

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into the establishment of operations support systems permanent performance measures for incumbent local exchange telecommunications companies.

DOCKET NO. 000121-TP  
ORDER NO. PSC-00-2346-PCO-TP  
ISSUED: December 7, 2000

ORDER GRANTING INTERVENTION

By Petition, Rhythms Links Inc. (Rhythms) has requested permission to intervene in this proceeding. Rhythms states that it is certificated by this Commission as an alternate local exchange company (ALEC) in the State of Florida. Rhythms states that it purchases unbundled network elements from incumbent local exchange companies (ILEC) in connection with Rhythms' provision of service in Florida. Rhythms states that the Commission will address the establishment of permanent performance metrics for the operations support systems that will be used for the pre-ordering, ordering, provisioning, maintenance, repair and billing for UNES purchased by Rhythms. Thus, Rhythms states that its substantial interests will be affected by this proceeding.

Having reviewed the Petition, it appears that Rhythms' substantial interests may be affected by this proceeding. As an ALEC operating in Florida, Rhythms states that it must utilize the operations support systems of ILECs to provide local exchange service. Thus, Rhythms has sufficiently demonstrated that its substantial interests may be affected by the outcome of this proceeding. Pursuant to Rule 25-22.039, Florida Administrative Code, Rhythms takes the case as it finds it.

Therefore, it is

ORDERED by the Florida Public Service Commission that the Petition to Intervene filed by Rhythms Links Inc. is hereby granted. It is further

ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents which may hereinafter be filed in this proceeding, to:

DOCUMENT NUMBER-DATE

15688 DEC-78

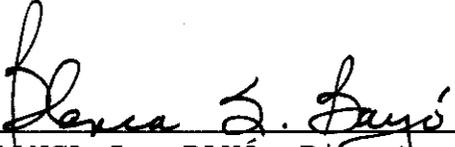
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Elizabeth Braman  
Blumenfeld & Cohen  
1625 Massachusetts Ave. N.W.  
Suite 300  
Washington, D.C. 20036

By ORDER of the Florida Public Service Commission this 7th Day  
of December, 2000.

  
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BLANCA S. BAYÓ, Director  
Division of Records and Reporting

( S E A L )

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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.

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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.