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AND
ROCA**
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Suite 600
Las Vegas, Nevada 89109
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ORIGINAL



0000014901

Michael T. Hallam
Direct Dial: (602) 262-5340
Direct Fax: (602) 734-3886
E-Mail: mhallam@lrlaw.com
Admitted in Arizona

Our File Number 39888-00001

February 11, 2005

Via Hand-Delivery

Docket Control
Utilities Division
1200 West Washington
Phoenix, AZ 85007

Arizona Corporation Commission
DOCKETED

FEB 11 2005

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| DOCKETED BY | KY |
|-------------|----|

Re: Intermedia Communications, Inc. and MCIMetro Access Transmission Services, LLC.
Docket Nos. T-03574A-05-0038 and T-03291A-05-0038

To Docket Control:

Enclosed are Intermedia Communications, Inc. and MCIMetro Access Transmission Services' responses to Staff's Letter of Insufficiency and First Set of Data Requests in the above-referenced dockets.

If you have any questions, please contact me at 602-262-5340.

Very truly yours,

Michael T. Hallam

MH/jw

Enclosures

cc: Adam Lebrecht

AZ CORP COMMISSION
DOCUMENT CONTROL

2005 FEB 11 P 2:40

RECEIVED

**INTERMEDIA COMMUNICATIONS RESPONSES
TO ARIZONA CORPORATION COMMISSION STAFF'S LETTER OF
INSUFFICIENCY AND FIRST SET OF DATA REQUESTS TO INTERMEDIA
COMMUNICATIONS INC. AND MCIMetro ACCESS TRANSMISSION SERVICES, LLC
DOCKET NOS. T-03574A-05-0038 AND T-03291A-05-0038
February 1, 2005**

Intermedia Communications, Inc. ("Intermedia") and MCIMetro Access Transmission Services, LLC (collectively, "MCI" or "Applicants") submit the following objections and responses to the First Set of Data Requests submitted by the Arizona Corporation Commission Staff ("Staff").

GENERAL OBJECTIONS TO ALL DATA REQUESTS

1. Applicants object to each and every Request to the extent it seeks information subject to the attorney-client privilege, work product doctrine or any other privilege recognized by the State of Arizona. In responding to these Requests, Applicants do not waive, but preserves, all such privileges.
2. Applicants object to each and every Request to the extent it seeks information that is confidential, sensitive, competitive in nature or proprietary to them. In responding to these requests, Applicants do not waive, but preserves, its claim that request for customer and market information is confidential.
3. Applicants object to each and every Request to the extent that it is unreasonably burdensome, overly broad or not reasonably calculated to lead to the discovery of admissible evidence.
4. Applicants object to each and every one of Staff's definitions and/or instructions to the extent it purports to abrogate any of Applicants' rights, or add to any of Applicant's obligations under, the Arizona Rules of Civil Procedure or the Commission's Rules.
5. Applicants object to each and every Request to the extent it is overly broad, unduly burdensome or imposes any burden not expressly permitted under Commission's Rules or the Arizona Rules of Civil Procedure.
6. Applicants object to each and every Request to the extent that it calls for information already in the possession, custody and control of Staff.
7. Applicants object to each and every Request to the extent it seeks information outside of Applicants' possession, custody or control.

8. Applicants expressly reserve the right to supplement or amend its objections and responses as necessary.

Applicants incorporate the foregoing General Objections into each response as if fully set forth therein.

**Applicants' Responses to Staff's Letter of Insufficiency
and First Set of Data Requests**
Docket Nos: T-03574A-05-0038 and T-03291A-05-0038

SPECIFIC RESPONSES TO ALL DATA REQUESTS

Please make sure each numbered item and each part of the item is answered completely. In order for Staff to continue with its review of this application, the following information must be submitted:

1. Please indicate the service(s) the Applicant wishes to cancel its authority to provide.

RESPONSE: All services for which Intermedia is authorized pursuant to Decision Nos. 61665 and 62278.

2. Please indicate if the Applicant's performance bond (if required) is still valid.

RESPONSE: Yes. Intermedia requests that the Commission enter an order in this matter authorizing Intermedia to cancel its bond upon granting the application to cancel Intermedia's authority.

3. Please indicate if the Applicant has ever collected advances, deposits and/or prepayments. Indicate if the advances, deposits and/or prepayments were returned to customers prior to the discontinuance of the service(s) indicated in question No. 1.

RESPONSE: Intermedia has not collected advances, deposits or prepayments.

4. Please indicate when (year and month) the Applicant discontinued providing the services indicated in question No. 1.

RESPONSE: All local and long distance voice services and certain data services were discontinued as of September 2002. Shared Tenant Services were discontinued following the Commission's order in Decision No. 67242.

5. Please indicate the number of residential and business customers the Applicant had in the Applicant's last month of providing service.

RESPONSE: Fewer than 200 customers. All customers were migrated to

MCI affiliates as indicated in the notice letters attached in response to Data Request 6.

6. Please indicate if customers were notified of the Applicants' discontinuance of services. Please provide a copy of the customer notification sent and indicate the date it was sent. If no notice was sent, please explain why.

