

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

WASHINGTON OFFICE
3000 K STREET, NW, SUITE 300
WASHINGTON, DC 20007-5116
TELEPHONE (202) 424-7500
FACSIMILE (202) 424-7647

NEW YORK OFFICE
919 THIRD AVENUE
NEW YORK, NY 10022-9998
TELEPHONE (212) 758-9500
FACSIMILE (212) 758-9526

July 21, 1999

VIA OVERNIGHT DELIVERY

ORIGINAL

Blanca S. Bayó
Director, Division of Records & Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0870

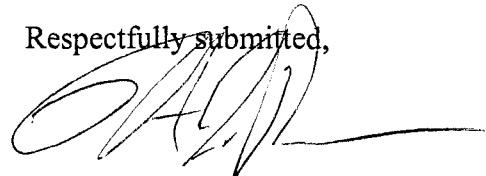
Re: Docket No. 990649 - Request of Florida Digital Network, Inc. for Designation of Qualified Representative

Dear Ms. Bayó:

Enclosed for filing on behalf of Florida Digital Network, Inc. ("Florida Digital") are an original and fifteen (15) copies of Florida Digital's Request of Designation of Qualified Representative in the above-captioned docket. Please date-stamp the enclosed extra copy of this filing and return it in the attached self-addressed, stamped envelope. Please contact us if you have any questions concerning this matter.

RECEIVED & FILED
[Signature]
FPSC-BUREAU OF RECORDS

Respectfully submitted,



Eric J. Branfman
Morton J. Posner

Counsel for Florida Digital Network, Inc.

Enclosure

AFA _____
APP _____
CAF _____
SMU _____
CTR _____
EAG _____
LEG _____
MAS _____
OPC _____
RRR _____ 291217.1
SEC _____
MAW _____
DTH _____

cc: Jeanne Senatore
John M. Beahn

DOCUMENT NUMBER-DATE

08688 JUL 22 1999

FPSC-RECORDS/REPORTING

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Investigation into Pricing of)	Docket No. 990649-TP
Unbundled Network Elements)	
_____)	Filed: July <u>21</u> , 1999

**REQUEST OF
FLORIDA DIGITAL NETWORK, INC.
FOR DESIGNATION OF
QUALIFIED REPRESENTATIVE**

Florida Digital Network, Inc. ("Florida Digital"), by undersigned counsel and pursuant to Rule 28-106.106 of the Florida Administrative Code, FLA. ADMIN. CODE r. 28-106.106, hereby files its Request for Designation of a Qualified Representative in the above-captioned proceeding. Florida Digital requests that the Commission designate Morton J. Posner of Swidler Berlin Shereff Friedman, LLP ("SBSF"), Florida Digital's regulatory counsel, as its qualified representative in this docket. Florida Digital is aware and familiar with the services that SBSF can provide, and has chosen to utilize counsel from SBSF in this proceeding. Florida Digital believes that allowing it to be represented by attorneys from SBSF in the above-captioned proceeding will not impair the fairness of the proceeding or the correctness of the action to be taken in this docket.

DOCUMENT NUMBER-DATE

08688 JUL 22 1999

FPSC-REGISTRATION SECTION

The qualified representative that Florida Digital has chosen for this proceeding is:

Morton J. Posner, Esq.
Swidler Berlin Shereff Friedman, LLP
3000 K Street, N.W., Suite 300
Washington, D.C. 20007
Telephone: (202) 424-7500
Facsimile: (202) 424-7645

An Affidavit setting forth the qualifications of the representative named above are attached to this Request.

WHEREFORE, Florida Digital Network, Inc. respectfully requests that the individual identified in this filing be permitted to serve as qualified representative in the above-captioned proceeding pursuant to Rule 28-106.106 of the Florida Administrative Code.

Respectfully submitted,



Jeanne Senatore
Product Business Manager
Florida Digital Network, Inc.

Dated: July 20, 1999

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 20th day of July, 1999, a copy of the foregoing Request for Designation of Qualified Representative in Docket No. 990649-TP was served, via first-class mail, on the following parties:

William Cox
Staff Counsel
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

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

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

Michael A. Gross
VP Reg. Affairs & Reg. Counsel
Florida Cable Telecom. Assoc.
310 N. Monroe St.
Tallahassee, FL 32301

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

Kimberly Caswell
GTE Service Corporation
One Tampa City Center
201 North Franklin Street
P.O. Box 110, FLTC0007
Tampa, FL 33601-0110

Andrew Isar
Telecommunications Resellers Assoc.
4312 92nd Avenue, N.W.
Gig Harbor, WA 98335

