BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Petition of TDS Telecom d/b/a
TDS Telecom/Quincy Telephone,
ALLTEL Florida, Inc., Northeast Florida
Telephone Company d/b/a NEFCOM,
GTC, Inc. d/b/a GT Com, Smart City
Telecommunications, LLC d/b/a Smart
City Telecom, ITS Telecommunications
Systems, Inc. and Frontier Communications
of the South, LLC, concerning BellSouth
Telecommunications, Inc.'s Transit Service
Tariff

Docket No. 050119-TP

Petition and Complaint of AT&T Communication of the Southern States, LLC for suspension and cancellation of Transit Traffic Service Tariff No. FL2004-284 filed by BellSouth Telecommunications, Inc.

Docket No. 050125-TP

Filed: November 7, 2005

NUVOX COMMUNICATIONS, INC.'S PETITION TO INTERVENE

NuVox Communications, Inc. (NuVox), through its undersigned counsel, pursuant to rule 25-22.039 and 28-106.205, Florida Administrative Code, files its Petition to Intervene in this docket. As grounds therefore, NuVox states:

- The affected agency is the Florida Public Service Commission, 2450
 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.
 - 2. The name and address of the Petitioner is:

NuVox Communications, Inc. Two North Main Street Greenville, SC 29601

3. Copies of all pleadings, notices, and orders in these dockets should be provided to:

Vicki Gordon Kaufman Moyle Flanigan Katz Raymond & Sheehan, PA 118 North Gadsden Street Tallahassee, Florida 32301 850.681.3828 850.681.8788 fax vkaufman@moylelaw.com

Susan J. Berlin NuVox Communications, Inc. Two North Main Street Greenville, SC 29601 864.331.7323 864.672.5105 fax sberlin@nuvox.com

- 4. NuVox is a competitive local exchange company operating in the state of Florida.
- 5. In these consolidated dockets, the Commission will consider the Transit Traffic Service Tariff filed by BellSouth Telecommunications, Inc. (BellSouth). Such action will directly affect NuVox's substantial interests. NuVox's interests are of the type this proceeding was designed to protect.
- 6. Disputed issues of material fact include, but are not limited to, whether the Commission should approve, modify or deny the BellSouth tariff; what compensation, if any, is appropriate under the tariff; if the tariff is approved, to whom should the tariff apply.
- 7. Ultimate facts include, but are not limited to, what tariff, if any should be approved by the Commission.

WHEREFORE, NuVox requests that the Commission enter an order allowing it to intervene as a full party in this docket.

s/ Vicki Gordon Kaufman

Vicki Gordon Kaufman Moyle Flanigan Katz Raymond & Sheehan, PA 118 North Gadsden Street Tallahassee, Florida 32301 850.681.3828 850.681.8788 fax vkaufman@moylelaw.com

Susan J. Berlin NuVox Communications, Inc. Two North Main Street Greenville, SC 29601 864.331.7323 864.672.5105 fax sberlin@nuvox.com

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Petition to Intervene was served via electronic mail and first class United States mail this 7th day of November, 2005, to the following:

Jason Rojas
Florida Public Service Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee FL 32399-0850
irojas@psc.state.fl.us

AT&T Communications of the Southern States, LLC Tracy Hatch 101 North Monroe Street, Suite 700 Tallahassee, FL 32301-1549 thatch@att.com

Ausley Law Firm J. Jeffry Wahlen P.O. Box 391 Tallahassee, FL 32302 jwahlen@ausley.com

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<u>s/Vicki Gordon Kaufman</u>Vicki Gordon Kaufman