RESPONSE: Notification was sent at different times based on the service being discontinued. Attached as Exhibit 1 are the applicable notices sent by Intermedia.

7. Please indicate if there are any affiliates of the Applicant currently offering telecommunications service in Arizona.

RESPONSE: Yes. Please see page 3 of the Joint Application.

8. Please indicate any other states the Applicant is currently providing the telecommunications services indicated in question No. 1.

RESPONSE: At this time, Intermedia is not providing service in any other state.

FILE COPY

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

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3000 K STREET, NW, SUITE 300
WASHINGTON, DC 20007-5116
TELEPHONE (202) 424-7500
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www.swidlaw.com

NEW YORK OFFICE
THE CHRYSLER BUILDING
405 LEXINGTON AVENUE
NEW YORK, NY 10174
TEL (212) 973-0111
FAX (212) 891-9598

December 21, 2001

VIA OVERNIGHT DELIVERY

Mr. Brian C. McNeil, Executive Secretary
Arizona Corporation Commission
Utilities Division
1200 W. Washington Street
Phoenix, Arizona 85007

Re: **Transfer of Intermedia Communications, Inc. to WorldCom, Inc.**

Dear Mr. McNeil:

By letter dated September 20, 2001, on behalf of WorldCom, Inc. ("WorldCom"), we notified the Commission that WorldCom had determined not to sell the regulated telecommunications operations of Intermedia Communications, Inc. ("Intermedia"), in Arizona, which WorldCom had acquired as of July 1, 2001.¹ As we indicated to the Commission in our earlier letters advising you of the status of the transaction, the Intermedia operations have continued to operate since the WorldCom acquisition under the existing Intermedia certificates and tariffs. At the same time, WorldCom has evaluated whether and how it will consolidate the Intermedia operations into the existing operations of other WorldCom operating subsidiaries or otherwise make changes to the existing Intermedia business plan.

Consistent with our commitment to keep the Commission apprised of the results of WorldCom's evaluation and any plans to consolidate any of the Intermedia services with those of other WorldCom subsidiaries, this letter is to advise the Commission that the Company has completed its analysis as to certain of Intermedia's long distance service offerings and has determined that it will take appropriate steps to transition certain of Intermedia's business long distance subscribers to comparable service plans offered by MCI WorldCom Communications, Inc. ("MCI WorldCom"). Approximately 49 business long distance subscribers in Arizona will be affected by this transition. These customers receive long distance, calling card and 800 services.

¹ WorldCom had originally notified the Commission of the proposed transfer of Intermedia to WorldCom on October 30, 2000.

Mr. Brian C. McNeil, Executive Secretary
December 21, 2001
Page 2

Importantly, we note that WorldCom is not at this time seeking to cancel any certificate issued by the Commission to Intermedia or any business related long distance tariff on file at the Commission, since Intermedia will continue to provide certain government contract and other telecommunications services, pursuant to its existing certificates. Accordingly, WorldCom is not at this time seeking to cancel any Intermedia local and/or long distance certificates or tariffs, but upon completion of the migration of the affected business long distance subscribers will as necessary make tariff filings to reflect the modifications to Intermedia's long distance service offerings that are being made as part of this current transition. WorldCom will also return to the Commission to make such other filings as may be appropriate or required if it decides to reorganize or consolidate any Intermedia operations other than those business long distance services affected by this current transition plan.

Because the affected Intermedia subscribers will be transitioned to another WorldCom operating subsidiary with a new name and with somewhat different rate plans, WorldCom has developed a customer notification and transfer plan that is intended to assure informed customer choice and seamless transition to MCI WorldCom service. However, in the event that a customer elects not to make the change, WorldCom will also assure that any customer who so chooses can transfer to another carrier without any interruption of service.

Specifically, WorldCom has provided customers with notice of the change from Intermedia to another WorldCom operating subsidiary to assure that customers are fully informed of the change. The affected customers have been notified by letter, in the form attached as Attachment 1 hereto, that advises them that:

- WorldCom will provide the customer with the same or better high quality telecommunications services as it received from Intermedia;
- the customer's new rates and terms for the service are enclosed;
- WorldCom will reimburse the transferred customers for any primary carrier change charges if they are imposed by the customers' local exchange carrier in connection with the change from Intermedia to MCI WorldCom;
- in the event that the customer prefers to use another company as its long distance carrier, it has the right to switch to another carrier of its choice; and
- the customer may contact WorldCom at a toll-free number with any questions regarding the transfer of their service.

The migration of customers to MCI WorldCom service is expected to take place beginning February 8, 2002. In connection with this process, WorldCom has also fully complied with the rules and regulations of the Federal Communications Commission ("FCC"), 47 C.F.R. § 64.1120(e), requiring notice to customers and permitting the transfer of those customers to WorldCom without WorldCom first obtaining each customer's authorization and verification. See 47 C.F.R. § 64.1120(e) (2001). A copy of the notification filed with the FCC is attached as Attachment 2 hereto.

