



AT&T

ORIGINAL
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July 25, 1996

Mrs. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Docket No. 960786-TP

Dear Mrs. Bayo:

Enclosed for filing in the above referenced docket
are an original and fifteen (15) copies of AT&T's Petition
for Leave to Intervene.

Copies of the foregoing are being served on all parties
of record in accordance with the attached Certificate of
Service.

Yours truly,

Tracy Hatch

Attachments

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG 1 _____
- LIN 5 _____
- OPC _____
- RCH _____
- SEC 1 _____
- WAS _____
- OTH copy to Don _____

cc: J. P. Spooner, Jr.
Parties of Record

RECEIVED

U.S. DEPARTMENT OF ENERGY
FEDERAL PUBLIC SERVICE BOARD

DOCUMENT NUMBER-DATE

07828 JUL 25 96

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Consideration of BellSouth)
Telecommunications, Inc. entry into) Docket No. 960786-TP
InterLATA services pursuant to)
Section 271 of the Federal) Filed: July 25, 1996
Telecommunications Act of 1996.)
_____)

AT&T'S PETITION FOR LEAVE TO INTERVENE

COMES NOW AT&T Communications of the Southern States, Inc. (hereinafter "AT&T") and, pursuant to Rule 25-22.039, Florida Administrative Code, files this Petition for Leave to Intervene with the Florida Public Service Commission (hereinafter the "Commission") in the above-referenced docket. AT&T respectfully requests that the Commission grant this petition, designating AT&T a party of record and affording it all applicable rights under Florida law and the rules and regulations of this Commission. In support thereof, AT&T respectfully shows as follows:

1. Petitioner's full name and principal place of business are:

AT&T Communications of the
Southern States, Inc.
1200 Peachtree Street, N.E.
Atlanta, Georgia 30309

2. AT&T's representatives, to whom all pleadings, orders, notices, and other correspondence with respect to this docket should be addressed are:

Tracy Hatch, Esq.
AT&T
101 North Monroe Street
Suite 700
Tallahassee, Florida 32301
(904) 425-6364

Robin D. Dunson, Esq.
1200 Peachtree Street, N.E.
Promenade I, Room 4038
Atlanta, Georgia 30309
(404) 810-8689

3. AT&T is a telecommunications company that has been duly certificated by the Commission as an alternative local exchange telecommunications company ("ALEC") and an interexchange company ("IXC") in Florida. As such, AT&T is subject to the rules, regulations, and orders of the Commission, and such rules, regulations, and orders impact AT&T's ability to provide local exchange telecommunications service and intrastate interexchange telecommunications service.

4. The Commission has opened this docket in anticipation of BellSouth Telecommunications, Inc.'s (BellSouth) filing with the Federal Communications Commission (FCC) seeking permission to enter the interLATA market. The Telecommunications Act of 1996 (the Act), specifically § 271, authorizes the entry of the Bell Operating Companies, including BellSouth Telecommunications, Inc. (BellSouth), into the interLATA market only upon the

implementation of the conditions explicitly set forth in § 271 and other related sections including § 251. The conditions set forth in the 14 point checklist, as well as the other requirements of § 271, are intended to ensure that before BellSouth is permitted to provide interLATA service there is actual, viable, pervasive local competition. Such competition is necessary to prevent BellSouth from remonopolizing the marketplace. Before making a determinations as to whether BellSouth has met the checklist, the Act requires the FCC to consult with the appropriate state commission. § 271(d)(2)(B).

5. The Commission has determined that before providing its consultation to the FCC, it will hold an evidentiary hearing. The parties have been diligently working to agree upon a procedural schedule and upon appropriate discovery guidelines to govern the proceeding.

6. AT&T's substantial interests will be affected by the action which the Commission takes in this docket regarding the requirements of §271 because it will affect BellSouth's incentives to implement the requirements necessary to enable effective entry into the local exchange market.

Disputed Issues of Material Fact

7. The disputed issues of material fact include, but are not limited to, whether, upon the filing of its petition with the FCC, BellSouth meets the checklist provisions of § 271.

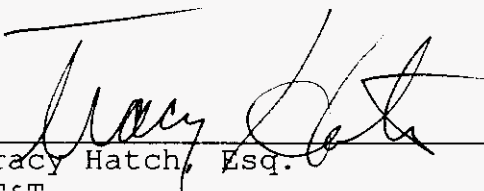
Ultimate Issues of Fact

8. It is AT&T's position that it will be substantially affected by the Commission action in this docket. It is further AT&T's position that BellSouth can not possibly meet the requirements of § 271 at this time because there is no viable pervasive local competition.

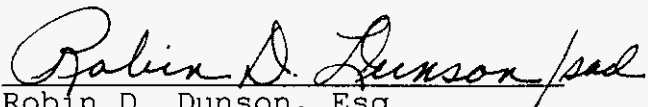
Statutes and Rules

9. The pertinent statutory provisions entitling AT&T to relief are §§251, 252 and 271 of the Act.

WHEREFORE, AT&T, requests that it be permitted to intervene in this proceeding and that it be accorded full party status.



Tracy Hatch, Esq.
AT&T
101 North Monroe Street
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Tallahassee, Florida 32301



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1200 Peachtree Street, N.E.
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ATTORNEYS FOR AT&T
COMMUNICATIONS OF THE
SOUTHERN STATES, INC.

CERTIFICATE OF SERVICE

DOCKET NO. 960786-TL

I HEREBY CERTIFY that a true copy of the foregoing has been furnished by U. S. Mail or hand-delivery to the following parties of record this 25th day of July, 1996:

BellSouth Telecommunications
c/o Nancy H. Sims
150 S. Monroe Street, Suite 400
Tallahassee, FL 32301

Vicki Kaufman, Esq.
McWhirter Reeves
117 S. Gadsden Street
Tallahassee, FL 32301

Floyd R. Self, Esq.
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Tracy Hatch