

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by BellSouth Telecommunications, Inc. for investigation of wireless carriers' request for BellSouth to provide telecommunications service outside BellSouth's exchange.

DOCKET NO. 020868-TL
ORDER NO. PSC-02-1208-PCO-TL
ISSUED: September 4, 2002

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By Petition, Nextel Communications, Inc. (Nextel) has requested permission to intervene in this proceeding. Nextel states it is a Commercial Mobile Radio Service (CMRS) provider authorized by the Federal Communications Commission to provide wireless service nationwide, including in Florida. Furthermore, Nextel asserts that the action BellSouth Telecommunications, Inc. (BellSouth) has requested that the Commission take would involve all CMRS carriers, including Nextel by affecting their ability to provide service to its subscribers. Specifically, Nextel asserts that BellSouth's novel interconnection proposal would violate Nextel's interconnection rights and its related numbering rights under sections 251 and 252 of the Communications Act of 1934, as amended.

Having reviewed the Petition, it appears that Nextel's substantial interests may be affected by this proceeding because Nextel is a CMRS provider in Florida. Therefore, the Petition shall be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, Nextel 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 Nextel Communications, Inc., be and the same is hereby granted. It is further

DOCUMENT NUMBER-DATE

09334 SEP-4 02

FPSC-COMMISSION CLERK

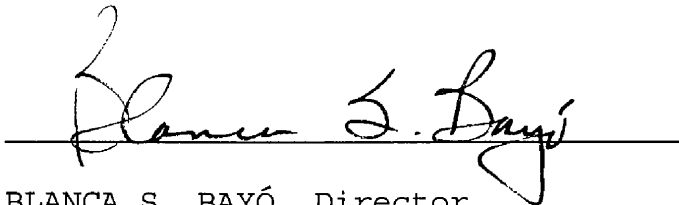
ORDER NO. PSC-02-1208-PCO-TL
DOCKET NO. 020868-TL
PAGE 2

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:

Joel Margolis
Nextel Communications, Inc.
2001 Edmund Halley Drive, Room # A 4017B
Reston, Virginia 20191
703-433-4223 (telephone)
703-433-4035 (fax)
joel.margolis@nextel.com

Vicki Gordon Kaufman
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117 South Gadsden Street
Tallahassee, Florida 32301
850-222-2525 (telephone)
850-222-5606 (fax)
vkaufman@mac-law.com

By ORDER of the Florida Public Service Commission this 4th
Day of September, 2002.

A handwritten signature in cursive script, reading "Blanca S. Bayó", is written over a horizontal line.

BLANCA S. BAYÓ, Director
Division of the Commission Clerk
and Administrative Services

(S E A L)

AJT

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.

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 the Commission Clerk and Administrative Services, 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.