Mr. Brian C. McNeil, Executive Secretary
December 21, 2001
Page 3

An original and ten (10) copies of this letter are enclosed. Please date-stamp the extra copy of this letter and return it in the enclosed self-addressed, stamped envelope. If you have any questions or comments regarding this filing, please do not hesitate to contact us.

Respectfully submitted,



Jean L. Kiddoo
Kathleen L. Greenan

Counsel for WorldCom, Inc.

Attachments

cc: Thomas Campbell
William Lewis

ATTACHMENT 1

Sample Business Customer Notice Letter

WORLD.COM

October 30, 2001

Name
Address 1
Address 2
City, State ZIP

Dear Valued Customer,

Welcome to WorldCom! Now that merger activities between your current long distance provider, Intermedia Communications, and WorldCom are complete, we look forward to meeting your business communication needs and welcoming you to the WorldComSM family. As a WorldCom customer, your business will be among hundreds of thousands around the globe who rely on WorldCom to provide world-class communication services to help them succeed and thrive in today's business environment.

Our goal is to ensure that you receive the highest level of service at the greatest value. We will initiate the process of migrating your long distance service to the WorldCom network no sooner than December 1, 2001. If you remain with WorldCom for one full year, you will receive one free month of long distance usage. No immediate action is required on your part.

You are under no obligation to use WorldCom services. Should you prefer an alternate carrier, we request that you contact that carrier before December 1, 2001. For your convenience, we've enclosed WorldCom's rate information and service options. If you have any questions regarding this transition or WorldCom services, please don't hesitate to contact our Customer Service team at 1-800-792-7260.

Again, it is our pleasure to welcome you to WorldCom. With network facilities in more than 65 countries and local service available in more than 100 cities, WorldCom has the scale and resources to deliver all the services your business needs - from long distance and local to conferencing, data, Internet services and more. We look forward to serving you!

Sincerely,

Kenneth Tebbatts
Director of Customer Service

Additional Transition Enclosure Information:

The transition to WorldCom will occur no sooner than December 1, 2001. This transition will occur regardless of any freeze you may have placed on your account. Account freezes will be lifted to permit the WorldCom transition. Please contact your local phone company if you wish to establish new freezes.

Your WorldCom state-to-state long distance rate will begin at \$0.059 (less than six cents) per minute. Should rates or terms and conditions change at any time, we will inform you by bill notification or other means, including updates to WorldCom's Service Publication and Price Guide published on our website at www.worldcom.com. Local phone companies may apply a small charge to administer the transition of your long distance service. We will credit such charges for customers transitioning to WorldCom, although credits may not appear on your initial local phone bill.

Enclosure

ATTACHMENT 2

FCC Notice Letter

WORLD COM

ORIGINAL

Karen I. Reidy
Associate Counsel
Federal Law and Public Policy

October 31, 2001

RECEIVED

1193 19th Street, NW
Washington, DC 20036
202 736 6489
Fax: 202 736 6492

VIA HAND DELIVERY

OCT 31 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

DOCKET FILE COPY ORIGINAL

Ms. Magalie Roman Salas, Secretary
Federal Communications Commission
Office of the Secretary
445 Twelfth Street, SW
Washington, DC 20554

Re: CC Docket No. 00-257, Notification Regarding of Acquisition of Customers

Dear Ms. Salas:

WorldCom, Inc. ("WorldCom") hereby notifies the Commission, pursuant to 47 C.F.R. § 64.1120(e), of the impending transfer of a portion of the long distance customer base of Intermedia Communications ("Intermedia") to WorldCom. The transfer of affected business subscribers will occur no sooner than December 1, 2001. This transfer will involve switched long distance services, including international, interstate, interLATA and intraLATA, as well as calling card services. For residential customers, however, the conversion will not take place until after December 31, 2001. WorldCom will file a subsequent notification with regard to these subscribers.

Attached are the certification required by 47 C.F.R. § 64.1120(e)(1) and a copy of the notification letter being sent to the affected business subscriber base. Please include this notice and the attachments in the record of the above-referenced proceeding.

Sincerely,

Karen Reidy

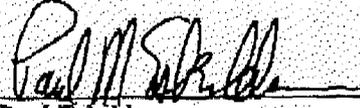
Attachments

No. of Copies rec'd 011
List A B C D E

**Attachment 1
Certification of Compliance**

CERTIFICATION OF COMPLIANCE

On behalf of WorldCom, Inc. ("WorldCom"), with regard to the transfer to WorldCom of Intermedia Communication's business customers for long distance service, I hereby certify compliance with the requirements of 47 C.F.R. §64.1120(e). This includes the provision of advanced subscriber notice, in accordance with 47 C.F.R. § 64.1120(e)(3), and the obligations specified in that notice.



Paul Eskildsen
Vice President
Business Transactions - Legal
WorldCom, Inc.

