

**REQUEST TO ESTABLISH DOCKET**

(Please Type)

<b>Date:</b>	1/5/2005	<b>Docket No.:</b>	050014 - TA
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**1. Division Name/Staff Name:** | Division Of Competitive Markets & Enforcement/Isler

**2. OPR:** Division Of Competitive Markets & Enforcement

**3. OCR:** Office Of The General Counsel

**4. Suggested Docket Title:** Request for cancellation of AAV Certificate No. 2939 by Intermedia Communications, Inc.,

- 5. Suggested Docket Mailing List (attach separate sheet if necessary)**
- A. Provide NAMES OR ACRONYMS ONLY if a regulated company.
  - B. Provide COMPLETE NAME AND ADDRESS for all others. (Match representatives to companies.)

**1. Parties and their representatives (if any):**


**2. Interested persons and their representatives (if any):**


**6. Check one:**

- Documentation is attached.
- Documentation will be provided with recommendation.

DOCUMENT NUMBER-DATE

00149 JAN-5 05

**Paula Isler**

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**From:** Donna McNulty  
**Sent:** Tuesday, January 04, 2005 3:02 PM  
**To:** Paula Isler; 'Floyd Self'  
**Subject:** RE: Intermedia Communications, Inc.

Thanks, Paula.

-----Original Message-----

**From:** Paula Isler [mailto:PIsler@PSC.STATE.FL.US]  
**Sent:** Tuesday, January 04, 2005 2:55 PM  
**To:** Donna McNulty; Floyd Self  
**Subject:** RE: Intermedia Communications, Inc.

Thanks, I will open the dockets tomorrow and make the effective date 12/31/04 on all three certificates.

Paula

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**From:** Donna McNulty  
**Sent:** Tuesday, January 04, 2005 2:39 PM  
**To:** Paula Isler; 'Floyd Self'  
**Subject:** RE: Intermedia Communications, Inc.

Paula,

I am writing to respond to your questions regarding the cancellation of the Intermedia certificates.

- 1) Yes, all three Intermedia certificates should be cancelled (AAV/CLEC, IXC, and STS).
- 2) The regulatory assessment fees are scheduled to be paid by the normal due date of January 30, 2005.
- 3) MCI requests that the cancellation be made effective December 31, 2004 as requested.

If you have any additional questions, please contact me at your earliest convenience. I appreciate your patience and assistance with this matter.

Donna  
219-1008

-----Original Message-----

**From:** Paula Isler [mailto:PIsler@PSC.STATE.FL.US]  
**Sent:** Thursday, December 16, 2004 2:39 PM  
**To:** Floyd Self  
**Cc:** Donna McNulty  
**Subject:** RE: Intermedia Communications, Inc.

Good afternoon. Just a "gentle reminder" that I have not received an answer yet.  
Thanks.

Paula Isler

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**From:** Floyd Self [mailto:fself@lawfla.com]

**Sent:** Monday, December 06, 2004 9:02 AM  
**To:** Paula Isler  
**Cc:** Donna McNulty  
**Subject:** Re: Intermedia Communications, Inc.

Paula,

Sorry this has taken so long to respond to you.

MCI is investigating your questions and does not yet have an answer. However, they expect to get this resolved in the next few days. Donna or I will get back to you as soon as we can.

Thanks.

\*\*\*\*\*

Floyd R. Self, Esq.  
Messer, Caparello & Self, P.A.  
Direct Phone: 850-425-5213  
Email Address: <[fself@lawfla.com](mailto:fself@lawfla.com)>  
Web Address: <[www.lawfla.com](http://www.lawfla.com)>

\*\*\*\*\*

>>> "Paula Isler" <[PIsler@PSC.STATE.FL.US](mailto:PIsler@PSC.STATE.FL.US)> 11/29/2004 4:46:03 PM >>>  
Dear Mr. Self:

Three things. (1) I was about to docket your request for cancellation of Intermedia's certificate and wanted to confirm with you about which one(s). Intermedia has three certificates (TA001 an alternative access vendor certificate, TI857 an interexchange telecommunications registration, and TS173 a shared tenant service certificate). Please advise which certificates/registration you want cancelled. (2) I need a short statement from you advising that the 2004 Regulatory Assessment Fee(s) will be paid by the normal due date of January 30, 2005. (3) Please confirm that you want the effective date of the cancellation(s) to be December 31, 2004.

