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**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

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PUCO

**In the Matter of the Complaint of ICG)
Telecom Group, Inc. Against Ameritech)
Ohio Regarding the Payment of Reciprocal)
Compensation.)**

Case No. 97-1557-TP-CSS

**TCG OHIO'S
MOTION TO INTERVENE**

TCG Ohio respectfully moves the Public Utilities Commission of Ohio ("Commission" or "PUCO") to grant its motion to intervene. This motion should be granted for the reasons explained in the following memorandum.

Respectfully submitted,

TCG Ohio



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Technician Anna M. Hayes - Date Processed Dec 18, 1997

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In the Matter of the Complaint of ICG)
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Ohio Regarding the Payment of Reciprocal)
Compensation.)

TCG OHIO'S
MEMORANDUM IN SUPPORT

I. INTRODUCTION

On November 26, 1997, ICG Telecom Group, Inc. ("ICG") filed a complaint against Ameritech Ohio. ICG complained that Ameritech has refused "to pay reciprocal compensation for local traffic involving enhanced service providers. . .," in violation of their interconnection agreement and Commission rulings in Case No. 95-845-TP-COI.

TCG Ohio is a new entrant carrier in Ohio. TCG Ohio holds a PUCO certificate, originally granted in Case No. 96-382-TP-ACE, to offer services including local exchange service.

TCG Ohio and Ameritech have an interconnection agreement, as filed in amended form on March 27, 1997. The Commission approved the agreement in Case No. 96-694-TP-ARB.

TCG Ohio and Ameritech have a reciprocal compensation arrangement for local traffic based on bill and keep until permanent rates are established in Case No. 96-922-TP-UNC.

Agreement §5.6 and Pricing Schedule. There will be a true-up for the bill and keep period, based on permanent rate levels. *Id.* Local traffic is “as defined by the Commission.” Agreement §1.43.

II. INTERVENTION

TCG Ohio meets the standards in statute and rule for being granted intervention. In this regard, TCG Ohio is a “person who may be adversely affected” by this case. O.R.C. §4903.221. The resolution herein can affect TCG’s ability to market its services to internet service providers (“ISPs”) and to receive compensation for provision of such services. Ameritech already has refused to compensate TCG for ISP-related traffic in the states of Illinois, Michigan and Wisconsin. TCG Ohio’s “interest,” as a NEC dependent upon compensation for local call completion, certainly warrants intervention. O.R.C. §4903.221(B)(1).

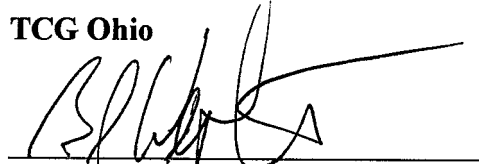
TCG Ohio’s “legal position,” which will promote lawful and reasonable compensation for its completion of calls and provision of competitive services thereby, directly relates to the “merits” of the case. O.R.C. §4903.221(B)(2). TCG Ohio’s intervention would not “unduly prolong or delay the proceedings.” O.R.C. §4903.221(B)(3). Moreover, it would appear from page 3 of ICG’s complaint that ICG has access to an interest-accrual mechanism to protect it during the pendency of the dispute. TCG Ohio would “significantly contribute to full development and equitable resolution of the factual issues,” given TCG Ohio’s experience with this issue in a number of states. O.R.C. §4903.221(B)(4). TCG Ohio accordingly also meets the similar requirements of O.A.C. 4901-1-11 for intervention.

III. CONCLUSION

The legal standards for intervention are well established. TCG Ohio meets those standards. TCG Ohio's intervention should be granted.

Respectfully submitted,

TCG Ohio



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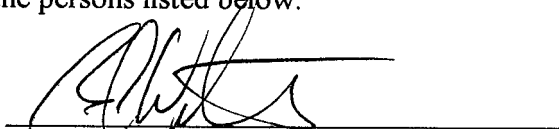
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion is being served this 17 day of December, 1997, by first class mail upon the persons listed below.



Bruce J. Weston

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