RECEIVED

DATE STAMP AND RETURN

2002 MAY 22 A 8 SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

AZ CORP COMMISSION
DOCUMENT CONTROL

THE WASHINGTON HARBOUR
3000 K STREET, NW, SUITE 300
WASHINGTON, DC 20007-5116
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FACSIMILE (202) 424-7645
WWW.SWIDLAW.COM

NEW YORK OFFICE
THE CHRYSLER BUILDING
405 LEXINGTON AVENUE
NEW YORK, NY 10174
(212) 973-0111 FAX (212) 891-9598

May 13, 2002

VIA OVERNIGHT DELIVERY

T-03291A-02-0376
T-03394A-02-0376

Brian C. McNeil, Executive Secretary
Arizona Corporation Commission
Utilities Division
1200 W. Washington Street
Phoenix, Arizona 85007

Re: Transfer of Intermedia Communications, Inc. to WorldCom, Inc.

Dear Mr. McNeil:

By letter dated September 20, 2001, WorldCom, Inc. ("WorldCom") notified the Commission that it had determined not to sell the regulated telecommunications operations of Intermedia Communications, Inc. ("Intermedia"), in Arizona, which WorldCom had acquired as of July 1, 2001.¹ As WorldCom indicated to the Commission in its earlier filings on the status of the transaction, Intermedia has continued to operate since the WorldCom acquisition under the existing Intermedia certificates and tariffs. At the same time, WorldCom has evaluated whether and how it will consolidate the Intermedia operations into the existing operations of other WorldCom operating subsidiaries or otherwise make changes to the existing Intermedia business plan.

As part of this evaluation WorldCom advised the Commission on December 21, 2001, of its plans to transition Intermedia's business long distance customers to comparable service plans offered by MCI WorldCom. As stated in earlier filings with the Commission, WorldCom is committed to keeping the Commission apprised of the results of WorldCom's evaluation and any plans to consolidate certain Intermedia services with other WorldCom subsidiaries. Accordingly, at this time, WorldCom advises the Commission that it has determined that it also is appropriate to transition Intermedia's residential long distance customers to comparable service plans offered by MCI WorldCom. In addition, in the near future, WorldCom also plans to

¹ WorldCom had originally notified the Commission of the proposed transfer of Intermedia to WorldCom on October 30, 2000.

1

Brian C. McNeil, Executive Secretary
May 13, 2002
Page 2

transition certain Intermedia local exchange customers to MCI WorldCom. WorldCom will return to the Commission to make such other filings as may be appropriate or required for this transition plan.

As noted above, WorldCom has determined that it is necessary to migrate the residential long distance customers of its subsidiary Intermedia to another WorldCom operating subsidiary MCI WorldCom. Approximately 42 residential long distance subscribers in Arizona will be affected by this transition. These customers receive long distance, calling card and 800 services.

Importantly, we note that WorldCom is not at this time seeking to cancel any certificate issued by the Commission to Intermedia or any tariff on file at the Commission, but upon completion of the migration of the affected residential long distance subscribers will as necessary make tariff filings to reflect the modifications to Intermedia's long distance service offerings that are being made as part of this current transition.

Because Intermedia's residential long distance subscribers will be transitioned to another WorldCom operating subsidiary with a new name and with somewhat different rate plans, WorldCom has developed a customer notification and transfer plan that is intended to assure informed customer choice and seamless transition to MCI WorldCom service. However, in the event that a customer elects not to make the change, WorldCom will also assure that any customer who so chooses can transfer to another carrier without any interruption of service.

Specifically, WorldCom has provided customers with notice of the change from Intermedia to its affiliate MCI WorldCom to assure that customers are fully informed of the change. The affected customers were notified by letter, in the form attached as Attachment 1 hereto, that advises them that:

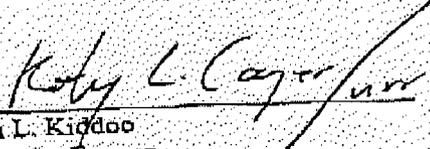
- WorldCom will provide the customer with the same or better high quality telecommunications services as it received from Intermedia;
- WorldCom will reimburse the transferred customers for any primary carrier change charges if they are imposed by the customers' local exchange carrier in connection with the change from Intermedia to MCI WorldCom;
- in the event that the customer prefers to use another company as its long distance carrier, it has the right to switch to another carrier of its choice; and
- the customer may contact WorldCom at a toll-free number with any questions regarding the transfer of their service.

Brian C. McNeil, Executive Secretary
May 13, 2002
Page 3

The migration of customers to MCI WorldCom service is expected to take place on or after July 15, 2002. In connection with this process, WorldCom has also fully complied with the rules and regulations of the Federal Communications Commission ("FCC"), 47 C.F.R. § 64.1120(e), requiring notice to customers and permitting the transfer of those customers to WorldCom without WorldCom first obtaining each customer's authorization and verification. See 47 C.F.R. § 64.1120(e) (2001). A copy of the notification filed with the FCC is attached as Attachment 2 hereto.

An original and ten (10) copies of this letter are enclosed. Please date-stamp the extra copy of this letter and return it in the enclosed self-addressed, stamped envelope. If you have any questions or comments regarding this filing, please do not hesitate to contact us.

Respectfully submitted,



Jean L. Kiddoo
Kathy L. Cooper

Counsel for WorldCom, Inc.

Attachments

cc: Thomas Campbell
William Levis

ATTACHMENT 1

Sample Residential Customer Notice Letter



[Customer Name and Address]

Call MCI at 1-800-249-6484 to select the calling plan that best meets your needs.