Thanks.

Paula Isler  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850  
(850) 413-6502-Phone  
(850) 413-6503-Fax  
[Pisler@psc.state.fl.us](mailto:Pisler@psc.state.fl.us)

ORIGINAL

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Messer, Caparello & Self  
A Professional Association

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04 NOV -8 PM 4: 28

Post Office Box 1876  
Tallahassee, Florida 32302-1876  
Internet: www.lawfla.com

COMMISSION  
CLERK

November 8, 2004

**VIA HAND DELIVERY**

Ms. Blanco S. Bayó, Director  
Division of Commission Clerk and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399

Re: Notification of the Merger of Intermedia Communications, Inc. and MCImetro Access Transmission Services LLC Undertaken to Streamline MCI, Inc.'s Corporate Structure

Dear Ms. Bayó:

MCI, Inc. ("MCI"), by its undersigned counsel, and on behalf of its subsidiaries Intermedia Communications, Inc. ("Intermedia") and MCImetro Access Transmission Services LLC ("MCImetro" and, together with Intermedia, "MCI"), hereby respectfully notifies the Florida Public Service Commission (the "Commission") of the corporate merger of Intermedia into MCImetro (the "Merger"), undertaken to streamline MCI's corporate structure, including the transfer of Intermedia's telephone assets and the cancellation of Intermedia's certificate of public convenience and necessity. The Merger is to be completed by December 31, 2004.

**CMP Kennedy I. DESCRIPTION OF MCI, INC.**

COM \_\_\_\_\_ MCI, Inc. is currently a global telecommunications company organized and existing  
CTR \_\_\_\_\_ under the laws of the State of Delaware with its principal place of business located at 22001  
ECR \_\_\_\_\_ Loudoun County Parkway, Ashburn, Virginia, 20147. Through various operating subsidiaries,  
GCL \_\_\_\_\_ including the Florida operating subsidiaries, MCI, Inc. provides international and domestic  
OPC \_\_\_\_\_ interstate, intrastate and local telecommunications services in each of the 50 states, the District of  
MMS \_\_\_\_\_ Columbia, Puerto Rico and the U.S. Virgin Islands. MCI, Inc.'s telecommunications offerings  
are comprehensive in scale and scope and include virtually every type of voice and data service.  
Additional information about MCI, Inc. is available at [www.mci.com](http://www.mci.com).

RCA \_\_\_\_\_ MCI, Inc. is the parent company of various operating subsidiaries; it offers no services  
SCR \_\_\_\_\_ directly to the public and holds no certificates of public convenience and necessity issued by the

SEC   1   RECEIVED & FILED  
OTH \_\_\_\_\_

DOCUMENT NUMBER-DATE

12028 NOV-8 8

PPSC-BUREAU OF RECORDS  
AO 1224080.2

DOWNTOWN OFFICE, 215 South Monroe Street, Suite 701 • Tallahassee, FL 32301 • Phone (850) 222-0720 • Fax (850) 224-4359  
NORTHEAST OFFICE, 3116 Capital Circle, NE, Suite 5 • Tallahassee, FL 32308 • Phone (850) 668-8246 • Fax (850) 668-5613

PPSC-COMMISSION CLERK

Ms. Blanco S. Bayó, Director  
Division of Commission Clerk and Administrative Services  
Florida Public Service Commission  
November 8, 2004  
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Commission.<sup>1</sup> On October 31, 2003, MCI, Inc. (f/k/a WorldCom, Inc.) and 221 of its direct and indirect domestic subsidiaries emerged from Chapter 11 bankruptcy proceedings.<sup>2</sup> Throughout the bankruptcy reorganization proceedings, MCI, Inc. continued to operate its businesses, both in Florida and elsewhere, without interruption, maintained its state-of-the-art network; preserved service quality, and continued to expand the availability of innovative and competitive services.

The Merger is part of MCI, Inc.'s continuing effort to streamline its corporate legal structure to achieve certain operating efficiencies, cost savings, and administrative benefits. The more efficient structure will also reduce duplication of effort and confusion in MCI, Inc.'s dealings with regulators, other government agencies, vendors, and customers.

