

ORIGINAL

McWHIRTER REEVES  
ATTORNEYS AT LAW

TAMPA OFFICE:  
400 N. TAMPA STREET, SUITE 2450  
TAMPA, FLORIDA 33602  
P.O. Box 3350, TAMPA, FL 33601-3350  
(813) 224-0866 (813) 221-1854 FAX

PLEASE REPLY TO:  
TALLAHASSEE

TALLAHASSEE OFFICE:  
117 SOUTH GADSDEN  
TALLAHASSEE, FLORIDA 32301  
(850) 222-2525  
(850) 222-5606 FAX

February 9, 1999

VIA HAND DELIVERY

Blanca S. Bayo, Director  
Florida Public Service Commission  
Division of Records and Reporting  
2540 Shumard Oak Drive  
Gerald L. Gunter Building  
Tallahassee, Florida 32399-0850

RECORDS AND  
REPORTING  
FEB - 9 PM 4: 08  
REC'D - DIVISION OF RECORDS

Re: Docket No. 990043-TP

Dear Ms. Bayo:

Enclosed for filing and distribution are the original and fifteen copies of the Telecommunications Resellers Association's Petition to Intervene in the above docket.

Please acknowledge receipt of the above on the extra copy enclosed herein and return it to me. Thank you for your assistance.

ACK \_\_\_\_\_

AFA \_\_\_\_\_ Sincerely,

APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU Barrett  
Vicki Gordon Kaufman

CTR \_\_\_\_\_  
EAG \_\_\_\_\_ VGK/pw  
LEG \_\_\_\_\_ 1 Enclosures

LIN \_\_\_\_\_

OPC \_\_\_\_\_

RCH \_\_\_\_\_

SEC \_\_\_\_\_ 1

WAS \_\_\_\_\_

OTH org Hong Done 2/12/99

RECEIVED & FILED  
AKG  
FPSC BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

01723 FEB-99

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition to Review and to )  
 Cancel BellSouth Telecommunications, )  
 Inc.'s Promotional Tariff (T-98-1783) )  
 by Arrow Communications, Inc. )

Docket No. 990043-TP

Filed: February 9, 1999

**THE TELECOMMUNICATIONS RESELLERS ASSOCIATION'S  
PETITION TO INTERVENE**

The Telecommunications Resellers Association (TRA) through its undersigned counsel, files this Petition to Intervene in this docket. As grounds therefor, TRA states:

1. The name and address of Petitioner is:

The Telecommunications Resellers Association  
 4312 92nd Avenue, N.W.  
 Gig Harbor, Washington 98335

2. Copies of notices, pleadings and documents in this proceeding should be sent to:

Joseph A. McGlothlin  
 Vicki Gordon Kaufman  
 McWhirter, Reeves, McGlothlin, Davidson,  
 Decker, Kaufman, Arnold & Steen, P.A.  
 117 South Gadsden Street  
 Tallahassee, Florida 32301

3. TRA is a national industry organization representing telecommunications service providers and suppliers throughout the United States. TRA's members are generally small to medium-sized telecommunications service providers who offer a variety of value-added competitive interexchange, local, wireless, Internet and enhanced services to the public. Several TRA members are authorized by the Commission to provide competitive local and interexchange services in the state of Florida and do so via resale.

4. BellSouth has filed a promotional tariff called "3 Free." This tariff, if permitted to take effect, would allow BellSouth to target customers who have left BellSouth for a

DOCUMENT NUMBER-DATE

01723 FEB-99

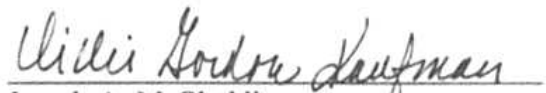
FPSC-RECORDS/REPORTING

competitive carrier and attempt to recapture such customers by offering them 90 days free service in exchange for signing an 18-month contract with BellSouth. Arrow Communications, Inc. (Arrow) filed a petition to review and cancel the tariff. In this docket, the Commission will process Arrow's complaint and determine whether BellSouth's tariff offering is discriminatory, anticompetitive and constitutes predatory pricing.

5. TRA members compete for customers with BellSouth in Florida. Their ability to retain customers who have chosen them over BellSouth will be detrimentally harmed if the proposed tariff is allowed to take effect. Therefore, TRA's substantial interests will be affected by the Commission's decision on the "3 Free" tariff in this docket.

6. TRA wishes to intervene for the specific purpose of monitoring this proceeding and briefing the issues at the conclusion of the hearing. TRA does not intend to sponsor witnesses nor engage in discovery. TRA's intervention will not broaden the issues involved in this proceeding or prejudice other parties.

**WHEREFORE**, TRA requests that its petition to intervene be granted and that it be accorded full party status in this case.

  
Joseph A. McGlothlin  
Vicki Gordon Kaufman  
McWhirter, Reeves, McGlothlin, Davidson,  
Decker, Arnold, Kaufman & Steen, P.A.  
117 South Gadsden Street  
Tallahassee, Florida 32301  
Telephone: (850) 222-2525

Attorneys for The Telecommunications  
Resellers Association

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the **Telecommunications Resellers Association's** foregoing **Petition to Intervene** has been furnished by Hand Delivery (\*) or United States Mail this **9th** day of **February, 1999**, to the following:

Martha Brown\*  
Florida Public Service Commission  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Gunter Building, Room 390M  
Tallahassee, Florida 32399-0850

Charles J. Rehwinkel  
Sprint-Florida, Incorporated  
1313 Blairstone Road (32301)  
Post Office Box 2214  
MS FLTLH00107  
Tallahassee, Florida 32316

David B. Erwin  
127 Riversink Road  
Crawfordville, Florida 32327

Tracy Hatch  
AT&T Communications  
101 North Monroe Street, Suite 700  
Tallahassee, Florida 32301

Nancy B. White  
c/o Nancy H. Sims  
BellSouth Telecommunications, Inc.  
150 South Monroe Street  
Suite 400  
Tallahassee, Florida 32301-1556

Patrick K. Wiggins  
Wiggins & Villacorta, P.A.  
2145 Delta Boulevard, Suite 200 (32303)  
Post Office Drawer 1657  
Tallahassee, Florida 32302

Richard D. Melson  
Hopping Green Sams & Smith  
123 South Calhoun Street  
Post Office Box 6526  
Tallahassee, Florida 32314

David V. Dimlich  
Supra Telecommunications and  
Information Systems, Inc.  
2620 S.W. 27th Avenue  
Miami, Florida 33133-3001

Norman H. Horton, Jr.  
Messer, Caparello & Self  
215 South Monroe Street, Suite 702  
Post Office Box 1876  
Tallahassee, Florida 32302-1876

  
Vicki Gordon Kaufman