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BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of the Commission Investigation  
into the Treatment of Reciprocal Compensation  
for Internet Service Provider Traffic.

Case No. 99-941-TP-ARB

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MOTION TO INTERVENE  
OF  
MCI WORLD COM, INC.

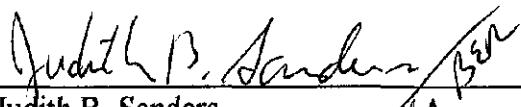
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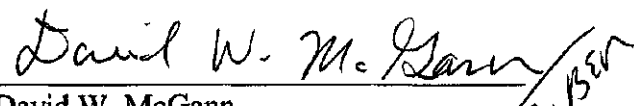
MCI WorldCom, Inc. ("MCI WorldCom"), on behalf of its new entrant carrier ("NEC") subsidiaries duly authorized to provide local service within Ohio, including, but not limited to, MCImetro Access Transmission Services, Inc., hereby moves to intervene in the above-entitled proceeding pursuant to Rule 4901-1-11 of the Ohio Administrative Code and the Commission's entry in this docket of January 13, 2000. As more fully discussed in the memorandum accompanying this motion, MCI WorldCom submits that these MCI WorldCom operating companies have a real and substantial interest in this proceeding, that they are so situated that the disposition of this proceeding may, as a practical matter, impair or impede their ability to protect that interest, and that MCI WorldCom's participation in this proceeding on their behalf will contribute to a just and expeditious resolution of the issues involved. MCI WorldCom further submits that granting this motion to intervene will not unduly delay the proceeding or unjustly prejudice any existing party.

WHEREFORE, MCI WorldCom respectfully requests that its motion to intervene be granted.

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Respectfully submitted,

  
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BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Commission Investigation :  
into the Treatment of Reciprocal Compensation : Case No. 99-941-TP-ARB  
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MEMORANDUM IN SUPPORT OF MOTION TO INTERVENE  
OF  
MCI WORLDCOM, INC.

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On August 12, 1999, Time Warner Telecom of Ohio, L.P., ICG Telecom Group, Inc., CoreComm/Newco Inc., and the Telecommunications Resellers Association (collectively, "Petitioners") filed a joint application requesting that the Commission open a proceeding to investigate the appropriate treatment of inter-carrier compensation for ISP-bound traffic. Noting that this is a recurring issue in negotiations with ILECs, Petitioners urged the Commission to consider this issue on a generic basis in order to develop a uniform policy which would be applicable to all telecommunications providers in the state. GTE North Incorporated and Ameritech Ohio filed responses opposing the request on August 26, 1999 and September 15, 1999, respectively. By entry of January 13, 2000, the Commission, finding that all parties entering into interconnection agreements would benefit from a generic resolution of this issue, decided to conduct the requested investigation as an arbitration under its Case No. 95-463-TP-UNC guidelines and invited interested stakeholders to intervene. Accordingly, MCI WorldCom, Inc. hereby moves to intervene on behalf of its NEC operating subsidiaries.

Rule 4901-1-11(B), Ohio Administrative Code, the Commission's rule governing permissive intervention, provides, in pertinent part, as follows:

(B) Upon timely motion, any person may be permitted to intervene in a proceeding upon a showing that the person has a real and substantial interest in the proceeding. In deciding whether to permit intervention under this paragraph, the commission, the legal director, the deputy legal director, or the attorney examiner assigned to the case may consider:


- (1) The nature of the person's interest;
- (2) The extent to which the person's interest is represented by existing parties;
- (3) The person's potential contribution to a just and expeditious resolution of the issues involved in the proceeding; and
- (4) Whether granting the requested intervention would unduly delay the proceeding or unjustly prejudice any existing party.

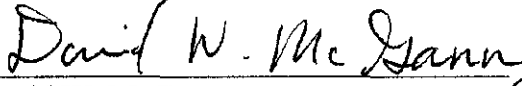
MCI WorldCom submits that it clearly satisfies the requirements of this rule. MCI WorldCom's NEC operating subsidiaries, such as MCImetro Access Transmission Services, Inc., are parties to interconnection agreements with various Ohio LECs and will be entering into additional agreements in the future as these existing agreements expire and as, over time, they seek to compete in the service areas of other LECs. Thus, these MCI WorldCom subsidiaries plainly have a real and substantial interest in a proceeding in which the policy governing inter-carrier compensation for ISP-bound traffic will be determined. MCI WorldCom should be permitted to intervene to protect that interest.

Moreover, MCI WorldCom will bring to this case substantial expertise to assist the Commission in its investigation of the important issue involved. As the Commission well knows, MCI WorldCom and/or its affiliates have heretofore actively participated in a number of Commission proceedings involving competitive issues, including interconnection agreement arbitrations and pricing proceedings. Further, MCI WorldCom's participation will not unduly delay this proceeding. Indeed, MCI WorldCom urges the Commission to resolve this matter as promptly as possible, but in a manner which affords all stakeholders the opportunity to be heard.

Consistent with its January 13, 2000 entry, the Commission should permit MCI WorldCom to participate in this proceeding and should, therefore, grant its motion to intervene.

Respectfully submitted,

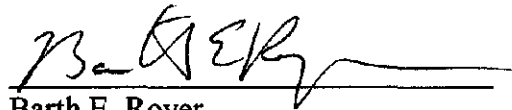
  
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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing motion and memorandum has been served upon the persons and parties listed below by first class mail, postage prepaid, this 3rd day of February 2000.

  
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