McWhirter Reeves

TAMPA OFFICE: 400 NORTH TAMPA STREET, SUITE 2450 TAMPA, FLORIDA 33602 P. O. BOX 3350 TAMPA, FL 33601-3350 (813) 224-0866 (813) 221-1854 FAX PLEASE REPLY TO:

TALLAHASSEE

TALLAHASSEE OFFICE: 117 SOUTH GADSDEN TALLAHASSEE, FLORIDA 32301 (850) 222-525 (850) 222-5606 FAX

September 24, 2003

VIA HAND DELIVERY

Blanca S. Bayo, Director Division of Records and Reporting Betty Easley Conference Center 4075 Esplanade Way Tallahassee, Florida 32399-0870

Re:

Docket No.: 030851-TP and 030852-TP

Dear Ms. Bayo:

On behalf of DIECA Communications, Inc. d/b/a Covad Communications Company (Covad), enclosed for filing and distribution are the original and 15 copies of the following:

- DIECA Communications, Inc. d/b/a Covad Communications Company's Petition to Intervene in Docket No. 030851-TP; and
- DIECA Communications, Inc. d/b/a Covad Communications Company's Petition to Intervene in Docket No. 030852-TP.

Please acknowledge receipt of the above on the extra copy of each and return the stamped copies to me. Thank you for your assistance.

Sincerely,

Vicki Gordon Kaufman

VGK/bae · Enclosure

RECEIVED & FILED

McWhirter, Reeves, McGlothlin, Davidson, Kaufman & Arnold, P.A.

EPSCALMENT OF RECORDS

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MEET ON WISSIMMUT JOOK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of requirements arising From Federal Communications Commission's Triennial UNE review; Location-Specific Review for DS1, DS3 and Dark Filer Loops, And Route-Specific Review for DS1, DS3 and Dark Fiber Transport.

852 Docket No.030582-TP

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Filed: September 24, 2003

DIECA COMMUNICATIONS, INC. D/B/A COVAD COMMUNICATIONS <u>COMPANY'S PETITION TO INTERVENE</u>

DIECA Communications, Inc. d/b/a Covad Communications Company (Covad), pursuant to rule 28-106.205, Florida Administrative Code, files this Petition to Intervene. As grounds therefore, Covad states:

1. The name and address of Petitioner is:

Covad Communications Company 1230 Peachtree Street, NE 19th Floor Atlanta, Georgia 30309

2. The name, address and telephone number of persons who should receive copies of all orders, notices and correspondence in this docket are:

Charles E. Watkins
Covad Communications Company
1230 Peachtree Street, NE
19th Floor
Atlanta, Georgia 30309
(404) 942-3492 Telephone
(404) 942-3495 Telefax
gwatkins@covad.com

Vicki Gordon Kaufman McWhirter Reeves McGlothlin Davidson Kaufman & Arnold, PA 117 South Gadsden Street Tallahassee, Florida 32301 (850) 222-2525 (telephone)

DOCUMENT NUMBER-DATE

(850) 222-5606 (fax) vkaufman@mac-law.com

- 3. In this docket, the Commission will address the requirements of the Federal Communications Commission's (FCC) *Triennial Review Order*.
- 4. Covad is a competitive provider in Florida, certificated to provide competitive local exchange service. As a Florida CLEC, Covad has a substantial interest in the Commission's interpretation and application of *Triennial Review Order*.
- 5. Disputed issues of fact may include, but are not limited to, the interpretation and application of the FCC's *Triennial Review Order*.
- 6. Ultimate facts alleged include, but are not limited to, the fact the FCC's *Triennial Review Order* must be interpreted and applied to facilitate local competition.

WHEREFORE, Covad moves this Commission to grant its Petition to Intervene and accord it full party status in this matter.

Charles Watkins

Senior Counsel

Covad Communications Co.

1230 Peachtree Street, N.E., 19th Floor

Atlanta, Georgia 30309

(404) 942-3494

(404) 942-3495 (fax)

gwatkins@covad.com

Vicki Gordon Kaufman McWhirter, Reeves, McGlothlin, Davidson, Kaufman & Arnold, P.A. 117 South Gadsden Street Tallahassee, Florida 32301 (850) 222-2525 (850) 222-5606 (fax)

vkaufman@mac-law.com

Attorneys for DIECA Communications, Inc. d/b/a Covad Communications, Company

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing DIECA Communications, Inc. d/b/a Covad Communications Company's Petition to Intervene has been provided by (*) hand delivery or U.S. Mail this 24th day of September 2003, to the following:

(*) Beth Keating Office of the General Counsel Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850

Nancy White c/o Nancy Sims BellSouth Telecommunications, Inc. 150 South Monroe Street, Suite 400 Tallahassee, Florida 32301-1556

Richard Chapkis Verizon Florida, Inc. 201 North Franklin Street MC: FLTC0717 Tampa, Florida 33602

Susan Masterton Sprint Communications Company 1313 Blairstone Road Post Office Box 2214 MC: FLTLHO0107 Tallahassee, Florida 32301

Donna Canzano McNulty MCI WorldCom 1203 Governors Square Boulevard Suite 201 Tallahassee, Florida 32301 Michael Gross Florida Cable Telecommunications 246 East 6th Avenue Tallahassee, Florida 32303

Tracy Hatch
AT&T Communications of the
Southern States, LLC
101 North Monroe Street, Suite 700
Tallahassee, Florida 32301

Matthew Feil Florida Digital Network, Inc. 390 North Orange Avenue, Suite 2000 Orlando, Florida 32801

Villi Andre Lagran Vicki Gordon Kaufman