## II. CONTACT INFORMATION

Correspondence concerning this notification may be directed to:

Floyd R. Self, Esq.  
Messer, Caparello & Self, P.A.  
215 S. Monroe Street, Ste. 701  
Tallahassee, Florida 32301  
Phone: (850) 222-0720  
Fax: (850) 224-4359  
Email: [fself@lawfla.com](mailto:fself@lawfla.com)

With a copy to:

David Adelman, Esq.  
Sutherland Asbill & Brennan LLP  
999 Peachtree Street, N.E.  
Atlanta, Georgia 30309  
Phone: (404) 853-8000  
Fax: (404) 853-8806  
Email: [david.adelman@sablaw.com](mailto:david.adelman@sablaw.com)

And:

<sup>1</sup> A list of the certificates of public convenience and necessity currently held by MCI, Inc. subsidiaries in the State of Florida is provided in Exhibit 1.

<sup>2</sup> *In re WorldCom, Inc.*, Case No. 02-13533 (AJG) (S.D.N.Y.).

Ms. Blanco S. Bayó, Director  
Division of Commission Clerk and Administrative Services  
Florida Public Service Commission  
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Marsha Ward, Esq.  
MCI, Inc.  
6 Concourse Parkway, Ste. 600  
Atlanta, Georgia 30328  
Phone: (770) 284-5490  
Fax: (770) 284-5488  
Email: [marsha.ward@mci.com](mailto:marsha.ward@mci.com)

### **III. DESCRIPTION OF PROPOSED MERGER**

The Merger is an essential aspect of MCI's plan to streamline its corporate structure in a manner that will simplify administrative requirements for MCI, regulators and consumers. As shown in Exhibits 2A and 2B, MCI, Inc., the ultimate parent of Intermedia, will retain ultimate control of the surviving subsidiary, MCImetro. The Merger is expected to close December 31, 2004, as described below.

MCI, Inc. currently has six subsidiaries certificated in Florida: (i) Intermedia; (ii) MCImetro; (iii) MCI WorldCom Communications, Inc.; (iv) MCI WorldCom Network Services, Inc.; (v) SouthernNet, Inc. d/b/a Telecom USA; and (vi) TTI National, Inc. Each of these subsidiaries holds a separate certificate of public convenience and necessity and files its own tariffs separate from the other subsidiaries. The Intermedia certificate is in the name of Intermedia Communications, Inc., but as a part of MCI's emergence from bankruptcy, the corporate name was changed to Intermedia Communications, LLC, with the Florida Secretary of State's Division of Corporations. The Merger will result in Intermedia's assets being transferred to MCImetro. There are, however, no customers receiving services regulated by this Commission, hence the Merger will have no customer impact. In connection with the Merger, MCI requests that the Commission cancel the certificates of public convenience and necessity held by Intermedia. Thus, as shown in Exhibit 2B, post-Merger Intermedia will no longer be providing telecommunications services in Florida. Once the Merger closes, MCI will make the necessary filing to cancel the Intermedia tariff.

### **IV. EFFECT OF THE MERGER**

Intermedia has no retail intrastate voice customers. The retail local and long distance voice customers of Intermedia were migrated to other MCI (then WorldCom, Inc.)-affiliated services after Intermedia was purchased by WorldCom. Appropriate Commission approvals were obtained or notice provided for those transactions and prior notice was given the customers at that time. While the facilities, including local switches of Intermedia, will be merged into MCImetro, there is no customer impact.

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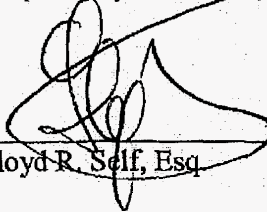
The Merger will result in a streamlined and more efficient corporate structure that achieves cost savings and eliminates administrative duplication, including overlapping reports and regulatory filings.

## V. CONCLUSION

MCI respectfully submits that the public interest, convenience, and necessity would be furthered by this Merger. In addition to ensuring an orderly streamlining of the corporate organization of MCI, the efficiencies of the Commission will be increased by having fewer MCI related entities to track and monitor.

An original and six copies of this notification are enclosed. MCI respectfully requests that the Commission date-stamp the enclosed extra copy of this filing and return it in the attached self-addressed, stamped envelope. Further information regarding the Merger is available at the request of the Commission.

