

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

ORIGINAL

In re:

Petition for Arbitration of BlueStar  
Networks, Inc. with BellSouth  
Telecommunications, Inc. Pursuant to the  
Telecommunications Act of 1996

Docket No. 991838-TP

Filed: December 21, 1999

**REQUEST FOR REPRESENTATION BY A QUALIFIED REPRESENTATIVE**

BlueStar Networks, Inc. (BlueStar), through its undersigned counsel, submits its Request for Representation by a Qualified Representative pursuant to Rule 28-106.106, Florida Administrative Code, in the above-referenced proceeding, and states as follows:

1. BlueStar is a certified alternative local exchange carrier and provides service in the state of Florida. BlueStar is located at 401 Church Street, 24<sup>th</sup> Floor, North, Nashville, Tennessee 37201.
2. Any pleading, motion, notice, order or other document required to be served upon the petitioner or filed by any party relative to this Request for Representation should be served upon the following individuals:

Vicki Gordon Kaufman  
McWhirter, Reeves, McGlothlin, Davidson,  
Decker, Kaufman, Arnold & Steen, P.A.  
117 South Gadsden  
Tallahassee, Florida 32301  
(850)222-2525 (telephone)  
(850)222-5606 (fax)

3. This petition is filed pursuant to Rule 28-106.106, Florida Administrative Code. Rule 28-106.106(2)(a) requires that BlueStar submit a written request to the presiding officer in the event that BlueStar elects to be represented before the Commission by a qualified representative. BlueStar

hereby submits such a request.

4. BlueStar seeks leave of the presiding officer for the individual identified below to appear as a qualified representative on behalf of BlueStar for any purpose and in all matters or proceedings conducted before the Commission in connection with Docket Nos. 981834-TP and 990321-TP.

Henry C. Campen, Jr.  
Parker, Poe, Adams & Berstein, LLP  
First Union Capitol Center  
150 Fayetteville Street Mall, Suite 1400  
Raleigh, North Carolina 27602

5. Consistent with Rule 25-106.106(2)(b), BlueStar hereby affirms that it is aware of the services Mr. Campen can provide and, further, that BlueStar can elect to be represented solely by "counsel," as that term is defined by Rule 28-106.106(1). Indeed, BlueStar has elected to be represented in this matter by other attorneys in addition to Mr. Campen.

6. BlueStar submits that Mr. Campen possesses the necessary qualifications to responsibly represent BlueStar's interests in this matter. In this regard, Mr. Campen's qualifications are set forth in the attached affidavit.

7. As reflected in Mr. Campen's affidavit, he: (i) is an attorney admitted to practice in North Carolina; (ii) has reviewed those portions of the Florida Statutes relative to the Commission's jurisdiction, (iii) has reviewed the Florida Rules of Civil Procedure relating to discovery in an administrative proceeding; and (iv) has reviewed those portions of the Florida Administrative Code and Florida Statutes related to the rules of evidence, including the concept of hearsay in an administrative proceeding.

8. Consistent with the standard set forth in Rule 28-106.107, Mr. Campen has acquired

or will acquire actual knowledge of the factual and legal issues involved insofar as his representation of BlueStar is concerned in the above-referenced proceeding.

**WHEREFORE**, for the above and foregoing reasons, BlueStar Networks, Inc. requests that Mr. Campen be permitted to appear as a qualified representative on behalf of BlueStar Networks, Inc.

*Vicki Gordon Kaufman*

---

Vicki Gordon Kaufman  
McWhirter, Reeves, McGlothlin,  
Davidson, Decker, Kaufman,  
Arnold & Steen, P.A.  
117 South Gadsden Street  
Tallahassee, Florida 32301  
Telephone: (850) 222-2525  
Telecopy: (850) 222-5606


Attorneys for BlueStar Networks, Inc.

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of BlueStar Network, Inc.'s Request for Representation by a Qualified Representative has been furnished by (\*) hand delivery or U. S. Mail this 21<sup>st</sup> day of December 1999 to the following:

(\*)Beth Keating  
Staff Counsel  
Florida Public Service Commission  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Nancy B. White  
150 West Flagler Street  
Suite 1910  
Miami, FL 33130

  
Vicki Gordon Kaufman

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re:

Petition for Arbitration of BlueStar Networks, Inc. with BellSouth Telecommunications, Inc. Pursuant to the Telecommunications Act of 1996

Docket No. 991838-TP

Filed: December 21, 1999

AFFIDAVIT OF HENRY CAMPEN

STATE OF NORTH CAROLINA )
COUNTY OF WAKE )

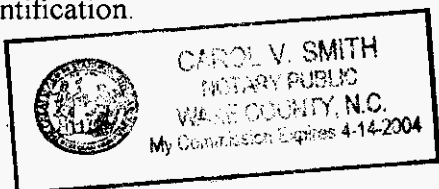
I, Henry Campen, being first duly sworn, do hereby depose and state as follows:

- 1. I am a partner in the law firm of Parker, Poe, Adams & Bernstein, LLP, First Union Capitol Center, 150 Fayetteville Street Mall, Raleigh, North Carolina 27602.
2. I am a member in good standing of the North Carolina Bar and am seeking to be designated as a qualified representative in the above-captioned docket pursuant to Rule 28-106.106, Florida Administrative Code.
3. I have served as regulatory counsel to BlueStar Networks, Inc. in proceedings before state commissions. Moreover, I have assisted other attorneys in proceedings before 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.
4. I am familiar with the relevant portions of the Florida Statutes, the Florida Rules of Civil Procedure, the Florida Administrative Code, and the Florida Rules of Evidence.

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

Handwritten signature of Henry Campen over a horizontal line, with the printed name HENRY CAMPEN below it.

SWORN TO AND SUBSCRIBED before me this 16th day of December, 1999 by Henry Campen, who (X) is personally known to me; or ( ) who has presented as identification.



Handwritten signature of Carol V. Smith, Notary Public, State of NC, County of Wake, Commission Number: My Commission expires: 4-14-2004