Customer Telephone Number.

Dear Intermedia Customer,

As you may know, merger activities between Intermedia Communications Inc. and WorldCom, Inc. were finalized last year. As a result, Intermedia will no longer serve as your residential long distance carrier. To ensure that you receive the highest level of service at the greatest value without interruption, we will convert your service to another WorldCom Company, MCI, on July 15, 2002, or soon thereafter, unless you choose another provider as discussed below.

MCI invites you to call a Customer Service Representative to make the switch prior to July 15, 2002, and to select a domestic and international calling plan of your choice. Your local phone company may impose a switching fee, however, MCI will reimburse you for this fee on your first MCI bill. You can call MCI at 1-800-249-6484, representatives are available Monday through Saturday, 7:00 a.m. – 10:00 p.m. (EST). If you subscribe to a service from your local phone company that limits changes to your long distance carrier selection, (this service is often referred to as a "freeze"), please contact your local phone company to remove this service before you contact MCI.

You're under no obligation to select MCI as your long distance carrier. You may select another company to handle your long distance calls. Should you decide not to use MCI, you'll need to contact a replacement carrier or your local phone company, prior to July 15, 2002.

If you choose not to call MCI or another long distance carrier prior to July 15, 2002, you will automatically be placed on MCI's calling plan, MCI Anytime Access(sm). This domestic calling plan offers the following:

- 12¢ per minute on ALL state-to-state calls from home, 24 hours a day, 7 days a week
- Competitive local toll and in-state long distance rates*
- No monthly plan fee
- International calling plans available
- \$5.00 monthly minimum
- Personal 800 number
- Credit card billing available
- Competitive calling card rates

Those customers that are apart of the automatic transfer from Intermedia to MCI, your long distance calls will be completed by MCI whenever you dial 1+ from your telephone line. In addition, MCI will pay any change fee imposed by your local service carrier. And, MCI will become your long distance carrier regardless of any "freeze" on your account. However, you may need to contact your local service carrier to institute a new "freeze". Upon completion of the automatic transfer, you will receive a welcome packet outlining all of your new MCI services.

If you have any questions regarding the transfer from Intermedia to MCI, please call 1-800-249-6484. If you have any questions regarding the service received from Intermedia, please contact an Intermedia representative at 1-800-250-9999.

In the event MCI's Direct Dial or Dial 1 rates change in the future, you will be notified as outlined in the enclosed General Services Agreement. You may receive advance notice of other changes and our terms and conditions by visiting our website at www.mci.com/service. If you've already switched your long distance service from Intermedia, please disregard this letter.

Sincerely,

Jim Myers
MCI, Vice President, Customer Service

State-to-state and international charges exclude Federal Universal Service Fee. Additional state-specific fees may apply.

*In-state long distance rates range from \$.07 to \$.14 per minute, please call customers service at 1-800-249-6484 for the rates in your state.

Enclosure

ATTACHMENT 2

FCC Notice Letter

WORLD COM

RECEIPT

Karen T. Reidy
Associate Counsel
Federal Law and Public Policy

1133 19th Street, NW
Washington, DC 20036
202 736 6489
Fax 202 736 6492

May 10, 2002

VIA HAND DELIVERY

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
Office of the Secretary
445 Twelfth Street, SW
Washington, DC 20554

RECEIVED

MAY 10 2002

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

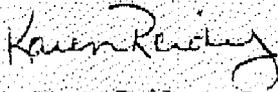
Re: CC Docket No. 00-257, Notification Regarding Transfer of Customers

Dear Ms. Dortch:

WorldCom, Inc. ("WorldCom") hereby files a corrected version of the Notification Regarding Transfer of Customers, which it filed on May 8, 2002 in the above referenced docket. Upon review of the original filing it was discovered that the second paragraph of the notice inadvertently included the word "business" in reference to the affected subscriber base. The subscribers affected by this transfer are residential.

Please include this notice and attachment in the above-referenced docket.

Sincerely,



Karen Reidy

Attachment

WORLD COM

Karen T. Reidy
Associate Counsel
Federal Law and Public Policy

1133 19th Street, NW
Washington, DC 20036
202 736 6489
Fax 202 736 6492

May 8, 2002

VIA HAND DELIVERY

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
Office of the Secretary
445 Twelfth Street, SW
Washington, DC 20554

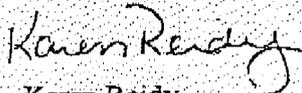
Re: CC Docket No. 00-257, Notification Regarding Transfer of Customers

Dear Ms. Dortch:

WorldCom, Inc. ("WorldCom") hereby notifies the Commission, pursuant to 47 C.F.R. § 64.1120(e), that WorldCom is transferring the residential customer base of Intermedia Communications ("Intermedia") to MCI. The transfer of affected subscribers will occur no sooner than July 15, 2002. This transfer will involve switched long distance services, including international, interstate, interLATA and intraLATA services, as well as calling card services and personal 800 service.

Attached is the certification required by 47 C.F.R. § 64.1120(c)(1) and a copy of the notification letter that is being sent to affected subscribers. Please include this notice and the attachments in the record of the above-referenced proceeding.

