

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into appropriate methods to compensate carriers for exchange of traffic subject to Section 251 of the Telecommunications Act of 1996.

DOCKET NO. 000075-TP
ORDER NO. PSC-00-1542-PCO-TP
ISSUED: August 24, 2000

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By Petition, Cox Florida Telcom, L.P. d/b/a Cox Communications (Cox) has requested permission to intervene in this proceeding. In support of its Petition, Cox states that it is a telecommunications company that has been duly certificated by this Commission as an alternative local exchange telecommunications company (ALEC) in Florida. Cox states that it is subject to the rules, regulations, and orders of this Commission, and such rules, regulations, and orders impact its ability to provide telecommunications services and to compete in Florida. Cox asserts that the proceeding will address the rate structure for exchange of traffic between telecommunications providers. Cox argues that as an ALEC, it exchanges traffic with incumbent local exchange companies and other ALECs in order to provide local exchange service. Cox concludes that its substantial interests will be affected by any action that this Commission takes in this docket regarding the rate structure for traffic exchange. No responses were filed.

Having reviewed the Petition, it appears that Cox's substantial interests may be affected by this proceeding because it operates as an ALEC in Florida and is subject to the rules, regulations, and orders of the Commission regarding rate structure for exchange of traffic between carriers in Florida. Therefore, the Petition shall be granted. Pursuant to Rule 22.039, Florida Administrative Code, Cox takes the case as it finds it.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the Petition to Intervene filed by Cox Florida Telcom, L.P. d/b/a Cox Communications is hereby granted. It is further

DOCUMENT NUMBER-DATE

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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:

Robert Scheffel Wright
Landers & Parsons, P.A.
310 West College Avenue
Post Office Box 271
Tallahassee, Florida

By ORDER of the Florida Public Service Commission this 24th day of August, 2000.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(S E A L)

DWC

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.

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