

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into  
pricing of unbundled network  
elements.

DOCKET NO. 990649-TP  
ORDER NO. PSC-00-1076-PCO-TP  
ISSUED: June 5, 2000

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By Petition, Broadslate Networks of Florida, Inc. ("Broadslate"), has requested permission to intervene in this proceeding. Broadslate states that its substantial interests will be affected and determined by the Commission in this proceeding. Broadslate intends to provide SDSL services throughout the State of Florida. In order to do so, Broadslate will be purchasing unbundled network elements ("UNEs") from BellSouth, including unbundled copper loops ("UCLs"). BellSouth, however, has proposed UCL non-recurring charges that border on being cost-prohibitive for Broadslate and are significantly higher than those of other incumbent local exchange carriers. As a provider of SDSL services, Broadslate is concerned that its rights and interests cannot be adequately represented by any other party in this docket. Moreover, Broadslate's participation in this docket will in no way unduly delay this proceeding.

Having reviewed the Petition, it appears that Broadslate's substantial interests may be affected by this proceeding. As a company serving customers in Florida with the intent of offering services that would require access to unbundled network elements, Broadslate has demonstrated that its substantial interests may be affected by this proceeding. Therefore, the Petition shall be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, Broadslate 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 Broadslate Networks of Florida, Inc., is hereby granted. It is further

DOCUMENT NUMBER-DATE

06796 JUN-58

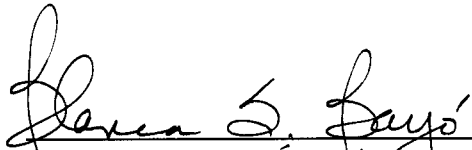
FPSC-RECORDS/REPORTING

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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:

Russell M. Blau  
Marc B. Rothschild  
Swidler Berlin Shereff Friedman, LLP  
3000 K Street, NW, Suite 300  
Washington, D.C. 20007-5116  
John Spilman  
Director Regulatory Affairs & Industry Relations  
Broadslate Networks, Inc.  
675 Peter Jefferson Parkway, Suite 310  
Charlottesville, Virginia 22911

By ORDER of the Florida Public Service Commission, this 5th day of June, 2000.

  
\_\_\_\_\_  
BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

WDK

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

Requisition for Photocopying and Mailing

Date 06 / 08 / 00  
Number of Originals 3 Copies Per Original 15  
Requested By Ruth

Item Presented

Agenda For (Date) \_\_\_\_\_ Order No. 00-1076 In Docket No. 990649  
Notice of \_\_\_\_\_ For (Date) \_\_\_\_\_ In Docket No. \_\_\_\_\_  
Other \_\_\_\_\_

Special Handling Instructions

Distribution/Mailing

Number	Distributed/ Mailed To	Number	Distribution/Mailed To
<u>25</u>	<u>Commission Offices</u>	_____	_____
<u>2</u>	<u>Docket Mailing List - Mailed</u>	_____	_____
<u>32</u>	<u>Docket Mailing List - Faxed</u>	_____	_____

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Date and Time Completed 6/9 Job Checked For Correctness and Quality (Initial) "

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M E M O R A N D U M

June 5, 2000

RECEIVED-FPSC

00 JUN -5 AM 10:21

TO: DIVISION OF RECORDS AND REPORTING  
FROM: DIVISION OF LEGAL SERVICES (KNIGHT) *WPK Dueford*  
RE: DOCKET NO. 990649-TP - INVESTIGATION INTO PRICING OF UNBUNDLED NETWORK ELEMENTS.

RECORDS AND REPORTING

1076-PCD

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

WDK/Janet Marie Brunson  
Attachment  
cc: Division of Communications  
I: 990649i3.jmb

*boxed  
mailed - 32/2*