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From: Porter, Scott [Scott.Porter@wiltel.com]
Sent: Monday, June 27, 2005 4:53 PM
To: Filings@psc.state.fl.us
Cc: Kupetsky, Adam
Subject: Electronic Filing in Docket No. 041269-TP
Attachments: FLWilTelPetInterv.pdf

<<FLWilTelPetInterv.pdf>>

Electronically Filed By:

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Docket No. 041269-TP:

In re: Petition to establish generic docket to consider amendments to interconnection agreements resulting from changes in law, by BellSouth Telecommunications, Inc.

Filed on Behalf of:

WilTel Local Network, LLC

Total Number of Pages in Attached Document:

Six (6)

Description of Attached Document:

Petition to Intervene by WilTel Local Network, LLC, in this docket as directed by the Notice of Pending Docket

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June 27, 2005

Via Electronic Filing

Ms. Blanca S. Bayo, Director
Division of the Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 041269-TP

Dear Ms. Bayo:

Pursuant to the Notice of Pending Docket, attached for filing in the above-referenced docket is the Petition to Intervene on behalf of WilTel Local Network, LLC. Pursuant to the Commission's Electronic Filing Requirements, this version of the document should be considered the official filed copy for purposes of the docket file. True and correct copies of this document will be served upon the parties of record via electronic and U.S. Mail.

Thank you for your assistance with this filing.

Respectfully,

/s/ Adam Kupetsky

Adam Kupetsky
Director of Regulatory
and Regulatory Counsel

Attachment

cc: Parties of Record

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition to establish generic docket)
to consider amendments to)
interconnection agreements resulting) Docket No. 041269-TP
from changes in law, by BellSouth) Filed: June 21, 2005
Telecommunications, Inc.)

PETITION TO INTERVENE

WilTel Local Network, LLC ("WilTel"), pursuant to Rule 25-22.039, Florida Administrative Code, and in accordance with the Order Establishing Scope of Proceeding and the Notice of Pending Docket issued by the Florida Public Service Commission (hereafter the "Commission") in the above-captioned proceeding, hereby respectfully requests that the Commission grant WilTel leave to Intervene as a party of record. In support of its Petition, WilTel shows as follows:

1. Petitioner's complete name and principal place of business:

WilTel Local Network, LLC
One Technology Center (TC-15)
100 South Cincinnati
Tulsa, Oklahoma 74103

2. All pleadings, orders, notices and other correspondence filed or served in this docket should be addressed to:

Adam Kupetsky
Regulatory Counsel
WilTel Communications, LLC
One Technology Center (TC-15)
100 South Cincinnati
Tulsa, Oklahoma 74103
(918) 547-2764
(918) 547-9446 (fax)
adam.kupetsky@wiltel.com

DOCUMENT NUMBER-DATE

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FPSC-COMMISSION CLERK

3. WilTel is a duly certified telecommunications company authorized by the Commission as a competitive local exchange telecommunications company (“CLEC”) in the state of Florida. As a CLEC, WilTel is subject to the Commission’s rules, regulations and orders, which impact WilTel’s ability to provide local exchange telecommunications service in Florida.

4. WilTel has an effective interconnection agreement with BellSouth Telecommunications, Inc. (“BellSouth”) approved by the Commission (the “Agreement”). In this docket, BellSouth proposes that the Commission consider an amendment to WilTel’s Agreement resulting from changes of law, including recent decisions from the Federal Communications Commission (“FCC”). Accordingly, WilTel has substantial interests that are subject to determination or will be affected through this proceeding.

5. WilTel is presently, and will continue, negotiating an amendment to the Agreement informally with BellSouth in an effort to reach resolution on those issues that remain in dispute between the parties. Nonetheless, the specific issues to be determined in this docket may include, without limitation, the interpretation and application of the FCC’s *Triennial Review Order*¹ and the FCC’s *Triennial Review Remand Order*.²

¹ *Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers; Implementation of the Local Competition Provisions of the Telecommunications Act of 1996; Deployment of Wireline Services Offering Advanced Telecommunications Capability*, CC Docket Nos. 01-338, 96-98, 98-147, Report and Order and Order on Remand and Further Notice of Proposed Rulemaking, 18 FCC Rcd 16978, 17145, para. 278 (2003), corrected by Errata, 18 FCC Rcd 19020 (2003), vacated and remanded in part, affirmed in part, *United States Telecom Ass’n v. FCC*, 359 F.3d 554 (D.C. Cir. 2004) cert. denied, 125 S.Ct. 313, 316, 345 (2004).

