STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION
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FILED

JUL 12 2004

INDIANA UTILITY
REGULATORY COMMISSION

SUBMISSION OF INDIANA BELL TELEPHONE COMPANY, INCORPORATED D/B/A SBC INDIANA FOR COMMISSION RECOGNITION OF AN AMENDMENT TO AN INTERCONNECTION AGREEEMNT ARRIVED THROUGH VOLUNTARY NEGOTIATIONS WITH SAGE TELECOM, INC.	)	**CAUSE NO. 41268-INI123**

You are hereby notified that on this date a Presiding Officer in this Cause makes the following Entry:

On July 7, 2004, AT&T Communications of Indiana, GP, on its own behalf and that of its affiliate TCG Indianapolis (collectively "AT&T"), filed a *Petition to Intervene* ("Petition") in the above captioned Cause. 170 IAC 1-1.1-11 governs intervention in Commission proceedings and states that:

(a) A petition to intervene may be filed by any person or entity alleging a substantial interest in the subject matter of the proceeding in which the person or entity requests leave to intervene.
(b) Petitions to intervene shall set out clearly and concisely facts showing the following:
  (1) The proposed intervenor's substantial interest in the subject matter of the proceeding.
  (2) The position of the proposed intervenor with respect to the matters involved in the proceeding.
  (3) Specific prayers for affirmative relief, if desired.
  (4) A prayer for leave to intervene and to be made a party to the proceeding.
(c) A petition to intervene shall be filed not less than five (5) days prior to the date set for the initial public evidentiary hearing on the merits. A petition to intervene may be filed and granted thereafter at the discretion of the presiding officer, upon good cause shown.
(d) If a petition to intervene satisfies this section and shows the proposed intervenor has a substantial interest in the subject matter of the proceeding or any part thereof, and the proposed intervenor's participation will not unduly broaden the issues or result in unreasonable delay of the proceeding, the presiding officer may grant the prayer for leave to intervene, in whole or in part and, thereupon,

the intervenor becomes a party to the proceeding with respect to the matters set out in the intervention petition.

(e) An intervenor is bound by all rulings and other matters of record prior to the time the intervenor is made a party and takes the case as the intervenor finds it as of the date of intervention.

(f) Petitions to intervene, when filed with the commission, shall show service thereof upon all parties to the proceeding, in conformity with section 13 of this rule.

(g) A party may object to a petition to intervene, and, absent objection thereto, may be deemed to have waived any objection to the granting of the petition. Any response shall be filed within seven (7) days after service of the petition to intervene and shall be served upon all other parties unless the presiding officer prescribes a different time. Any reply to the responses shall be filed within five (5) days after service of the response unless the presiding officer prescribes a different time. Responses or replies may be made orally at the time of hearing or prehearing conference if there exists insufficient time prior to the hearing or conference to make written response or reply according to the deadlines provided under this section.

As stated by the Presiding Officers at an *in camera* hearing conducted in this Cause on July 7, 2004, any party wishing to object to AT&T's Petition should do so by July 9, 2004. No objection to the Petition has been filed. As also determined by the Presiding Officers at the *in camera* hearing, the granting of the Petition should cause AT&T's participation during the *in camera* hearing to remain a part of the record in this Cause.

Having reviewed the Petition in this matter, a Presiding Officer has determined that the Petition satisfies the provisions of 170 IAC 1-1.1-11; that AT&T has a substantial interest in the subject matter of this proceeding; and that AT&T's participation will not unduly broaden the issues or result in unreasonable delay. The Petition is granted, thereby making AT&T a party to this proceeding.

IT IS SO ORDERED.

William G. Divine

William G. Divine, Administrative Law Judge

July 12, 2004

Date

Pamela Whitt acting for

Nancy E. Manley, Secretary to the Commission