

ORIGINAL

Matilda Sanders

From: Fatool, Vicki [Vicki.Fatool@BELLSOUTH.COM]
Sent: Friday, November 19, 2004 2:44 PM
To: Filings@psc.state.fl.us
Subject: 040976-TX BellSouth Telecommunications, Inc.'s Petition to Intervene
Importance: High

A. Vicki Fatool
 Legal Secretary to Nancy B. White
 BellSouth Telecommunications, Inc.
 150 South Monroe Street
 Suite 400
 Tallahassee, Florida 32301
 (305) 347-5560
vicki.fatool@bellsouth.com

B. Docket No. 040976-TX

Application for certificate to provide competitive local exchange telecommunications service by Utility USA, Inc.

C. BellSouth Telecommunications, Inc.
 on behalf of Nancy B. White

D. 4 pages total (including letter, certificate of service and pleading)

E. BellSouth Telecommunications, Inc.'s Petition to Intervene

.pdf version attached

<<040976-T.pdf>>

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ORIGINAL
Legal Department

NANCY B. WHITE
General Counsel - FL

BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301
(305) 347-5558

November 19, 2004

Mrs. Blanca S. Bayó
Director, Commission Clerk and
Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: **Docket No. 040976-TX**
**Application for certificate to provide competitive local exchange
telecommunications service by Utility USA, Inc.**

Dear Ms. Bayó:

Enclosed is BellSouth Telecommunications, Inc.'s Petition to Intervene,
which we ask that you file in the captioned docket.

Copies have been served to the parties shown on the attached Certificate
of Service.

Sincerely,


Nancy B. White

cc: All Parties of Record
Marshall M. Criser III
R. Douglas Lackey

DOCUMENT NUMBER-DATE

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**CERTIFICATE OF SERVICE
DOCKET NO. 040976-TX**


I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

First Class U.S. Mail this 19th day of November, 2004 to the following:

Kira Scott
Staff Counsel
Florida Public Service
Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
Tel No. (850) 413-6216
kscott@psc.state.fl.us

FLATEL, Inc.
Mr. Abby Matari
Executive Center, Suite 210
2300 Palm Beach Lakes Blvd.
West Palm Beach, FL 33409-3304
Tel. No. (561) 688-2525
Fax. No. (561)-688-7334
amatari@flatel.net

Utility USA, Inc.
3814 Wood Walk Blvd.
Lake Worth, FL 33467-2358
Tel. No. (561) 856-0297
Fax. No. (561) 493-4866
onodarse@aol.com


Nancy B. White

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Application for certificate to provide)
competitive local exchange)
telecommunications service by Utility)
USA, Inc.)
_____)

Docket No. 040976-TX

Filed: November 19, 2004

**BELLSOUTH TELECOMMUNICATIONS, INC.'S
PETITION FOR LEAVE TO INTERVENE**

BellSouth Telecommunications, Inc., ("BellSouth" or "Company"), pursuant to Rule 25-22.039, Florida Administrative Code, hereby requests leave to intervene in this proceeding, and as grounds therefore states:

1. BellSouth is a telephone company lawfully doing business in the State of Florida whose regulated operations are subject to the jurisdiction of this Commission pursuant to Chapter 364, Florida Statutes.

2. BellSouth's principal place of business in Florida is 150 W. Flagler Street, Suite 1910, Miami, Florida 33130. Pleadings and process in this matter may be served upon:

Nancy B. White
c/o Nancy H. Sims
150 So. Monroe Street, Suite 400
Tallahassee, Florida 32301

3. Any decision made by the Commission in the context of this proceeding will necessarily affect the substantial interests of BellSouth and its business operations in the State of Florida.

WHEREFORE, BellSouth respectfully requests that the Commission grant the Company leave to intervene for all legal purposes in this docket.

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Respectfully submitted this 19th day of November, 2004.

BELLSOUTH TELECOMMUNICATIONS, INC.

Handwritten signature of Nancy B. White in cursive, with a horizontal line drawn across the signature.

NANCY B. WHITE

JAMES MEZA III

c/o Nancy H. Sims

150 So. Monroe Street, Suite 400

Tallahassee, FL 32301

(305) 347-5558

Handwritten signature of R. Douglas Lackey in cursive, with a horizontal line drawn across the signature.

R. DOUGLAS LACKEY

Suite 4300

675 W. Peachtree St., NE

Atlanta, GA 30375

(404) 335-0747

559925