Respectfully submitted,



Floyd R. Self, Esq.

Messer, Caparello & Self  
215 S. Monroe Street, Ste. 701  
Tallahassee, Florida 32301  
Phone: (850) 222-0720  
Fax: (850) 224-4359  
Email: [fself@lawfla.com](mailto:fself@lawfla.com)

cc: Marsha A. Ward, Esq.  
David I. Adelman, Esq.  
Donna McNulty, Esq.

Exhibit 1

CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY

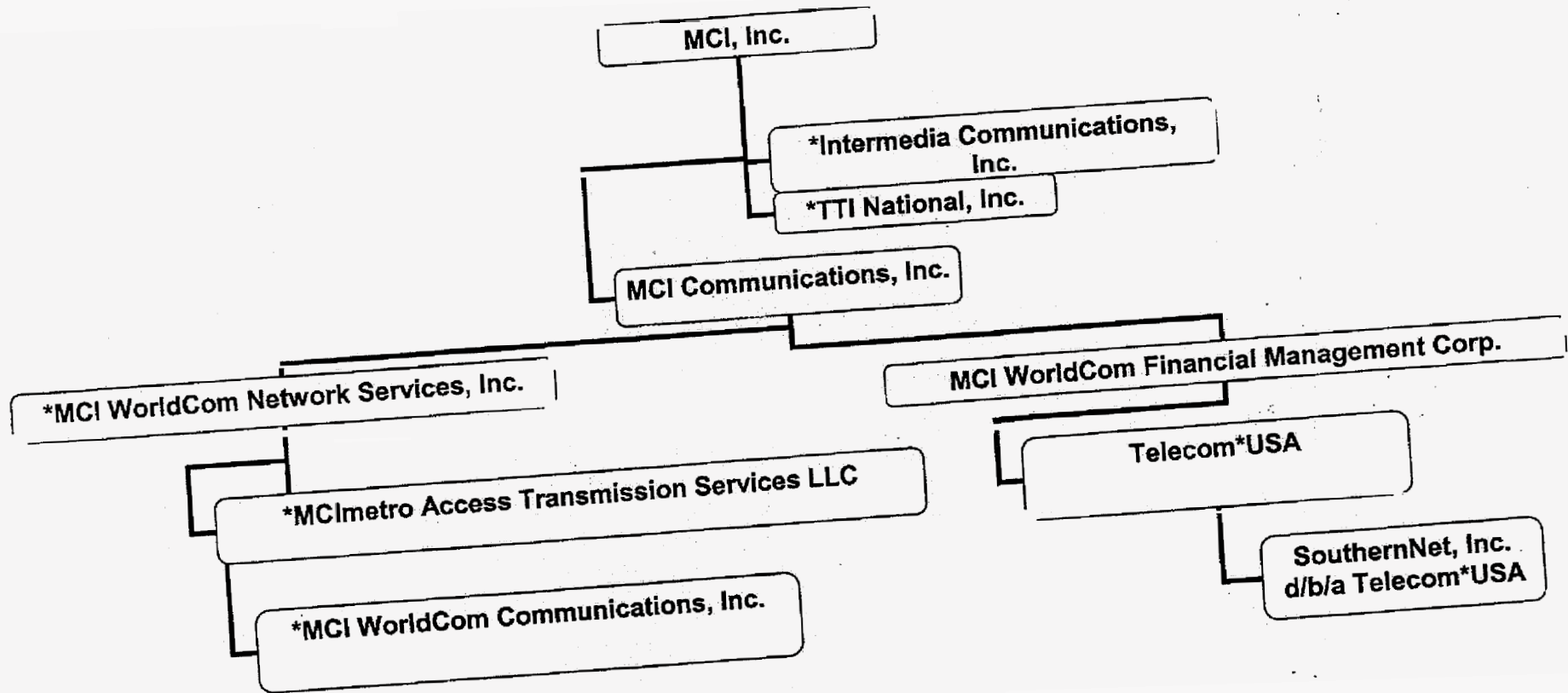
Entity	Authority
Intermedia Communications, Inc.	IXC, STS, ALEC
MCImetro Access Transmission Services LLC	ALEC
MCI WorldCom Communications, Inc.	IXC, STS
MCI WorldCom Network Service, Inc.	IXC
SouthernNet, Inc. d/b/a Telecom USA	IXC



