LAW OFFICES

# MESSER, CAPARELLO & SELF

A PROFESSIONAL ASSOCIATION

215 SOUTH MONROE STREET, SUITE 701 POST OFFICE BOX 1876 TALLAHASSEE, FLORIDA 32302-1876 TELEPHONE: (850) 222-0720 TELECOPIER: (850) 224-4359

INTERNET: www.lawfla.com

01 NOV -1 PM 2:55 COMMISSION

November 1, 2001

## BY HAND DELIVERY

Ms. Blanca Bayó, Director Division of Records and Reporting Room 110, Easley Building Florida Public Service Commission 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850

> Docket No. 011076-TL Re:

Dear Ms. Bayó:

Enclosed for filing on behalf of e.spire Communications, Inc. are an original and fifteen copies of e.spire Communications, Inc.'s Petition to Intervene in the above-referenced docket.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

Sincerely,

Norman H. Horton, Jr.

CAF CMP NHH/amb COM Enclosures

APP

CTR

LEG

PAI

RGO

SER

cc:

Renee Terry, Esq. Parties of Record

FPSC-COMMISSION CLERK

DOCUMENT NUMBER-DATE

13836 NOV-15

### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Investigation into allegations of	)	
anti-competitive behaviors and practices	)	Docket No. 011076-TL
of Verizon Florida Inc.	)	Filed: November 1, 2001
<del></del>	)	

### PETITION TO INTERVENE

American Communication Services of Jacksonville, Inc. d/b/a e.spire Communications, Inc. ("e.spire"), through its undersigned counsel, hereby files this Petition to Intervene in this docket and as grounds would show:

1. The name and address of petitioner is:

e.spire Communications, Inc. 131 National Business Parkway, Suite 100 Annapolis Junction, Maryland 20701

Tel: 301-361-4298 Fax: 301-361-4277

2. Copies of notices, pleadings and documents in this proceeding should be provided

to:

Norman H. Horton, Jr. Messer, Caparello & Self, P.A. 215 S. Monroe Street, Suite 701 Tallahassee, Florida 32301-1876

Tel: 850-222-0720 Fax: 850-224-4359

Renee Terry, Esq. e.spire Communications, Inc. 131 National Business Parkway, Suite 100 Annapolis Junction, Maryland 20701

Tel: 301-361-4298 Fax: 301-361-4277 3. e.spire is a certificated alternative local exchange carrier in Florida and provides service in the State. e.spire has an interconnection agreement with Verizon and decisions with respect to the practices of Verizon which affect the provision or ability to provide competitive services affect the interests of e.spire and e.spire requests that it be allowed to intervene in this docket.

Respectfully submitted

Norman H. Horton, J

Messer, Caparello & Self, P.A.

215 S. Monroe Street, Suite 701

P.O. Box 1876

Tallahassee, FL 32302-1876

(850) 222-0720

Attorneys for e.spire Communications, Inc.

#### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the e.spire Communications, Inc.'s Petition to Intervene in Docket No. 011076-TL has been served upon the following parties by Hand Delivery (\*) and/or U.S. Mail this 1st day of November, 2001.

Lee Fordham, Esq.\*
Division of Legal-Services, Room 370
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Catherine F. Boone, Esq. Covad Communications Company 10 Glenlake Parkway, Suite 650 Atlanta, GA 30328-3495

Michael A. Gross, Esq.
Vice President, Regulatory Affairs
& Regulatory Counsel
Florida Cable Telecommunications Association, Inc.
246 East 6<sup>th</sup> Avenue
Tallahassee, FL 32303

Nanette Edwards, Esq. ITC^Deltacom 4092 South Memorial parkway Huntsville, AL 35802

Joseph McGlothlin, Esq. Vicki Kaufman, Esq. McWhirter Law firm 117 S. Gadsden Street Tallahassee, FL 32301

Angela Green, Esq.
Florida Public Telecommunications
Association
2292 Wednesday St., Suite 1
Tallahassee, FL 32308-4334

Jim P. Lamoureux, Esq. AT&T 1200 Peachtree Street, NE, Suite 8100 Atlanta, GA 30309

Ms. Lori Reese NewSouth Communications Corp. NewSouth Center Two North Main Street Greenville, SC 29601-2719 Peter M. Dunbar, Esq.
Pennington, Moore, Wilkinson, Bell & Dunbar, P.A.
P.O. Box 10095
Tallahassee, FL 32302-2095

Ms. Carolyn Marek Vice President of Regulatory Affairs Southeast Region Time Warner Communications 233 Bramerton Court Franklin, TN 37069

Mr. Brian Chaiken
Supra Telecommunications & Information Systems, Inc.
2620 SW 27<sup>th</sup> Avenue
Miami, FL 33133

Ms. Ann Shelfer Supra Telecommunications & Information Systems, Inc. 1311 Executive Center Drive, Suite 200 Tallahassee, FL 32302-5027

Ms. Michelle A. Robinson
 c/o Mr. David Christian
 Verizon Florida, Inc.
 106 East College Avenue, Suite 810
 Tallahassee, FL 32301-7704

Ms. Dana Shelfer XO Florida, Inc. 105 Molloy Street, Suite 100 Nashville, TN 37201-2315

Norman H. Horton, Jr.