BEFORE THE TENNESSEE REGULATORY AUTHORITY NASHVILLE, TENNESSEE

Joint Application of Embarq)	
Corporation and CenturyTel, Inc.)	
Regarding Transfers of Control of)	Docket No. 08-00219
United Telephone Southeast LLC d/b/a)	
Embarq, Embarq Communications, Inc.)	
And Embarq Payphone Services, Inc.)	

PETITION TO INTERVENE OF NUVOX COMMUNICATIONS, INC.

NuVox Communications, Inc. ("NuVox"), by and through its undersigned counsel, petitions the Tennessee Regulatory Authority ("TRA") to grant it leave to intervene as a matter of right in the above-captioned proceeding pursuant to Tenn. Code Ann. § 4-5-310, Tenn. Code Ann., § 65-2-107 and Tenn. Comp. R. & Regs. 1220-1-2-.08, and for grounds states as follows:

- 1. NuVox is a competitive local exchange carrier operating in Tennessee in competition with Embarq Corporation ("Embarq") and CenturyTel, Inc. ("CenturyTel"). The proposed merger threatens competition. NuVox has entered in to an interconnection agreement with Embarq and is concerned because the merger increases the possibility of Embarq and CenturyTel withholding such interconnection which would adversely affect competition.
- 2. NuVox's legal rights, duties, privileges, and immunities or other legal interests will be affected or determined by the outcome of this proceeding.
- 3. NuVox's participation will not impair the interest of justice or the orderly and prompt conduct of the proceeding.

Wherefore, NuVox respectfully requests that the TRA:

- 1. Grant NuVox's Petition To Intervene; and
- 2. Grant such other and further relief to which NuVox may be entitled.

Respectfully submitted,

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Certificate of Service

The undersigned hereby certifies that on this the 3rd day of February, 2009, a true and correct copy of the foregoing has been forwarded via first class U.S. Mail, hand delivery, overnight delivery, or electronic transmission to the following:

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