Exhibit 2A

ORGANIZATIONAL CHARTS

**Florida Pre-Reorganization Structure**

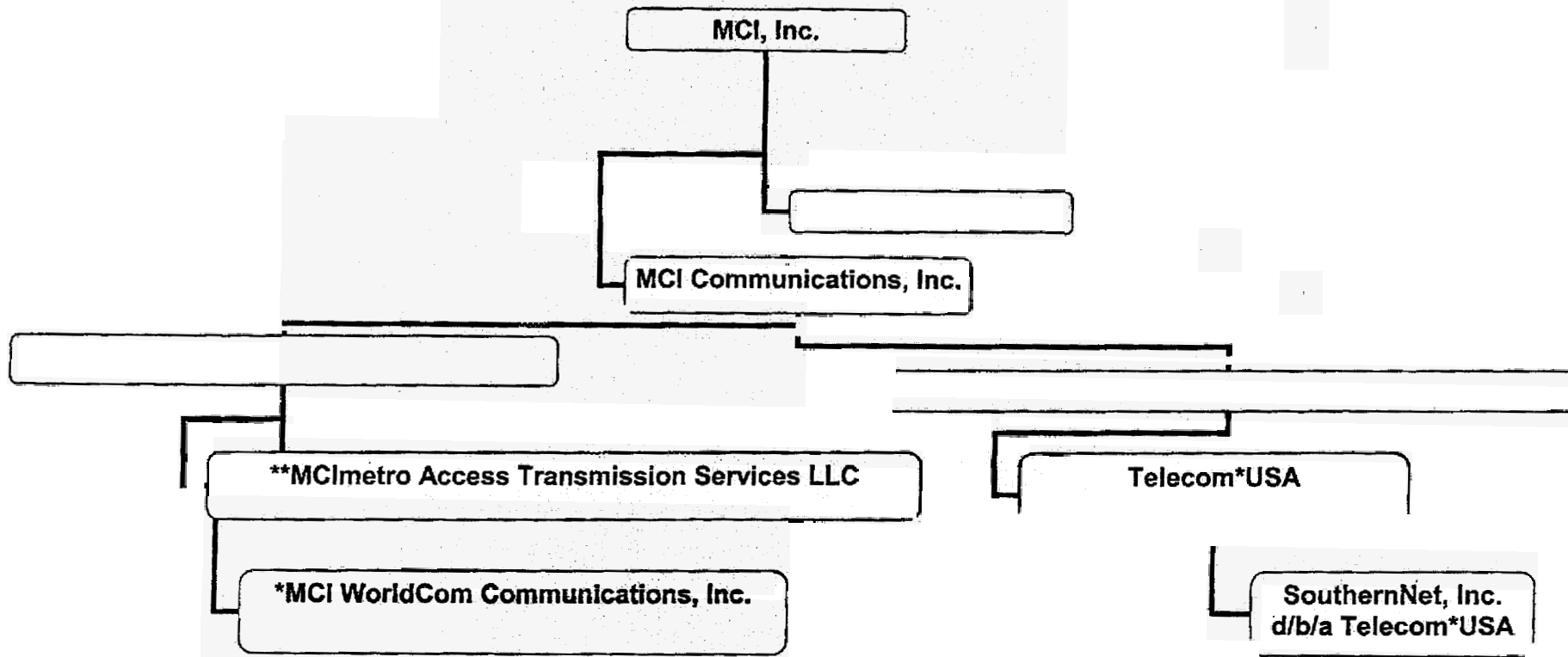


\*Denotes entities regulated by Commission

Exhibit 2B

ORGANIZATIONAL CHARTS

**Florida Post-Reorganization Structure**



\*Denotes entities regulated by Commission

\*\*Intermedia Communications, Inc. merges into MCImetro Access Transmission Services LLC

## MCD Company Information for TA001

Printed on 01/05/2005 at 13:43:03 by PJI

Company Code: TA001  
Complete Name: Intermedia Communications, Inc.  
Mailing Name: Intermedia Communications, Inc.  
Certificate No(s): 2939  
Status: Active  
Regulation Date: 01/17/1992  
Bankruptcy: Yes  
Company Liaison #1: Donna C. McNulty  
Title: Associate Counsel  
Mailing Address: 1203 Governors Square Blvd., Suite 201

