

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by AT&T
Communications of the Southern
States, Inc., TCG South Florida,
and MediaOne Florida
Telecommunications, Inc. for
structural separation of
BellSouth Telecommunications,
Inc. into two distinct wholesale
and retail corporate
subsidiaries.

DOCKET NO. 010345-TP
ORDER NO. PSC-01-1045-PCO-TP
ISSUED: May 1, 2001

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By Petition, Florida Digital Network, Inc. (Florida Digital) has requested permission to intervene in this proceeding. Florida Digital is a certificated alternative local exchange telecommunications carrier and interexchange carrier. Florida Digital is a competitor of BellSouth Telecommunications, Inc. (BellSouth) for local services and may be a competitor of BellSouth for in-region long distance. BellSouth is permitted to provide that service. Florida Digital's interests will be substantially and directly affected because Florida Digital utilizes BellSouth's interconnection service and access to unbundled network elements.

Having reviewed the Petition, it appears that Florida Digital's substantial interests may be affected by this proceeding inasmuch as Florida Digital is a competitor of BellSouth for local services and possibly in-region long distance. Therefore, the Petition shall be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, Florida Digital takes the case as it finds it.

Therefore, it is

ORDERED by the Florida Public Service Commission that the Petition for Leave to Intervene filed by Florida Digital Network, Inc., be and the same is hereby granted. It is further

DOCUMENT NUMBER-DATE

05385 MAY-16

FPSC-REGULATORY REPORTING

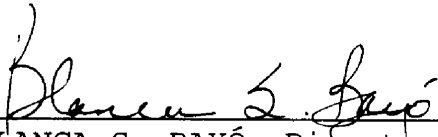
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ORDERED that all parties to this proceeding shall furnish copies of all testimony, exhibits, pleadings and other documents which may hereinafter be filed in this proceeding, to:

Matthew Feil, Esquire
Florida Digital Network, Inc.
390 North Orange Avenue
Suite 2000
Orlando, Florida 32801

Michael Sloan
Swidler, Berlin, Shereff,
Freidman, LLP
300 K Street NW, Suite 300
Washington, D.C. 20007-5116

By ORDER of the Florida Public Service Commission, this 1st day of May, 2001.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

(S E A L)

JKF

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.

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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.