

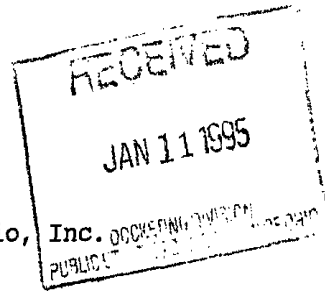
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January 11, 1995

Daisy Crockron
Chief of Docketing
Public Utilities Commission of Ohio
180 E. Broad Street, 10th Floor
Columbus, Ohio 43266-0573



Re: Motion to Intervene of FoneNet/Ohio, Inc.
Case No. 94-1695-TP-ACE
Case No. ~~94-1696-TP-UNO~~
Case No. 94-2012-TP-ACE
Case No. 94-2019-TP-ACE

Dear Ms. Crockron:

Enclosed for filing are an original and 10 copies of FoneNet/Ohio, Inc.'s Motion to Intervene in each of the subject matters. Please return a stamped copy of each motion.

Thank you for your attention to this matter.

Very truly yours,

Michael D. Dortch

Enclosure

cc: Ronald W. Gavillet, Esq.
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BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO JAN 11 1995

IN THE MATTER OF THE PETITION OF :
TIME WARNER COMMUNICATIONS OF :
OHIO, L.P. FOR THE COMMISSION TO : Case No. 94-1696-TP-UNC
OPEN AN INVESTIGATION INTO ISSUES :
SURROUNDING A COMPETITIVE :
MARKETPLACE :

DOCKETING DIVISION

PUBLIC UTILITY

**MOTION TO INTERVENE OF
FONENET/OHIO, INC.**

FoneNet Ohio, Inc. ("Fonenet"), a subsidiary of U.S. Network Corporation, respectfully moves the Public Utilities Commission of Ohio, pursuant to OAC 4901-1-11, for leave to intervene in this proceeding with the full power and rights granted by Ohio Statute, the Ohio Administrative Code and by the Commission to intervening parties.

Respectfully submitted,



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Attorneys for
FONENET/OHIO, INC.



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BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE PETITION OF :
TIME WARNER COMMUNICATIONS OF :
OHIO, L.P. FOR THE COMMISSION TO : Case No. 94-1696-TP-UNC
OPEN AN INVESTIGATION INTO ISSUES :
SURROUNDING A COMPETITIVE :
MARKETPLACE :

**MEMORANDUM IN SUPPORT OF
MOTION TO INTERVENE OF
FONENET/OHIO, INC.**

In Case No. 94-961-TP-ACE and pursuant to the procedures established in Case No. 89-563-TP-COI, movant FoneNet/Ohio Inc. ("FoneNet"), a subsidiary of U.S. Network Corporation, was granted authority by the Public Utility Commission of Ohio (the "PUCO") to provide interexchange services and dedicated private line services on both an interexchange and intraexchange basis within the State of Ohio. This authority became effective June 27, 1994.

On October 26, 1994, Time Warner Communications of Ohio, L.P. ("Time Warner") filed two cases with this Commission. In the first (94-1695), Time Warner, in conjunction with Time Warner AxS ("AxS"), seeks authority to provide direct and resold exchange service, including dialtone and local exchange services, in 37 counties within the State of Ohio. In the second (94-1696), Time Warner asks the PUCO to initiate an investigation and to address numerous policy issues associated with the provision of basic local exchange service.

The issues raised in this case significantly affect the interests of FoneNet. As a CTS provider, FoneNet must utilize Local Exchange Carrier ("LEC") facilities for a variety of services

and for access to the local network which are maintained by the LECs. The LECs currently hold a monopoly franchise within their respective service areas,¹ and therefore any decision to grant the requested authority will immediately impact upon the operations of FoneNet. More significantly, FoneNet, which also provides shared tenant service, has the capability of serving its customers as an alternative provider of telecommunication services. This case will squarely address the issues which will affect FoneNet's provision of such services.

FoneNet's interests are not represented by any other party, it can contribute to a just and expeditious resolution of the issues raised in these proceedings, and granting its motion to intervene will not delay or unjustly prejudice any existing party.

¹ The PUCO recently rejected arguments that Ohio statutes create an exclusive franchise. Time Warner AxS of Western Ohio, L.P., 93-1370-TP-ACE; Time Warner AxS of Northeast Ohio, L.P., 93-2069-TP-ACE; TCG American, Inc., 93-2080-CT-ACE. Nonetheless, the LECs continue to enjoy a monopoly at this time because the PUCO has not yet exercised its powers to grant authority to an alternative provider of LEC services.

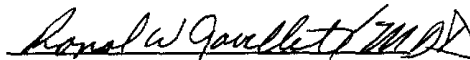
Intervention should be granted so that FoneNet may participate
and address the issues raised in these cases.

Respectfully submitted,



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Certification of Service

I hereby certify that the above was served this 17th day of January, 1995 by U.S. Mail, postage prepaid, upon each of the following:

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