

**BEFORE THE FLORIDA  
PUBLIC SERVICE COMMISSION**

Petition of Verizon Florida Inc. for Arbitration of an Amendment to Interconnection Agreements with Competitive Local Exchange Carriers and Commercial Mobile Radio Service Providers in Florida Pursuant to Section 252 of the Communications Act of 1934, as Amended, and the *Triennial Review Order*

Docket No. 040156-TP

Dated April 12, 2004

**REQUEST FOR REPRESENTATION  
BY A QUALIFIED REPRESENTATIVE**

ACN Communication Services, Inc., Adelphia Business Solutions Operations, Inc. d/b/a Tel-Cove; Allegiance Telecom, Inc., DSLnet Communications, LLC, PAETEC Communications, Inc., and ICG Telecom Group, Inc. (collectively the "Competitive Carrier Coalition" or "Coalition"),<sup>1</sup> 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 members of the Coalition submit a written request to the presiding officer in the event that Coalition members elect to be represented before the Commission by a qualified representative. The Coalition hereby submits such a request.

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

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<sup>1</sup> The Coalition also includes Florida Digital Network, Inc. ("FDN"). Mr. Sloan has already obtained Qualified Representative status to represent FDN in all proceedings before the Commission. See Order Approving Qualified Representative Status, *In re: Applications for Qualified Representative Status*, FL PSC Docket No. 040064-OT, Order No. PSC-04-0362-FOF-OT (April 5, 2004).

DOCUMENT NUMBER - DATE

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FPSC-COMMISSION CLERK

Michael C. Sloan  
Swidler Berlin Shereff Friedman, LLP  
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Washington, D.C. 20007-5116  
Telephone: 202/295-8458  
Facsimile: 202/424-7643

3. Consistent with Rule 28-106.106(2)(b), the Coalition hereby affirms that it is aware of the services Mr. Sloan can provide and further, that the Coalition can elect to be represented solely by "counsel," as that term is defined by Rule 28-106.106(1).

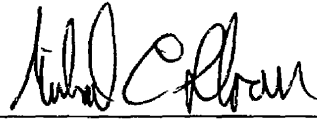
4. The Coalition submits that Mr. Sloan possess the necessary qualifications to responsibly represent its interests in this matter. In this regard, Mr. Sloan's qualifications are set forth in the attached affidavit.

5. As reflected in Mr. Sloan'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, (iv) has extensive experience before the Commission, and (v) 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. Sloan will conduct himself consistent with the standards set forth in Rule 28-106.107, and Mr. Sloan has acquired or will acquire actual knowledge of the factual and legal issues involved insofar as his representation of the Coalition and its members is concerned in the above-referenced proceeding.

**WHEREFORE**, for the above and foregoing reasons, the Competitive Carrier Coalition requests that Mr. Sloan be permitted to appear as qualified representatives on its behalf.

Respectfully submitted this 12<sup>th</sup> day of April, 2004,



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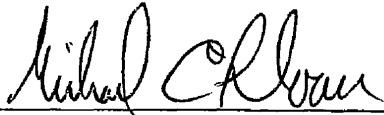
Dated April 12, 2004

**AFFIDAVIT OF MICHAEL C. SLOAN**

I, Michael C. Sloan, 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 District of Columbia Bar 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 appeared before the Commission as a qualified representative in several other proceedings, including Case Docket No. 990649-TP and Docket No. 010098-TP.
4. 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.
5. 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.

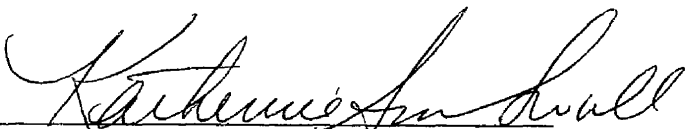
I declare that the foregoing is true and correct based on my knowledge, information, and belief.

  
Michael C. Sloan

The District of Columbia    )

BEFORE ME, the undersigned Notary Public, on this day personally appeared Michael C. Sloan, 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 12<sup>th</sup> day of April 2004, 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, 2007

**Katherine Ann Swall**  
Notary Public in and for  
The District of Columbia

