email: [phoneclubcorp@aol.com](mailto:phoneclubcorp@aol.com)

Universal Telecom, Inc.  
Jennifer Hart  
P.O. Box 679  
LaGrange, KY 40031-0679  
Email: [Jenniferh@universaltelecominc.com](mailto:Jenniferh@universaltelecominc.com)



Matthew Feil  
Scott A. Kassman  
FDN Communications  
390 North Orange Avenue  
Suite 2000  
Orlando, FL 32801  
(407) 835-0460  
(407) 447-6636  
[mfeil@mail.fdn.com](mailto:mfeil@mail.fdn.com)  
[skassman@mail.fdn.com](mailto:skassman@mail.fdn.com)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of requirements arising ) Docket No. 030851-TP
from Federal Communications Commission )
triennial UNE review: Local Circuit Switching )
for Mass Market Customers. )

PETITION TO INTERVENE
OF
FDN COMMUNICATIONS

Pursuant to Rules 25-22.039 and 28-106.201(2), Florida Administration Code,
Florida Digital Network, Inc. d/b/a FDN Communications ("FDN") files this Petition to
Intervene with the Florida Public Service Commission ("Commission") in the above-
referenced docket. In support hereof, FDN states as follows:

- 1. Petitioner's full name and principal place of business are:

FDN Communications
390 North Orange Avenue
Suite 2000
Orlando, FL 32801

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

Matthew Feil
FDN Communications
390 North Orange Avenue
Suite 2000
Orlando, FL 32801
(407) 835-0460
mfeil@mail.fdn.com

Scott A. Kassman
FDN Communications
390 North Orange Avenue
Suite 2000
Orlando, FL 32801
(407) 447-6636
skassman@mail.fdn.com

- 3. FDN is a duly certified alternative local exchange telecommunications carrier
("ALEC") in Florida. As such, FDN is subject to the rules, regulations and orders of the

Commission, and such rules, regulations and orders impact FDN's ability to provide local exchange telecommunications service in the state of Florida.

4. The Commission's decision in this proceeding will have a direct impact on FDN, as an ALEC which competes for customers and purchases UNEs in this state.

WHEREFORE, FDN requests that the Commission issue an order permitting FDN to intervene in this proceeding, affording FDN party status consistent its rules, and directing all parties to serve on FDN all filings hereafter made in this case.

Respectfully submitted this 27 day of December 2003,



Matthew Feil  
FDN Communications  
390 North Orange Avenue  
Suite 2000  
Orlando, FL 32801  
(407) 835-0460  
[mfeil@mail.fdn.com](mailto:mfeil@mail.fdn.com)