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February 7, 1995

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CHRISTING E. FARLE

UilliaNAL

HAND DELIVERED

Blanca S. Bayo, Director Division of Records and Reporting 101 E. Gaines Street Tallahassee, Florida 32301

Re: Docket No. 941240-TI, Application for Certificate to Provide Interexchange Telecommunication Service by GTE Telecommunications Services Incorporated.

Dear Ms. Bayo:

Enclosed for filing and distribution are the original and fifteen copies of the Florida Interexchange Carriers Association's Amended Petition to Intervene, in the above docket.

Please acknowledge receipt of the above on the extra copy enclosed herein and return it to me. Thank you for your assistance.

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DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for (Certificate to Provide (Interexchange Telecommunication (Service by GTE Telecommunications) (Services Incorporated.

Docket No. 941240-TI

Filed: February 7, 1995

THE FLORIDA INTERESCHANGE CARRIERS ASSOCIATION'S AMENDED PETITION TO INTERVENE

The Florida Interexchange Carriers Association (FIXCA), pursuant to rule 25-22.039, Florida Administrative Code, through its undersigned counsel, moves to intervene in the above docket and in support states:

1. The name and address of Intervenor is:

Florida Interexchange Carriers Association c/o Joseph P. Gillan J. P. Gillan and Associates Post Office Box 541038 Orlando, Florida 32854-1038

2. The name and address of the individuals who should receive copies of orders, notices, pleadings, and other communications in this docket are:

Vicki Gordon Kaufman McWhirter, Reeves, McGlothlin, Davidson & Bakas 315 South Calhoun Street, Suite 716 Tallahassee, Florida 32301

Joseph P. Gillan J. P. Gillan and Associates Post Office Box 541038 Orlando, Florida 32854-1038

- 3. In this docket the Commission will decide whether to issue an IXC Certificate to GTE Telecommunications Services (GTE TSI).
- 4. FIXCA members provide interexchange service within Florida. A critical element of such service is access which FIXCA DOCUMENT NUMBER-DATE

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members must purchase from local exchange companies (LECs). Members of FIXCA are dependent upon an affiliate company of GTE TSI for the provision of such access service. At the same time, GTE TSI will compete in the marketplace with FIXCA members and perhaps purchase access from its affiliate company. This situation may allow GTE TSI and its affiliate company to manipulate the market in violation of section 364.01(3)(c), (d) and (e). Such manipulation will result in injury in fact in the form of anticompetitive behavior and will be immediately harmful to FIXCA members.

5. Because FIXCA members provide interexchange service within Florida and because they must purchase access from an affiliate of GTE TSI, which provides the opportunity for anticompetitive behavior, FIXCA's substantial interests will be affected by the Commission's decision in this docket. The Commission's authority in section 364.01 was designed to protect against anticompetitive behavior.

WHEREFORE, FIXCA requests the Commission to enter an order authorizing it to intervene and participate as a full party in the above proceeding.

Vicki Gordon Kaufman McWhirter, Reeves McGlothlin,

Davidson & Bakas 315 South Calhoun Street

Suite 716

Tallahassee, Florida 32301

904/222-2525

Attorneys for the Florida Interexchange Carriers Association

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Florida Interexchange Carriers Association's Amended Petition to Intervene has been furnished by hand delivery* or by U.S. Mail to the following parties of record, this 7th day of February, 1995:

Suzanne Suarez*
Division of Legal Services
Florida Public Service
Commission
101 Bast Gaines Street
Tallahassee, Florida 32399

Susan C. Theiss Pierson & Tuttle 1200 19th Street, N.W. Suite 607 Washington, DC 20036

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