

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Joint petition for declaratory statement regarding limitations on third party billing imposed by the Telecommunications Consumer Protection Act and for order prohibiting telecommunications companies from billing for services other than those authorized within the Act, by Attorney General and Office of Public Counsel.

DOCKET NO. 090084-TP
ORDER NO. PSC-09-0178-PCO-TP
ISSUED: March 25, 2009

ORDER GRANTING INTERVENTION
OF EMBARQ FLORIDA, INC.

BY THE COMMISSION:

By petition filed March 16, 2009, Embarq Florida, Inc. (Embarq), in accordance with Rules 28-105.0027 and 25-22.039, F.A.C., has requested permission to intervene in this proceeding. Embarq states that as an ILEC in Florida that provides billing and collection services for third parties, in accordance with the statutes and the Commission's rules, Embarq is directly and substantially affected by the Commission's consideration of and ruling on the petition for declaratory statement.

Having reviewed the petition, it appears that Embarq's substantial interests may be affected by this proceeding. There has been no response filed in opposition to this request. Therefore, Embarq's petition shall be granted. Pursuant to Rule 25-22.039, F.A.C., petitioner takes the case as it finds it.

Therefore, it is

ORDERED by the Florida Public Service Commission that the Petition to Intervene of Embarq Florida, Inc is hereby granted. It is further

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

Susan S. Masterton, Esq.
1313 Blair Stone Road
Tallahassee, Florida 32301
(850) 599-1560 (Voice)
(850) 878-0777 (Fax)
susan.masterton@embarq.com

DOCUMENT NUMBER-DATE

02608 MAR 25 09

FPSC-COMMISSION CLERK

By ORDER of the Florida Public Service Commission this 25th day of March, 2009.



ANN COLE
Commission Clerk

(S E A L)

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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; or (2) 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 Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, 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.