RUTLEDGE, ECENIA, UNDERWOOD, PURNELL & HOFFMAN

PROFESSIONAL ASSOCIATION ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A. ECENIA KENNETH A. HOFFMAN THOMAS W. KONRAD R. DAVID PRESCOTT HAROLD F. X. PURNELL GARY R. RUTLEDGE R. MICHAEL UNDERWOOD WILLIAM B. WILLINGHAM

Served .

POST OFFICE BOX 551, 32302-0551 215 SOUTH MONROE STREET, SUITE 420 TALLAHASSEE, FLORIDA 32301-1841

> TELEPHONE (904) 681-6788 TELECOPIER (904) 681-6515

January 14, 1997

GOVERNMENTAL CONSULTANTS: PATRICK R. MALOY AMY J. YOUNG



HAND DELIVERY

Ms. Blanca S. Bayo, Director Division of Records and Reporting Florida Public Service Commission 2540 Shumard Oak Boulevard Betty Easley Conference Center Room 110 Tallahassee, Florida 32399-0850

Re: Docket No. 960786-TP

Dear Ms. Bayo:

Enclosed herewith for filing in the above-referenced docket on behalf of Teleport Communications Group Inc. ("TCG") are the original and fifteen copies of TCG's Petition for Leave to Intervene.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

Sincerely,

Hoffman

ACK \_\_\_\_\_ AFA \_\_\_\_KAH/rl AFP All Parties of Record : 1.3 CMI CTR \_ FA **RECEIVED & FILED** LEG EIN OPC \_ FPSC-BUREAU OF RECORDS RCH \_ SEC \_ WAS OTH C

DOCUMENT NUMBER-DATE

00484 JAN 145 FPSC-RECORDS/REPORTING

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION



In re: Consideration of BellSouth ) Telecommunications, Inc.'s entry ) into interLATA services pursuant ) to Section 271 of the Federal ) Telecommunications Act of 1996. )

Docket No. 960786-TP Filed: January 14, 1996

## TCG'S PETITION FOR LEAVE TO INTERVENE

Teleport Communications Group Inc./TCG South Florida ("TCG"), by and through its undersigned counsel, and pursuant to Rule 25-22.039, Florida Administrative Code, hereby requests that it be granted intervention with full party rights in the above-referenced proceeding. In support of its Petition for Leave to Intervene, TCG states as follows:

1. The name and address of Petitioner is:

Teleport Communications Group Inc., TCG - Washington 2 Lafayette Centre 1133 Twenty First Street, N.W. Suite 400 Washington, D.C. 20036 (202) 739-0030 (telephone) (202) 739-0044 (fax)

2. All notices, pleadings, orders, staff recommendations, correspondence and other documents issued or served in this proceeding should be served on the following individuals on behalf of TCG:

Kenneth A. Hoffman, Esq. William B. Willingham, Esq. Rutledge, Ecenia, Underwood, Purnell & Hoffman, P.A. P. O. Box 551 Tallahassee, FL 32302 (904) 681-6788 (telephone) (904) 681-6515 (fax) Mr. Paul Kouroupas TCG - Washington 2 Lafayette Centre 1133 Twenty First Street, N.W. Suite 400 Washington, D.C. 20036 (202) 739-0030 (telephone) (202) 739-0044 (fax) DOCUMENT NUMBER-DATE

00484 JAN 145

FPSC-RECORDS/REPORTING

3. Pursuant to the Telecommunications Act of 1996 (the "Act"), BellSouth Telecommunications, Inc. ("BellSouth") may not enter Florida's interLATA market until such time as the Federal Communications Commission ("FCC") determines that the conditions set forth in Section 271(c) and (d) and 272 of the Act have been satisfied.

4. Subsection 271(d)(2)(B) requires the FCC to consult with the Florida Public Service Commission ("Commission") prior to making a determination as to whether BellSouth has satisfied the conditions set forth in Section 271 of the Act. This docket was opened in anticipation of BellSouth's filing with the FCC seeking permission to enter Florida's interLATA market.

5. TCG is certificated by the Commission as an alternative local exchange telecommunications company and an interexchange carrier. TCG's substantial interests will be affected by the action that the Commission takes in this docket. TCG is authorized to provide and does provide local exchange and interexchange telecommunications services in Florida. BellSouth's entry into Florida's interLATA market will substantially affect TCG's ability to compete in Florida's telecommunications market.

6. The disputed issues of material fact in this proceeding include, but are not limited to, whether, upon the filing of its petition with the FCC, BellSouth meets the conditions set forth in Section 271 of the Act.

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WHEREFORE, TCG respectfully requests that it be granted permission to intervene with full party rights in this proceeding. Respectfully submitted,

KENNETH A. HOFFMAN, ESQ. WILLIAM B. WILLINGHAM, ESQ. Rutledge, Ecenia, Underwood, Purnell & Hoffman, P.A. P. O. Box 551 Tallahassee, FL 32302 (904) 681-6788 (telephone) (904) 681-6515 (fax)

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing TCG's Petition for Leave to Intervene was furnished by U. S. Mail to the following this <u>///</u> day of January, 1997:

Ms. Doris M. Franklin AT&T 101 N. Monroe Street Suite 700 Tallahassee, FL 32301-1549

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Robin Dunson, Esq. AT&T 1200 Peachtree Street, N.E. Atlanta, GA 30309-7733

Ms. Nancy H. Sims BellSouth Telecommunications 150 South Monroe Street Suite 400 Tallahassee, FL 32301-1556

Nancy White BellSouth Telecommunications 675 West Peachtree Street #4300 Atlanta, GA 30375

Everett Boyd, Esq. P. O. Drawer 1170 Tallahassee, FL 32302

J.P. Gillan and Asso. P. O. Box 541038 Orlando, FL 32854-1038

Richard Melson, Esq. P. O. Box 6526 Tallahassee, FL 32314

Mr. Steven Brown 3625 Queen Palm Drive Tampa, FL 33619-1309

Brian Sulmonetti 1515 S. Federal Highway #400 Boca Raton, FL 33432-7404 Martha McMillin 780 Johnson Ferry Road #700 Atlanta, GA 30342

Floyd Self, Esq. P. O. Box 1876 Tallahassee, FL 32302

Timothy T. Devine Six Concourse Parkway Suite 2100 Atlanta, GA 30328-5351

Peter Dunbar, Esq. P. O. Box 10095 Tallahassee, FL 32301

Jeffrey Walker 1425 Greenway Drive. #210 Irving, TX 75038

Benjamin W. Fincher 3100 Cumberland Circle #802 Atlanta, GA 30339

Richard Rindler 3000 K. Street, N.W. #300 Washington, DC 20007

Andrew Isar P. O. Box 2461 Washington, DC 98335-4461

Jill Butler 2773 Red Maple Ridge, #301 Tallahassee, FL 32301

Sue Weiske, Esq. 160 Inverness Dr., West Englewood, CO 80112 Marsha Rule, Esq. P. O. Drawer 1657 Tallahassee, FL 32302

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Monica Barone, Esq. FPSC Division of Legal Services Room 370 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

K HOFFMAN, ESQ.

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