

BEFORE THE PUBLIC SERVICE COMMISSION

In re: Petition of Alltel Communications, Inc. for designation as an eligible telecommunications carrier (ETC) in certain rural telephone company study areas located entirely in Alltel's licensed area.

DOCKET NO. 060582-TP
ORDER NO. PSC-07-0887-PCO-TP
ISSUED: November 2, 2007

ORDER GRANTING INTERVENTION

BY THE COMMISSION:

By Petition filed on October 19, 2007, GTC, Inc. d/b/a FairPoint Communications ("FairPoint") has requested permission to intervene in this proceeding. FairPoint is an incumbent local exchange telecommunications company (ILEC) authorized by the Commission to provide local exchange service in the State of Florida. In the instant docket, Alltel Communications, Inc. (Alltel) has requested designation as an eligible telecommunications carrier (ETC) to serve certain areas of the state where FairPoint operates as a rural ILEC under Federal Communications Commission rules. In support of its Petition, FairPoint asserts that any decision made by this Commission in the context of this proceeding will necessarily affect FairPoint's substantial interests and its business operations in the State of Florida.

Having reviewed the Petition, it appears that FairPoint's substantial interests may be affected by this proceeding, because it provides incumbent local exchange service in areas of Florida where Alltel has requested designation as an ETC. Therefore, FairPoint's request for permission to intervene in this proceeding shall be granted. Pursuant to Rule 25-22.039, Florida Administrative Code, TDS takes the case as it finds it.

Therefore, it is

ORDERED by the Florida Public Service Commission that the Petition to Intervene filed by GTC, Inc. d/b/a FairPoint Communications is hereby granted. It is further

DOCUMENT NUMBER-DATE

09998 NOV-26

FPSC-COMMISSION CLERK

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:

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By ORDER of the Florida Public Service Commission this 2nd day of November, 2007.

ANN COLE
Commission Clerk

By: 

Hong Wang
Office of Commission Clerk

(S E A L)

CCP

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; or (2) 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 Office of Commission Clerk, 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.