

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into  
allegations of anti-competitive  
behaviors and practices of  
Sprint-Florida, Incorporated.

DOCKET NO. 011075-TL  
ORDER NO. PSC-01-1873-PCO-TL  
ISSUED: September 19, 2001

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By Petition, Time Warner Telecom of Florida L.P. (Time Warner) has requested permission to intervene in this proceeding. Time Warner is a Commission certificated facilities-based competitive carrier presently providing exchange access and local exchange telecommunications services in Florida, and specifically within areas in which Sprint-Florida, Inc., is the Incumbent Local Exchange Carrier. Accordingly, Time Warner is subject to the rules, regulations, and orders of the Commission, and such rules, regulations, and orders impact Time Warner in the provision of telecommunications services in Florida, and Time Warner's ability to compete. Thus, the interests of Time Warner Telecom may or will be substantially affected by any decision regarding anti-competitive practices of Sprint-Florida, Inc.

Having reviewed the Petition, it appears that Time Warner's substantial interests may be affected by this proceeding because it is a competitive local exchange services provider within Sprint's territory. Therefore, the Petition shall be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, Time Warner takes the case as it finds it.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the Petition for Leave to Intervene filed by Time Warner Telecom of Florida L.P., be and the same is hereby granted. It is further

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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:

Peter M. Dunbar, Esquire  
Karen M. Camechis, Esquire  
Pennington, Moore, Wilkinson,  
Bell & Dunbar, P.A.  
P.O. Box 10095 (32302)  
215 S. Monroe Street, 2nd Floor  
Tallahassee, Florida 32301

Time Warner Telecom of Florida, L.P.  
c/o Carolyn Marek  
233 Bramerton Court  
Franklin, Tennessee 37069

By ORDER of the Florida Public Service Commission this 19th  
day of September, 2001.

BLANCA S. BAYÓ, Director  
Division of the Commission Clerk  
and Administrative Services

By: Kay Flynn  
Kay Flynn, Chief  
Bureau of Records and Hearing  
Services

( 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.

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 the Commission Clerk and Administrative Services, 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.