² *In the Matter of Unbundled Access to Network Elements Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers*, WC Docket No. 04-313, CC Docket No. 01-338, Order on Remand, FCC 04-179 (rel. Feb. 4, 2005).

WHEREFORE, WilTel requests that the Commission permit WilTel to intervene in this proceeding and that WilTel be accorded party status consistent with its rules and directing all parties to serve upon WilTel all filings made in this proceeding.

Respectfully submitted,

WILTEL LOCAL NETWORK, LLC

/s/ Adam Kupetsky
Adam Kupetsky
Regulatory Counsel
WilTel Communications, LLC
One Technology Center TC 15-H
Tulsa, OK 74103
(918) 547-2764

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Petition to Intervene was served by U.S. Mail this 27th day of June, 2005, to the following:

AT&T Communications of the Southern States, LLC Tracy Hatch, Esq. 101 North Monroe Street, Suite 700 Tallahassee, FL 32301 Email: thatch@att.com	BellSouth Telecommunications, Inc. N. White/ D. Lackey/ E. Edenfield/ M. Mays c/o Ms. Nancy H. Sims 150 South Monroe Street, Suite 400 Tallahassee, FL 32301-1556 nancy.sims@bellsouth.com nancy.white@bellsouth.com
FDN Communications Matthew Feil, Esq. 2301 Lucien Way, Suite 200 Maitland, FL 32751 Phone: (407) 835-0460 FAX: (407) 835-0309 Email: mfeil@mail.fdn.com	ITC^DeltaCom Ms. Nanette Edwards 7037 Old Madison Pike, Suite 400 Huntsville, AL 35806 Phone: (256) 382-3856 FAX: (256) 382-3936
MCI Dulaney O'Roark III, Esq. 6 Concourse Parkway Suite 600 Atlanta, GA 30328 Phone: 770-284-5498 Email: de.oroark@mci.com	MCImetro Access Transmission Services LLC Ms. Donna C. McNulty 1203 Governors Square Blvd., Suite 201 Tallahassee, FL 32301-2960 Phone: (850) 219-1008 FAX: 219-1018 Email: donna.mcnulty@mci.com
Messer Law Firm Floyd R. Self P. O. Box 1876 Tallahassee, FL 32302-1876 Phone: 850-222-0720 FAX: 224-4359 Email: fself@lawfla.com	NuVox/NewSouth/Xspedius/KMC Telecom (Kelley) J.Heitmann/B.Mutschelknaus/S.Kassman c/o Kelley Law Firm 1200 19th St., NW, Suite 500 Washington, DC 20036 Phone: 202-877-1254 FAX: 202-955-9792 Email: JHeitman@KelleyDrye.com SKassman@KelleyDrye.com
NuVox/NewSouth/Xspedius/KMC Telecom (Messer) Norman H. Horton, Jr. c/o Messer Law Firm P.O. Box 1876 Tallahassee, FL 32302-1876 Phone: 850-222-0720 FAX: 224-4359 Email: nhorton@lawfla.com	Rutledge Law Firm Kenneth Hoffman/Martin McDonnell P.O. Box 551 Tallahassee, FL 32302 Phone: 850-681-6788 FAX: 681-6515

<p>SECCA/US LEC Corp. Wanda Montano/Terry Romine 6801 Morrison Blvd. Charlotte, NC 28211 Phone: 770-319-1119 FAX: 770-602-1119</p>	<p>Sprint Communications Company Limited Partnership Susan Masterton P.O. Box 2214 Tallahassee, FL 32316-2214 Phone: (850) 599-1560 FAX: 878-0777 Email: susan.masterton@mail.sprint.com</p>
<p>Supra Telecommunications & Information Systems, Inc.(05) Steven Chaiken/Brian Chaiken 2901 SW 149th Avenue Suite 300 Miramar, FL 33027 Phone: 786-455-4239 FAX: 786-455-4600</p>	<p>XO Communications, Inc. Dana Shaffer 105 Molloy Street, Suite 300 Nashville, TN 37201 Phone: 615-777-7700 FAX: 615-850-0343</p>
<p>Alan C. Gold, P.A. Alan C. Gold/James L. Parado Gables One Tower 1320 South Dixie Highway, Suite 870 Coral Gables, FL 33146 Phone: (305) 667-0475 FAX: (305) 663-0799 Email: agold@kcl.net jlp@kcl.net</p>	

By: /s/ Adam Kupetsky
Adam Kupetsky