Sincerely,



Karen Reidy

Attachments

Attachment 1
Certification of Compliance



CERTIFICATION OF COMPLIANCE

WorldCom, Inc. ("WorldCom") certifies compliance with the requirements of 47 C.F.R. §64.1120(e), with regard to the transfer of Intermedia Communication's residential customers to MCI. This includes the requirement to provide advanced subscriber notice, in accordance with 47 C.F.R. § 64.1120(e)(3), and the obligations specified in that notice.



Margaret G. Pearce
Director, MCI Consumer Markets

Attachment 2
Subscriber Notification Letter

Karen White
701 South 12th Street
Arlington, Va. 22202
BAR CODE

Call MCI at 1-800-249-6484 to select the
calling plan that best meets your needs.

Customer Telephone Number:

Dear Intermedia Customer,

As you may know, merger activities between Intermedia Communications Inc. and WorldCom, Inc. were finalized last year. As a result, Intermedia will no longer serve as your residential long distance carrier. To ensure that you receive the highest level of service at the greatest value without interruption, we will convert your service to another WorldCom Company, MCI, on July 15, 2002, or soon thereafter, unless you choose another provider as discussed below.

MCI invites you to call a Customer Service Representative to make the switch prior to July 15, 2002, and to select a domestic and international calling plan of your choice. Your local phone company may impose a switching fee, however, MCI will reimburse you for this fee on your first MCI bill. You can call MCI at 1-800-249-6484, representatives are available Monday through Saturday, 7:00 a.m. - 10:00 p.m. (EST). If you subscribe to a service from your local phone company that limits changes to your long distance carrier selection, (this service is often referred to as a "freeze"), please contact your local phone company to remove this service before you contact MCI.

You're under no obligation to select MCI as your long distance carrier. You may select another company to handle your long distance calls. Should you decide not to use MCI, you'll need to contact a replacement carrier or your local phone company, prior to July 15, 2002.

If you choose not to call MCI or another long distance carrier prior to July 15, 2002, you will automatically be placed on MCI's calling plan, MCI Anytime Access(sm). This domestic calling plan offers the following:

- 12¢ per minute on ALL state-to-state calls from home, 24 hours a day, 7 days a week
- Competitive local toll and in-state long distance rates*
- No monthly plan fee
- International calling plans available
- \$5.00 monthly minimum
- Personal 800 number
- Credit card billing available
- Competitive calling card rates

Those customers that are apart of the automatic transfer from Intermedia to MCI, your long distance calls will be completed by MCI whenever you dial 1+ from your telephone line. In addition, MCI will pay any change fee imposed by your local service carrier. And, MCI will become your long distance carrier regardless of any "freeze" on your account. However, you may need to contact your local service carrier to institute a new "freeze". Upon completion of the automatic transfer, you will receive a welcome packet outlining all of your new MCI services.

If you have any questions regarding the transfer from Intermedia to MCI, please call 1-800-249-6484. If you have any questions regarding the service received from Intermedia, please contact an Intermedia representative at 1-800-250-9999.

In the event MCI's Direct Dial or Dial 1 rates change in the future, you will be notified as outlined in the enclosed General Services Agreement. You may receive advance notice of other changes and our terms and conditions by visiting our website at www.mci.com/service. If you've already switched your long distance service from Intermedia, please disregard this letter.

Sincerely,

Jim Myers
MCI, Vice President, Customer Service

State-to-state and international charges exclude Federal Universal Service Fee. Additional state-specific fees may apply.

*In-state long distance rates range from \$.07 to \$.14 per minute, please call customers service at 1-800-249-6484 for the rates in your state.

Enclosure



June 18, 2002

Re: Change of service provider; assignment of existing contracts

Dear Valued Customer:

As you may know, Cypress Communications, Inc. has entered into an asset purchase agreement with WorldCom to acquire the shared tenant services business at your location. Beginning on or after July 29, 2002, Cypress Communications, Inc., and its affiliate, Cypress Communications Operating Company, Inc. (collectively, "Cypress Communications"), will be providing the shared tenant and related telecommunications services that are currently being provided to you by Shared Technologies Fairchild Telecom (dba Intermedia Advanced Building Networks) and its related telecommunications services provider Intermedia Communications, Inc.

Cypress Communications is a leading provider of premium bundled telecommunications services to small and medium sized businesses located in multi tenant office buildings throughout the United States. The company offers customized, fully integrated *premium* service bundles that may include some combination of voice, high speed internet connectivity, email services, fully managed firewall services, web hosting, virtual private networks, feature rich digital desktop stations, local, long distance and toll free services, calling cards, audio and web conferencing and digital business television. (Additional information on Cypress Communications is available on our website at www.cypresscom.net.)

