

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into
pricing of unbundled network
elements.

DOCKET NO. 990649-TP
ORDER NO. PSC-00-0868-PCO-TP
ISSUED: May 2, 2000

ORDER GRANTING INTERVENTION

By Petition, BlueStar Networks, Inc. (BlueStar), has requested permission to intervene in this proceeding. BlueStar states that as a provider of local exchange services, the substantial interests of BlueStar will be affected by the Commission's actions in this proceeding. Because BlueStar purchases UNEs from BellSouth Telecommunications Company and other incumbent local exchange companies, any actions affecting the pricing of those UNEs will affect BlueStar's substantial interests.

Having reviewed the Petition, it appears that BlueStar's substantial interests, as a purchaser of UNEs from BellSouth, may be affected by this proceeding. Therefore, the Petition shall be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, BlueStar takes the case as it finds it.

Therefore, it is

ORDERED by the Florida Public Service Commission that the Petition for Leave to Intervene filed by BlueStar Networks, Inc., is hereby granted. It is further

ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents which may hereinafter be filed in this proceeding, to:

Vicki Gordon Kaufman
McWhirter, Reeves, McGlothlin, Davidson, Decker
Kaufman, Arnold & Steen, P.A.
117 South Gadsden
Tallahassee, Florida 32301
(850) 222-2525

Norton Cutler
General Counsel
BlueStar Networks, Inc.
40 Church Street

DOCUMENT NUMBER-DATE

05463 MAY-28

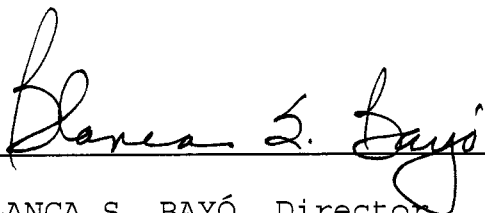
FPSC RECORDS REPORTING

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24th Floor
Nashville, Tennessee 37201
(615) 346-3848

Michael Bressman
Associate General Counsel
401 Church Street
24th Floor
Nashville, Tennessee 37201
(615) 346-6660

By ORDER of the Florida Public Service Commission, this 2nd
day of May, 2000.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

BK

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

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Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.

FLORIDA PUBLIC SERVICE COMMISSION - RECORDS AND REPORTING

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Item Presented

Agenda For (Date) _____ Order No. 00-868 In Docket No. 990649
Notice of _____ For (Date) _____ In Docket No. _____
Other _____

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May 2, 2000

00 MAY -2 PM 1:50

RECORDS AND REPORTING

TO: DIVISION OF RECORDS AND REPORTING
FROM: DIVISION OF LEGAL SERVICES (B. KEATING) *B/K*
RE: DOCKET NO. 990649-TP - INVESTIGATION INTO PRICING OF UNBUNDLED NETWORK ELEMENTS.

0868-PCD

Attached is an ORDER GRANTING INTERVENTION to be issued in the above-referenced docket. (Number of pages in order - 3)

BK/jmb
Attachment
cc: Division of Communications
I: 990649in.bk

*faxed -
mailed -
22/3*