

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into
pricing of unbundled network
elements.

DOCKET NO. 990649-TP
ORDER NO. PSC-00-0280-PCO-TP
ISSUED: February 10, 2000

ORDER AUTHORIZING QUALIFIED REPRESENTATIVE STATUS

On November 24, 1999, Richard D. Melson, Attorney for Rhythms Links Inc. (Rhythms) filed a written request pursuant to Rule 28-106.106, Florida Administrative Code, for Stephen P. Bowen, Attorney, Blumenfeld & Cohen, 4 Embarcadero Center, Suite 1170, San Francisco, California 94111, and Jeremy Marcus, Attorney, Blumenfeld & Cohen, 1625 Massachusetts Avenue, Northwest, Suite 300, Washington, D.C. 20036, to appear as Qualified Representatives for Rhythms in Docket No. 990649-TP. The request, as originally filed, did not contain all of the information necessary to make a determination as to the qualifications of Stephen P. Bowen and Jeremy Marcus to appear as qualified representatives on behalf of Rhythms. On February 1, 2000, Mr. Melson filed additional information regarding the qualifications of Messrs. Bowen and Marcus.

Having reviewed the request and the additional information, it appears that Stephen P. Bowen and Jeremy Marcus have the necessary qualifications to responsibly represent Rhythms' interests in a manner which will not impair the fairness of the proceeding or the correctness of the action to be taken. Having met the requirements of Rule 28-106.106(4), Florida Administrative Code, Stephen P. Bowen and Jeremy Marcus are authorized to appear as Qualified Representatives on behalf of Rhythms in this docket.

Based on the foregoing, it is

ORDERED by Commissioner E. Leon Jacobs, Jr., as Prehearing Officer, that Stephen P. Bowen, Attorney, Blumenfeld & Cohen, 4 Embarcadero Center, Suite 1170, San Francisco, California 94111, and Jeremy Marcus, Attorney, Blumenfeld & Cohen, 1625 Massachusetts Avenue, Northwest, Suite 300, Washington, D.C. 20036, are authorized to appear as Qualified Representatives on behalf of Rhythms Links Inc., c/o Richard D. Melson, Attorney, Hopping, Green, Sams & Smith, Post Office Box 6526, Tallahassee, Florida 32314, in this docket.

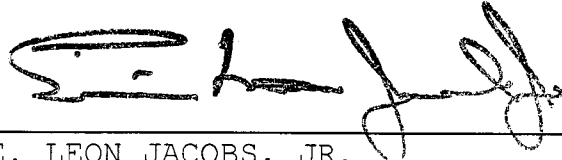
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By ORDER of Commissioner E. Leon Jacobs, Jr. as Prehearing Officer, this 10th day of February, 2000.



E. LEON JACOBS, JR.
Commissioner and Prehearing Officer

(S E A L)
DWC/ALC

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.