As your new service provider, Cypress Communications will continue to provide you with the same local and long distance telephone services and other services you currently receive in accordance with the terms and conditions of your existing contract, and notice of future changes, if any, to those terms will be provided in accordance with your existing contracts and applicable law. This change in service providers has been filed with the FCC and state regulatory authorities, and will be virtually seamless for you, because Cypress Communications will utilize similar, if not the same, in-building facilities and support staff currently used to serve you. Please be assured that you will not incur any charges, including local telephone company carrier change charges, related to the transfer of your account to Cypress Communications, but any "freeze" you have placed on your existing telephone lines to prevent unauthorized transfer to another long distance carrier will be over-ridden for purposes of this transaction, and will need to be reinstated by you after the transfer is complete. While Cypress Communications hopes that you will choose to remain with it following the transfer and for many years to come, you do have the right to select another carrier for your services consistent with the terms of your existing contract. Any questions you may have regarding your current services can be addressed by calling the Shared Technologies Fairchild Telecom (dba Intermedia Advanced Building Networks) customer service department using your current toll-free number, 866-711-3207. You

June 18, 2002

Page 2

may also contact Cypress' customer service department to learn more about Cypress' services prior to the transfer by calling our toll-free number at 866-819-4098.

In addition, in connection with this change in service providers, your existing contract with WorldCom (or a WorldCom affiliate) is being assigned to Cypress Communications, Inc. Beginning on or after July 29, 2002, Cypress Communications will assume and enjoy all of the rights and responsibilities of WorldCom (or a WorldCom affiliate) under your existing contract for services and your relationship with WorldCom under that contract will be transferred to Cypress. Additional information will be provided relating to changes in billing addresses, technical support numbers, and other contract-related contact information. In the meantime, please continue to pay your invoices in the normal manner.

It has been the pleasure of WorldCom and their various subsidiaries to provide you with quality local, long distance and data communications services and we emphasize that you are a valued customer and will be treated as such by Cypress Communications, who looks forward to serving you and appreciates your business.

Sincerely,

Cypress Communications, Inc.
WorldCom, Inc.

PLEASE DATE
STAMP AND RETURN

AUG 15 2002

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

THE WASHINGTON HARBOUR
3000 K STREET, NW, SUITE 300
WASHINGTON, DC 20007-5116
TELEPHONE (202) 424-7500
FACSIMILE (202) 424-7645
WWW.SWIDLAW.COM

NEW YORK OFFICE
THE CHRYSLER BUILDING
405 LEXINGTON AVENUE
NEW YORK, NY 10174
TEL (212) 973-0111
FAX (212) 891-9598

August 14, 2002

VIA OVERNIGHT DELIVERY

Brian C. McNeil, Executive Secretary
Arizona Corporation Commission
Utilities Division
1200 W. Washington Street
Phoenix, Arizona 85007

Re: Transfer of Intermedia Communications, Inc. to WorldCom, Inc.

Dear Mr. McNeil:

By letter dated September 21, 2001, WorldCom, Inc. ("WorldCom") notified the Commission that it had determined not to sell the regulated telecommunications operations of Intermedia Communications, Inc. ("Intermedia"), in Arizona, which WorldCom had acquired as of July 1, 2001.¹ As WorldCom indicated to the Commission in its earlier filings on the status of the transaction, Intermedia has continued to operate since the WorldCom acquisition under the existing Intermedia certificates and tariffs. At the same time, WorldCom has evaluated whether and how it will consolidate the Intermedia operations into the existing operations of other WorldCom operating subsidiaries, including the transfer of certain customers from Intermedia to MCI WorldCom.

As part of its customer migration plan, WorldCom advised the Commission on December 21, 2001 and May 13, 2002, of its plans to transition Intermedia's business and residential long distance customers to comparable service plans offered by MCI WorldCom. As stated in earlier filings with the Commission, WorldCom is committed to keeping the Commission apprised of the results of any plans to consolidate certain Intermedia services with other WorldCom subsidiaries. Accordingly, at this time, WorldCom advises the Commission that it has determined that it also is appropriate to transition those Intermedia customers currently receiving Intermedia's dedicated long distance, ISP-PRI, private line, Intermedia One, and certain ATM and frame relay services to MCI WorldCom.

¹ WorldCom had originally notified the Commission of the proposed transfer of Intermedia to WorldCom on October 30, 2000.

Brian C. McNeil, Executive Secretary
August 14, 2002
Page 2

As noted above, WorldCom has determined that it is necessary to migrate these customers of its subsidiary Intermedia to another WorldCom operating subsidiary MCI WorldCom. Approximately 117 customers in Arizona will be affected by this transition.

Intermedia will continue to provide certain other services, including some ATM, frame relay, and private line services pursuant to its existing certificates. Accordingly, WorldCom is not at this time seeking to cancel any Intermedia local and/or long distance certificates or tariffs, but upon completion of the migration of the affected subscribers will as necessary make tariff filings to reflect the modifications to Intermedia's service offerings that are being made as part of this current transition.

Because the Intermedia customers receiving these services will be transitioned to another WorldCom operating subsidiary with a new name, WorldCom has developed a customer notification and transfer plan that is intended to assure informed customer choice and seamless transition to MCI WorldCom service. However, in the event that a customer elects not to make the change, WorldCom will also assure that any customer who so chooses can transfer to another carrier without any interruption of service consistent with the terms of the customer's contract.

