

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Complaint against Verizon Florida, Inc.
and request for declaratory ruling by Bright
House Networks Information Services, LLC
(Florida).

DOCKET NO. 041170-TP
ORDER NO. PSC-05-0227-PCO-TP
ISSUED: February 25, 2005

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By Petition, Charles J. Crist, Jr., Attorney General, State of Florida, has requested permission to intervene in this proceeding. No parties have responded to the petition within the time provided for in Rule 28-106.204(1), Florida Administrative Code. The Attorney General brings this Petition in his *parens patriae* capacity as guardian of the health, welfare, and safety of the citizens of the State of Florida. The Attorney General states that he has broad authority to prosecute and appear in suits in which the State is a party or is otherwise interested. Section 16.01(4), (5), and (6), Florida Statutes. Further, the Attorney General reasons that he has discretion in determining what particular matters involve public interest. *State ex rel. Shevin v. Exxon Corp.*, 526 F. 2d 266, 268-289 (5th Cir. 1976).

The purpose of this proceeding, among other things, is to address Verizon's number porting procedures for Bright House Networks Information Services (Bright House) and similarly situated companies who have intervened in this proceeding. Having reviewed the Attorney General's Petition, the Complaint filed in this proceeding, and in recognition of his authority to intervene on behalf of the State of Florida as set forth in Section 16.01, Florida Statutes, in matters in ". . . which he determines in his sound official discretion involves a legal matter of compelling public interest," the Petition to Intervene shall be granted. *Id.* at p. 271

Although not specifically indicated, copies of filings in this docket shall be provided to the individuals listed on the Petition to Intervene as set forth below. Pursuant to Rule 25-22.039, Florida Administrative Code, the Attorney General takes the case as he finds it.

Therefore, it is

ORDERED by the Florida Public Service Commission that the Petition for Leave to Intervene filed by Attorney General Charles J. Crist, Jr., be and the same is hereby granted. It is further

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

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:

Charles J. Crist, Jr.
Attorney General
Office of the Attorney General
The Capitol-PL01
Tallahassee, Florida 32399-1050
(850) 414-3300 (phone)

Christopher M. Kise
Solicitor General
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Jack Shreve
Senior General Counsel
Office of the Attorney General
The Capitol-PL01
Tallahassee, Florida 32399-1050
(850) 414-3300 (phone)

By ORDER of the Florida Public Service Commission this 25th day of February, 2005.



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

(S E A L)

FRB

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; or (2) 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.