

BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of YMax     )  
Communications Corp. to Revise Carrier-to- )  
Carrier Tariff.                                     )

Case No. 12-1645-TP-ATA

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MOTION OF THE AT&T ENTITIES TO INTERVENE

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AT&T Ohio, AT&T Communications of Ohio, Inc., and TCG Ohio ("the AT&T Entities"), by their attorneys, and pursuant to Section 4901-1-11 of the Commission's rules, move to intervene in the captioned case. The AT&T Entities are, at the same time, filing a motion to suspend the automatic approval of the captioned tariff application and a request that the Commission order its Staff to further investigate the application.

The AT&T Entities would be adversely impacted if the proposed tariff amendments are approved. The AT&T Entities are authorized to provide local and/or long distance service in Ohio. As such, they must pay certain carriers' intrastate access rates, including those rates charged by Voice over Internet Protocol (VoIP) providers that interconnect with the public switched telephone network (PSTN). As carriers that exchange traffic with YMax that is subject to the provisions of YMax's access tariff, the AT&T Entities would be forced to pay access charges on traffic that has been specifically exempted from such payments by the FCC.

The AT&T Entities meet the requirements for intervention prescribed in Section 4901-1-11 of the Commission's rules. Their interest is as providers of local exchange telephone

service and carrier access services in Ohio. The manner in which other carriers charge for access services, and the particular rates they charge, are matters of importance to the AT&T Entities. Their interests are not represented by other parties to this case. The AT&T Entities can contribute to a just and expeditious resolution of the issues involved in this case. Lastly, granting the requested intervention would not unduly delay the proceeding or unjustly prejudice any existing party.

For the foregoing reasons, The AT&T Entities respectfully request that their motion to intervene be granted.

Respectfully submitted,

The AT&T Entities

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Certificate of Service

I hereby certify that a copy of the foregoing has been served this 8th day of June, 2012 by e-mail, as indicated, on the parties shown below.

/s/ Jon F. Kelly

Jon F. Kelly

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**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**6/8/2012 11:11:04 AM**

**in**

**Case No(s). 12-1645-TP-ATA**

Summary: Motion of the AT&T Entities to Intervene electronically filed by Jon F Kelly on behalf of The AT&T Entities