

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition by AT&T  
Communications of the Southern  
States, Inc. for arbitration of  
certain terms and conditions of  
a proposed agreement with BellSouth  
Telecommunications, Inc. concerning  
interconnection and resale under  
the Telecommunications Act of 1996.

Docket No. 960833-TP  
Filed: December 9, 1997

PETITION FOR LEAVE TO INTERVENE BY  
TIME WARNER AXS OF FLORIDA, L.P.

Time Warner AxS of Florida, L.P. ("Time Warner"), pursuant to  
Commission Rule 25-22.039, Florida Administrative Code, by and  
through its undersigned counsel, does hereby file its Petition of  
Intervention, and in support thereof states as follows:

1. The Petitioner's name and principal place of business  
are: Time Warner AxS of Florida, L.P., d/b/a Time Warner  
Communications, 2301 Lucien Way, Suite 300, Maitland, Florida  
32751.

2. That the interests of Time Warner are directly and

ACK \_\_\_\_\_  
AFA \_\_\_\_\_  
APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU \_\_\_\_\_  
CTR \_\_\_\_\_  
EAG \_\_\_\_\_  
LEG \_\_\_\_\_  
LIN \_\_\_\_\_  
OPC \_\_\_\_\_  
RCH \_\_\_\_\_  
SEC \_\_\_\_\_  
WAS \_\_\_\_\_  
OTH \_\_\_\_\_

\_\_\_\_\_ substantially affected by the subject matter of this docket and the  
\_\_\_\_\_ determination to be made by the Commission therein, in that the  
\_\_\_\_\_ decisions reached will have precedent impact on future decisions of  
\_\_\_\_\_ the Commission and, in turn, upon Time Warner.

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*[Signature]*  
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DOCUMENT NUMBER-DATE  
12587 DEC-95  
EPSC-RECORDS/REPORTING

*[Signature]*

3. The names and addresses of the persons to whom copies of all correspondence, notices, orders and other documents in this proceeding should be sent are as follows:

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4. Time Warner is a certified Alternative Local Exchange Carrier (ALEC) providing services in Florida. Time Warner and BellSouth executed an interconnection agreement which was approved by the Commission in an order.

5. In this proceeding, the Commission will determine the appropriate recurring and non-recurring rates for several specified elements. These elements are available to and may be used by Time Warner as well as other providers. Under the Time Warner-BellSouth interconnection agreement if BellSouth becomes obligated to provide interconnection, unbundled access to network elements or any other service related to interconnection, at rates more favorable than comparable under the Time Warner agreement, then Time Warner can substitute the more favorable rates, terms, or conditions, for relevant provisions of the agreement. Consequently, the Commission's consideration of the rates for and pricing of the elements in this proceeding will have an affect on Time Warner.

6. Although the Commission initially decided that intervention with full party status is not appropriate in section 252 arbitration proceedings, it has recently allowed intervention in this docket to another ALEC, i.e., American Communications Services, Inc. and American Communications Services of Jacksonville, Inc. The Commission granted the ALEC party status because it recognized that circumstances have changed so that the decision rendered by the Commission in this phase of the docket in fact will affect other persons. (Order No. PSC-96-0933-PCO-TP).

For the reasons stated above, Time Warner respectfully request that the Commission grant its petition for intervention and permit Time Warner to participate as a full party in this docket.

This Petition to Intervene is respectfully submitted this 9th day of December, 1997.



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CERTIFICATE OF SERVICE  
DOCKET NO. 960833-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served by U.S. Mail on this 9th day of December, 1997, to the following parties of record:

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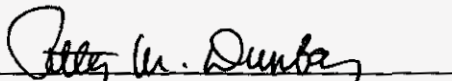
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