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June 2, 2000

Mr. David Waddell
Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

Re: "Welcome Back Program" Tariff Filing of BellSouth Telecommunications,
Inc.
Docket No. 00-00391

Dear David:

Please find enclosed the original and thirteen copies of the a Petition to Intervene filed on behalf of NEXTLINK Tennessee, Inc. in the above-captioned docket. A copy has been provided to counsel for BellSouth Telecommunications, Inc.

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By:


Henry Walker

HW/nl

c: Guy Hicks, counsel for BellSouth
Attachment

BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE

In Re: BELLSOUTH "WIN BACK") Tariff no. 00-00391
TARIFF)

RECEIVED
JUN 2 11 4 15
TARIFF SECRETARY

PETITION TO SUSPEND TARIFF, CONVENE A CONTESTED CASE,
AND TO INTERVENE

NEXTLINK Tennessee, Inc. ("NEXTLINK") petitions the Authority to open a contested case regarding the above-captioned tariff, to suspend the tariff pending the outcome of that proceeding, and to allow NEXTLINK to intervene as a party in that proceeding pursuant to T.C.A. §4-5-310.

The so-called "Win Back" tariff filed by BellSouth Telecommunications, Inc. ("BellSouth") is apparently the first time that BellSouth has proposed to discriminate among customers based solely on whether or not the customer is currently served by a BellSouth competitor. This is not a tariff designed to benefit customers. Rather, its sole purpose is to damage competitors. Unlike a CSA, which is targeted to meet a specific competitive threat and must be approved by the Authority on a case-by-case basis, this tariff reflects a wholesale effort to thwart the development of a competitive market.

This tariff is the first of its kind. Furthermore, NEXTLINK believes that Tennessee is the first state in which BellSouth has proposed such a tariff. Because of the important and novel issues raised by this filing and the potential anti-competitive impact of the tariff, the agency should not allow this tariff to become effective without giving other carriers the opportunity to comment

and present testimony. Therefore, NEXTLINK asks that the TRA open a contested case proceeding to consider whether this proposed tariff is unduly discriminatory and anti-competitive and that the tariff be suspended pending the outcome of that hearing. If the Authority agrees to open a contested case, NEXTLINK seeks permission to intervene in that proceeding. As a competing local exchange carrier, NEXTLINK will be directly affected by the outcome of the proceeding.

Respectfully submitted,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By: _____



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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been forwarded via U.S. Mail, postage prepaid, to the following on this the 2nd day of June, 2000.

Guy M. Hicks, Esq.
BellSouth Telecommunications, Inc.
Suite 2101
333 Commerce Street
Nashville, Tennessee 37201-3300



Henry Walker