

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into
appropriate methods to
compensate carriers for exchange
of traffic subject to Section
251 of the Telecommunications
Act of 1996.

DOCKET NO. 000075-TP
ORDER NO. PSC-00-1541-PCO-TP
ISSUED: August 24, 2000

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By Petition, KMC Telecom, Inc., KMC Telecom II, Inc., and KMC Telecom III, Inc. (collectively, KMC), has requested permission to intervene in this proceeding. KMC states that it is authorized by this Commission to provide local telecommunications services in the state of Florida. KMC asserts that because this proceeding will address issues regarding compensation of carriers for the exchange of local traffic, the Commission's decision will directly and substantially affect its interests. No responses were filed.

Having reviewed the Petition, it appears that KMC's substantial interests may be affected by this proceeding because the proceeding addresses compensation of carriers for the exchange of local traffic. Therefore, the Petition shall be granted. Pursuant to rule 25-22.039, Florida Administrative Code, KMC takes the case as it finds it.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the Petition for Intervention filed by KMC Telecom, Inc., KMC Telecom II, Inc., and KMC Telecom III, Inc. is hereby granted. It is further

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:

Vicki Gordon Kaufman
McWhirter Law Firm
117 South Gadsden Street
Tallahassee, Florida 32301

DOCUMENT NUMBER-DATE

10456 AUG 24 8

FPSC-RECORDS/REPORT 000150

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By ORDER of the Florida Public Service Commission this 24th
day of August, 2000.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(S E A L)

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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, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) 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 Records and Reporting, 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.

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