

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-01-0385-PCO-TP
ISSUED: February 14, 2001

ORDER GRANTING INTERVENTION

By Petition, TCG South Florida and Teleport Communications Group Inc. (collectively "TCG South Florida") have requested permission to intervene in this proceeding. TCG South Florida states that it is authorized by the Commission to provide local exchange service in Florida as an Alternative Local Exchange Telecommunications Company (ALEC). Further, as an ALEC, TCG South Florida exchanges traffic with incumbent local exchange companies and other ALECs in order to provide local exchange service. This proceeding will address issues concerning the delivery of Internet Service Provider (ISP) traffic, including whether the delivery of such traffic is subject to compensation under Section 251 of the Telecommunications Act of 1996 and the appropriate intercarrier compensation mechanism for the delivery of such traffic. Accordingly, TCG South Florida will be directly and substantially affected by the action by the Commission in this docket.

Having reviewed the Petition, it appears that TCG South Florida substantial interests may be affected by this proceeding because it provides alternative local exchange telecommunications services in Florida. Pursuant to Rule 25-22.039, Florida Administrative Code, TCG South Florida 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 TCG South Florida and Teleport Communications Group Inc., is hereby granted.

ORDERED that all parties to this proceeding shall furnish

DOCUMENT NUMBER-DATE

02105 FEB 14 2001

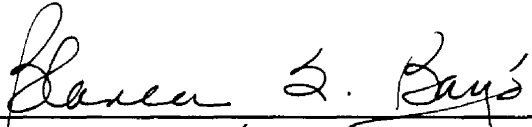
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copies of all testimony, exhibits, pleadings, and other documents which may hereinafter be filed in this proceeding, to:

Kenneth A. Hoffman, Esquire
Martin P. McDonnell, Esquire
Rutledge, Ecenia, Purnell & Hoffman, P.A.
P.O. Box 551
Tallahassee, Florida 32302

By ORDER of the Florida Public Service Commission this 14th Day of February, 2001.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

FRB

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.