

ORIGINAL

BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

IN RE: BELLSOUTH)	
TELECOMMUNICATIONS INC.'S)	Docket No. 981011
PETITION FOR WAIVER OF PHYSICAL)	
COLLOCATION REQUIREMENTS SET)	Filed:
FORTH IN THE TELECOMMUNICATIONS)	
ACT OF 1996 AND THE FCC'S FIRST)	
REPORT AND ORDER, FOR THE WEST)	
PALM BEACH GARDENS CENTRAL)	
OFFICE)	
_____)	

PETITION TO INTERVENE OF ACI CORP.

COMES NOW ACI Corp. ("ACI"), through its undersigned counsel, and hereby files its Petition to Intervene ("Petition") and participate as a full party of record in the above-captioned docket (the "Docket"). As grounds for this Petition, ACI states as follows:

1. Petitioner's name, address and telephone number are:

ACI Corp.
7337 S. Revere Parkway
Englewood, CO 80112
(303) 476-4200

2. All notices, pleadings, orders, and documents in this proceeding should be provided to:

Charles A. Hudak, Esq.
Jeremy D. Marcus, Esq.
Gerry, Friend & Saprnov, LLP
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Tel: (770) 399-9500
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and

DOCUMENT NUMBER-DATE
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FPSC-RECORDS/REPORTING

Jeffrey Blumenfeld, Esq.
Elise P.W. Kiely, Esq.
Blumenfeld & Cohen
1615 M Street, NW, Suite 700
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3. ACI is certificated by the Florida Public Service Commission (the "Commission") to provide both local exchange and long distance telecommunications services.

4. ACI intends to provide high-speed data communications, including high-speed local access, initially through the deployment of digital subscriber line ("DSL") services to business and residential consumers in the State of Florida in 1999.

5. On or about August 7, 1998, BellSouth Telecommunications, Inc. ("BellSouth") filed a Petition for Waiver of Physical Collocation Requirements Set Forth in the Telecommunications Act of 1996 and the FCC's First Report and Order, for the West Palm Beach Gardens Central Office, (Docket No. 981012), requesting the Commission to temporarily exempt BellSouth from its obligation under Section 251(c)(6) of the Telecommunications Act of 1996 to offer physical collocation in its West Palm Beach Gardens Central Office.

6. In order to obtain a temporary waiver of its physical collocation obligations, BellSouth is required under Section 251(c)(6) of the Telecommunications Act of 1996 "to demonstrate[] to the State commission that physical collocation is not practical for technical reasons or because of space limitations."

7. As a future provider of facilities-based, high-speed data communications services, ACI has a substantial interest in this proceeding because it intends to submit applications for physical collocation space from BellSouth in the West Palm Beach Gardens Central Office. In

order for ACI, or any other carrier including BellSouth, to provide DSL services, that carrier must be able to place equipment in BellSouth central offices.

8. ACI requests intervention as a full party of record. ACI's rights and interests in this matter will not be adequately represented by any other party, and ACI's participation herein will not unduly delay this proceeding.

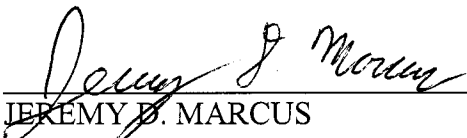
WHEREFORE, ACI respectfully requests that the Commission grant this Petition and allow ACI to become a full party of record in the Docket.

Respectfully submitted this 2nd day of December 1998.

GERRY, FRIEND & SAPRONOV, LLP



CHARLES A. HUDAK



JEREMY B. MARCUS

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COUNSEL FOR ACI CORP.

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the foregoing Petition to Intervene, by depositing same in the United States mail in a properly addressed envelope with adequate postage thereon to insure delivery to the following parties:

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

e.spire Communications, Inc.
James C. Falvey
133 National Business Parkway, #200
Annapolis Junction, MD 20701

Intermedia Communications of Florida, Inc.
Steven Brown
3625 Queen Palm Drive
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This the 22nd day of December, 1998.



JEREMY D. MARCUS

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