Physical Location: Tallahassee, FL 32301-2960  
1203 Governors Square Blvd., Suite 201

Phone: Tallahassee, FL 32301-2960  
(850) 219-1008  
Fax: 219-1018

### Related Dockets:

- 910396-TA      **Petition for permanent and temporary authority to provide alternative access vendor services under Section 364.337(3), F.S., by INTERMEDIA COMMUNICATIONS OF FLORIDA, INC.**
- 921074-TP      **Petition for expanded interconnection for alternate access vendors within local exchange company central offices by INTERMEDIA COMMUNICATIONS OF FLORIDA, INC.**
- 960769-TP      **Request for approval of interconnection agreement between BellSouth Telecommunications, Inc. and Intermedia Communications of Florida, Inc.**
- 961068-TP      **Request for change in name on Interexchange Telecommunications Certificate No. 1565; Alternative Access Vendor Services and Alternative Local Exchange Telephone Certificate No. 2939; and Telephone Shared Tenant Certificate No. 4448 from Intermedia Communications of Florida, Inc. to Intermedia Communications Inc.**
- 970073-TP      **Petition of GTE Florida Incorporated for approval of resale agreement with Intermedia Communications, Inc., pursuant to the Telecommunications Act of 1996.**
- 970225-TP      **Petition by GTE Florida Incorporated for approval of interconnection, resale, and unbundling agreement with Intermedia Communications, Inc., pursuant to the Telecommunications Act of 1996.**
- 970314-TP      **Request for approval of amendments to interconnection agreement negotiated by BellSouth Telecommunications, Inc. and Intermedia Communications, Inc., pursuant to Sections 251, 252, and 271 of the Telecommunications Act of 1996.**
- 970548-TP      **Petition by Sprint-Florida, Incorporated for approval of interconnection and resale agreement with Intermedia Communications, Inc. pursuant to Section 252 of the Telecommunications Act of 1996.**
- 971035-TP      **Request by Vista-United Telecommunications for approval of traffic termination and billing agreement (interconnection agreement) with Intermedia Communications, Inc., pursuant to**

## **MCD Company Information for TA001**

**Printed on 01/05/2005 at 13:43:03 by PJI**

Section 252 of the Telecommunications Act of 1996.

- 971230-TP      **Request for approval by BellSouth Telecommunications, Inc. of amendment of resale agreement negotiated with Intermedia Communications, Inc. pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.**
- 980348-TP      **Joint request for approval of transfer of control of Interexchange Telecommunications Certificate No. 2656 and Alternative Local Exchange Telecommunications Certificate No. 4447 from National Telecommunications of Florida, Inc. d/b/a NationalTel to Sumter One Acquisition, Inc., a wholly-owned subsidiary of Intermedia Communications, Inc. (holder of IXC Certificate No. 1565 and ALEC Certificate No. 2939).**
- 980495-TP      **Complaint of Intermedia Communications, Inc. against BellSouth Telecommunications, Inc. for breach of terms of Florida Partial Interconnection Agreement under Sections 251 and 252 of the Telecommunications Act of 1996 and request for relief.**
- 980879-TP      **Request by BellSouth Telecommunications, Inc. for approval of amendment to interconnection agreement with Intermedia Communications, Inc. pursuant to Sections 251, 252, and 271 of the Telecommunications Act of 1996.**
- 980986-TP      **Request for arbitration concerning complaint of Intermedia Communications, Inc. against GTE Florida Incorporated for breach of terms of Florida partial interconnection agreement under Sections 251 and 252 of the Telecommunications Act of 1996, and request for relief.**
- 981642-TP      **Petition by Intermedia Communications, Inc. for arbitration with BellSouth Telecommunications, Inc. pursuant to the Telecommunications Act of 1996.**
- 981854-TP      **Request for arbitration concerning complaint of Intermedia Communications, Inc., and petition for emergency relief against GTE Florida Incorporated regarding request for physical collocation in specific central offices.**
- 990187-TP      **Request for approval of amendment to interconnection, unbundling, and resale agreement between BellSouth Telecommunications, Inc. and Intermedia Communications, Inc.**
- 991534-TP      **Request for arbitration concerning complaint of Intermedia Communications, Inc. against BellSouth Telecommunications, Inc. for breach of terms of interconnection agreement under Sections 251 and 252 of the Telecommunications Act of 1996, and request for relief.**
- 991558-TP      **Request by BellSouth Telecommunications, Inc. for approval of amendment to interconnection agreement with Intermedia Communications, Inc.**
- 991854-TP      **Petition of BellSouth Telecommunications, Inc. for Section 252(b) arbitration of interconnection agreement with Intermedia Communications, Inc.**

