YOUNG, VAN ASSENDERP & VARNADOE, P. A.

ATTORNEYS AT LAW

REPLY TO

R. BRUCE ANDERSON TASHA O. BUFORD DAVID L. COOR* DAVID B. ERWIN C. LAUBENCE BEESEY ANDREW L SOLIS KENZA VAN ASSENDERP GEORGE L. VARNADOE ROY C. YOUNG

October 24, 1996

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"BOARD CENTIFED REAL ESTATE LABORER

WILLIAM J. ROBERTS OF COUNSEL

> Ms. Blanco Bayo Director, Records and Reporting Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

> > Petition of Frontier Communciations of the South, Inc. for a limited scope proceeding to change its existing rate relationship Docket No. 960\$776-TL

Dear Ms. Bayo:

Enclosed please find the original and fifteen (15) copies of a Motion to Join BellSouth Communications as a Party on behalf of Frontier Communications of the South, Inc. in the above docket. Copies have been provided to parties of record.

Sincerely,

David B. Erwin

DBE: akh Enclosures

ca: Laurie Maffett

RECEIVED & FILLED

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Frontier)
Communications of the South,)
Inc. for a limited scope)
proceeding to change its)
existing rate relationship)

Docket No. 960776-TL

Filed: October 24, 1996

MOTION TO JOIN BELLSOUTH COMMUNICATIONS AS A PARTY

Frontier Communications of the South, Inc. (Frontier)
through its attorney moves the Commission to give BellSouth
Communications (BellSouth) the opportunity to be joined as a
party in Docket No. 960776-TL, and in support states as follows:

- 1. Rule 25-22.026, F.A.C., states that if the determination of the substantial interests of persons who are parties will necessarily involve the substantial interests of persons who are not parties, then the Commission may order that the absent person be notified and "given an opportunity to be joined as a party of record." The rule is curiously worded, but it would appear that the Commission can join a party in appropriate situations.
- 2. The petition filed by Frontier in this docket could result in relieving BellSouth of the requirement to subsidize the revenues of Frontier. It goes without saying that the Commission could decide not to relieve BellSouth of its subsidy obligation. Either way, the substantial interests of BellSouth are affected. Frontier currently receives an annual subsidy of \$128,000, and Frontier submits that is a sufficient amount to affect any company's substantial interest.

DOCUMENT MAMBER-DATE

Respectfully submitted,

David B. Erwi

David B. Erwin Young, van Assenderp & Varnadoe, P.A. P. O. Box 1833 Tallahassee, Florida 32302

Attorneys for Frontier Communications of of the South, Inc. Post Office Box 37 Atmore, AL 36504

CERTIFICATE OF SERVICE Docket No. 960776-TL

I HEREBY CERTIFY that a true copy of the foregoing Motion to Join BellSouth Communications as a party by Frontier Communications of the South, Inc. has been furnished by U.S. Mail or by hand delivery this and delivery this and delivery this are day of Color, 1996 to the following:

Robert Vandiver Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850 Jack Shreve Office of the Public Counsel 111 W. Madison St., Rm. 801 Tallahassee, FL 32301

Nancy Sims BellSouth 150 S. Monroe, Ste. 400 Tallahassee, FL 32301

David B. Erwin