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January 30, 2002

**BY HAND DELIVERY**

Ms. Blanca Bayó, Director  
The Commission Clerk and Administrative Services  
Room 110, Easley Building  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

Re: Docket No. 990649B-TP

Dear Ms. Bayó:

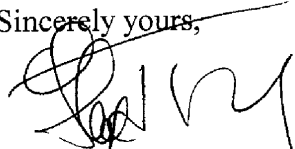
Enclosed for filing on behalf of KMC Telecom III, Inc. are the following documents:

1. An original and fifteen copies of KMC Telecom III, Inc.'s Petition to Intervene; and
2. An original and fifteen copies of the Rebuttal Testimony of Frank W. Wood in the above referenced docket.

Please acknowledge receipt of this letter by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

Sincerely yours,

  
Floyd R. Self

FRS/amb  
Enclosures

cc: Mr. Frank W. Wood  
Parties of Record

DOCUMENT NUMBER-DATE

01171 JAN 30 02

FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Investigation into pricing of )  
unbundled network elements )  
\_\_\_\_\_ )

Docket No. 990649B-TP  
Filed: January 30, 2002

**PETITION TO INTERVENE**

COMES NOW KMC Telecom, Inc III, Inc. ("KMC"), and, pursuant to Rule 25-22.039, Florida Administrative Code, files this Petition to Intervene with the Florida Public Service Commission ("Commission") in the above-referenced docket. KMC respectfully requests that the Commission grant this petition, designating KMC as a party of record and affording it all applicable rights under Florida law and the rules and regulations of the Commission. In support thereof, KMC respectfully shows as follows:

- 1. The name and address of petitioner is:

KMC Telecom III, Inc.  
1755 North Brown Road  
Lawrenceville, GA 30034-8119  
Tel: 678-985-6261  
Fax: 678-985-6213

- 2. Copies of notices, pleadings and documents in this proceeding should be provided

to:

Floyd R. Self  
Messer, Caparello & Self, P.A.  
215 S. Monroe Street, Suite 701  
Tallahassee, Florida 32301-1876  
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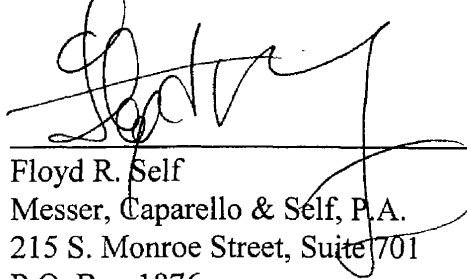
John D. McLaughlin, Jr.  
KMC Telecom III, Inc.  
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Lawrenceville, GA 30034-8119  
Tel: 678-985-6261  
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3. KMC is a telecommunications company that has been duly certificated by the Commission as an alternative local exchange telecommunications company ("ALEC") in Florida. As such, KMC is subject to the rules and regulations and orders of the Commission, and such rules, regulations and orders impact KMC's ability to provide local exchange telecommunications service.

4. As an ALEC, KMC purchases unbundled network elements from incumbent local exchange company, including Sprint and Verizon, in order to provide local exchange service. Accordingly, KMC's interests may or will be substantially affected by any action that the Commission takes in this docket regarding the pricing of network elements for Sprint and Verizon.

WHEREFORE, KMC requests that it be permitted to intervene in this proceeding and that it be accorded full party status.

Respectfully submitted



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Attorneys for KMC Telecom III, Inc.

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of KMC Telecom III, Inc.'s Petition to Intervene in Docket 990649B-TP has been served on the following parties by Hand Delivery (\*) and/or U. S. Mail this 30th day of January, 2002.

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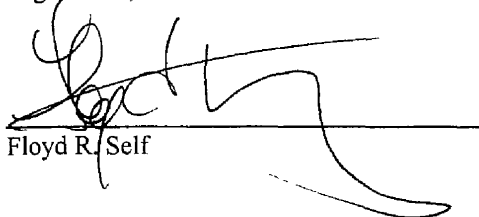
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