Angela Green, General Counsel
Florida Public Telecommunications Assoc.
125 S. Gadsden St., #200
Tallahassee, FL 32301-1525

Richard Melson
Hopping Green Sams & Smith, P.A.
P.O. Box 6526
123 South Calhoun Street
Tallahassee, FL 32314

Bruce May
Holland Law Firm
P.O. Drawer 810
Tallahassee, FL 32302

Florida Competitive Carriers Assoc.
Post Office Box 10967
Tallahassee, FL 32302

Scott Sapperstein
Intermedia Communications, Inc.
3625 Queen Palm Drive
Tampa, FL 33619-1309

MediaOne Florida Telecommunications, Inc.
c/o Laura L. Gallagher
204 S. Monroe Street, Suite 201
Tallahassee, FL 32301

Norman Horton, Jr.
Messer, Caprello & Self
215 South Monroe Street
P.O. Box 701
Tallahassee, FL 32301

Glenn Harris, Esq.
NorthPoint Communications, Inc.
222 Sutter Street, 7th Floor
San Francisco, CA 94108

Stephen C. Reilly
Office of Public Counsel
c/o The Florida Legislature
111 W. Madison Street, Room 812
Tallahassee, FL 32399-1400

Dulaney O'Roark
MCI Telecommunications Corporation
6 Concourse Parkway
Suite 600
Atlanta Georgia

Susan Huther
MGC Communications, Inc.
3301 Worth Buffalo Drive
Las Vegas, NV 90130

TCG South Florida
c/o Kenneth Hoffman
Rutledge Law Firm
P.O. Box 551
Tallahassee, FL 32302

Charles J. Rehwinkel
Sprint-Florida, Incorporated
P.O. Box 2214
Tallahassee, FL 32316-2214

Jerry Blumenfeld
ACI Corp
Blumenfeld & Cohen
1616 M Street, N.W., Suite 700
Washington D.C. 20036

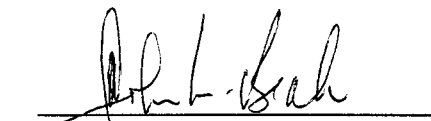
Peter M. Dunbar/Marc W. Dunbar
Pennington Law Firm
P.O. Box 10095
Tallahassee, FL 32302

Donna Canzano
MCI WorldCom
325 John Knox Road
Suite 105
Tallahassee, FL 32303

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

Carolyn Marek
Time Warner AxS of Florida, L.P.
233 Bramerton Court
Franklin, TN 37069

Peter M. Dunbar
Pennington, Moore, Wilkinson & Dunbar,
P.A.
P.O. Box 10095
Tallahassee, FL 32302



John Beahn

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Investigation into Pricing of)	Docket No. 990649-TP
Unbundled Network Elements)	
_____)	Filed: July <u>21</u> , 1999

**AFFIDAVIT OF
MORTON J. POSNER**

I, Morton J. Posner, being first duly sworn, do hereby depose and state as follows:

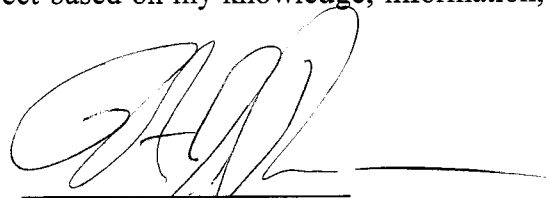
1. I am an Attorney with the law firm Swidler Berlin Shereff Friedman, LLP ("SBSF").

My business address is 3000 K Street, N.W., Suite 300, Washington, D.C. 20007.

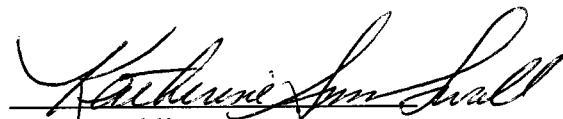
2. I am a member in good standing of the District of Columbia bar, and am seeking to be designated as a qualified representative in the above-captioned docket pursuant to Rule 28-106.106 of the Florida Administrative Code.

3. SBSF has served as regulatory counsel to Florida Digital Network, Inc. ("Florida Digital") in proceedings before state commissions and the Federal Communications Commission. Moreover, I have assisted other clients in proceedings before this and other state commissions that have involved the examination and resolution of factual and legal issues similar to those under consideration in the above-captioned docket.

I declare that the foregoing is true and correct based on my knowledge, information, and belief.


Morton J. Posner

Sworn to and subscribed before me this 21st day of July, 1999.


Katherine Ann Small
Notary Public

My Commission expires October 31, 2002