## MCD Company Information for TA001

Printed on 01/05/2005 at 13:43:03 by PJI

- 000690-TP Complaint by BellSouth Telecommunications, Inc. against Intermedia Communications, Inc., Phone One, Inc., NTC, Inc., and National Telephone of Florida regarding the reporting of percent interstate usage for compensation for jurisdictional access services.
- 000949-TP Request by BellSouth Telecommunications, Inc. for approval of interconnection, unbundling, resale, and collocation agreement with Intermedia Communications, Inc.
- 000994-TP Request by BellSouth Telecommunications, Inc. for approval of interconnection and unbundling agreement with Intermedia Communications, Inc.
- 001580-TP Request for approval of transfer of control of Intermedia Communications, Inc. (holder of AAV and ALEC Certificate No. 2939, IXC Certificate No. 1565, and STS Certificate No. 4448) to WorldCom, Inc.
- 001605-TP Request by BellSouth Telecommunications, Inc. for approval of interconnection, unbundling, resale, and collocation agreement with Intermedia Communications, Inc.
- 001663-TP Petition by Verizon Florida Inc. (f/k/a GTE Florida Incorporated) for approval of first amendment to interconnection, resale and unbundling agreement with Intermedia Communications, Inc.
- 010102-TP Investigation of proposed updates to the Routing Data Base System (RDBS) and Business Rating Input Database System (BRIDS) affecting the Tampa telecommunications carriers.
- 020390-TP Request by Sprint-Florida, Incorporated for approval of interconnection, unbundling, resale, and collocation agreement with Intermedia Communications, Inc.
- 020708-TP Request for approval of adoption of existing interconnection, unbundling, resale, and collocation agreement between MCI WorldCom Communications, Inc. and BellSouth Telecommunications, Inc. by Intermedia Communications, Inc.
- 020891-TP Petition for waiver of carrier selection requirements of Rule 25-4.118, F.A.C., by MCI WorldCom Communications, Inc. for transfer of multi-service customers from Intermedia Communications, Inc.
- 030318-TP Request for approval of two amendments to interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. and Intermedia Communications, Inc.
- 030840-TP Request for approval of Amendment No. One to interconnection, unbundling, resale, and collocation agreement between Sprint-Florida, Incorporated and Intermedia Communications, Inc.
- 040066-TP Petition for approval of Amendment No. 2 to interconnection, unbundling, and resale agreement between Intermedia Communications, Inc. and Verizon Florida Inc.
- 040099-TP Request for approval of two amendments to interconnection, unbundling, resale, and collocation agreement between BellSouth

## MCD Company Information for TA001

Printed on 01/05/2005 at 13:43:03 by PJI

- Telecommunications, Inc. and Intermedia Communications, Inc.
- 040165-TP Notice of adoption of existing interconnection, resale, unbundling, and collocation agreement between AT&T Communications of the Southern States, LLC and Verizon Florida Inc., by Intermedia Communications, Inc.
- 040291-TP Request for approval of amendment to interconnection agreement between BellSouth Telecommunications, Inc. and Intermedia Communications, Inc.
- 040636-TP Request for approval of amendment to interconnection, unbundling, resale, and collocation agreement between Verizon Florida Inc. and Intermedia Communications, Inc.
- 041109-TP Request for approval of amendment to interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. and Intermedia Communications, Inc.
- 041282-TP Request for approval of amendment to interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. and Intermedia Communications, Inc.
- 041310-TP Request for approval of Amendment No. 2 to interconnection, unbundling, resale, and collocation agreement between Sprint-Florida, Incorporated and Intermedia Communications, Inc.