Specifically, WorldCom has provided customers with notice of the change from Intermedia to its affiliate MCI WorldCom to assure that customers are fully informed of the change. The affected customers were notified by letter, in the form attached as Attachment 1 hereto, that advises them that:

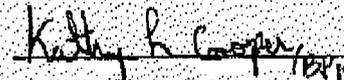
- WorldCom will provide the customer with the same or better high quality telecommunications services as it received from Intermedia;
- WorldCom will reimburse the transferred customers for any primary carrier change charges if they are imposed by the customers' local exchange carrier in connection with the change from Intermedia to MCI WorldCom;
- in the event that the customer prefers to use another company as its long distance carrier, it has the right to switch to another carrier of its choice consistent with the terms of the customer's contract; and
- the customer may contact WorldCom at a toll-free number with any questions regarding the transfer of their service.

Brian C. McNeil, Executive Secretary
August 14, 2002
Page 3

The migration of customers to MCI WorldCom service is expected to take place on or after September 13, 2002. In connection with this process, WorldCom has also fully complied with the rules and regulations of the Federal Communications Commission ("FCC"), 47 C.F.R. § 64.1120(e), requiring notice to customers and permitting the transfer of those customers to WorldCom without WorldCom first obtaining each customer's authorization and verification. See 47 C.F.R. § 64.1120(e) (2001). A copy of the notification filed with the FCC is attached as Attachment 2 hereto.

An original and ten (10) copies of this letter are enclosed. Please date-stamp the extra copy of this letter and return it in the enclosed self-addressed, stamped envelope. If you have any questions or comments regarding this filing, please do not hesitate to contact us.

Respectfully submitted,



Jean L. Kiddoo
Kathy L. Cooper
Swidler Berlin Shereff Friedman, LLP
3000 K Street, N.W., Suite 300
Washington, D.C. 20007
(202) 424-7834 (Tel)
(202) 424-7645 (Fax)

Counsel for WorldCom, Inc.

Attachments

cc: ~~Thomas Campbell~~
William Lewis

ATTACHMENT 1

Sample Customer Notice Letter

WORLD.COM

5055 North Point Parkway
Alpharetta, Georgia 30022

August 6, 2002

Customer Name
Address 1
Address 2
City, State ZIP

Dear Valued Customer,

We're pleased to announce that two telecommunications leaders -- WorldComSM and Intermedia Communications -- have merged networks and customer services. In the future, your service will be provided and invoiced by WorldCom. We want to take this opportunity to assure you that all measures are being employed to provide you the highest level of customer service and support while we transition customer accounts to WorldCom.

Although you will soon see your invoice change to WorldCom, please be assured that your service will not be affected during this transition. WorldCom will provide your service pursuant to your contract with Intermedia. Thus, your current rates, terms and conditions will not be affected, and notice of future changes, if any, to those terms will be provided in accordance with your existing contracts and applicable law. As part of the transition, however, your account number and remittance address will change, and we will advise you of the new information on your first WorldCom invoice.

The transfer to WorldCom will occur on or about September 13, 2002. No action is required on your part. You have the right to select another carrier for your services consistent with the terms of your contract.

If you have any questions or concerns about your previous or new service, or this billing change, please don't hesitate to contact our Customer Service team at 1-800-250-8999.

With network facilities in more than 65 countries and local service available in more than 100 cities, WorldCom has the scale and resources to deliver all the services your organization needs -- from local to conferencing, data, Internet services and more. We look forward to serving you!

Sincerely,

Michelle Docker
Vice President, Customer Satisfaction & Service Operations

Additional Information:

Your IntermediaOne, Single T, unifiedvoicenet and Unified Voice account(s) will be assessed an End User Common Line (EUCL) surcharge. This is a charge that allows WorldCom to provide service beyond a basic Metropolitan area at consistent rates. The EUCL charge varies by area, but will not exceed \$9.20 per month, per line or trunk.

For switched long distance customers, if you have a freeze on your account, it will be lifted to effectuate the change, and you may need to contact your local exchange provider to arrange for a new freeze on your account.

You will not be responsible for any carrier change charge associated with this transfer to WorldCom.

ATTACHMENT 2

FCC Notice Letter

407051v1

WORLD.COM

Karen T. Reidy
Assistant Counsel

1133 Nineteenth Street, NW
Washington, DC 20036
202 736 8949
Fax 202 736 6360

August 12, 2002

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 Twelfth Street, SW
Washington, DC 20554

Re: **CC Docket No. 00-257**

Dear Ms. Dortch:

On July 19, 2002 WorldCom, Inc. ("WorldCom") notified the Commission, pursuant to 47 C.F.R. § 64.1120(e), of the impending transfer of Intermedia Communications ("Intermedia") customers to WorldCom, as a result of the merger between WorldCom and Intermedia. The customers affected by the transfer are current subscribers to Intermedia One, Dedicated Long Distance, Private Line, ATM, Frame Relay, and/or ISP/PRI services.

In its notification WorldCom indicated that the customer notifications had been sent on July 11, 2002. Out of an abundance of caution WorldCom hereby notifies the Commission that the mailing of these letters was delayed. The customer notifications were sent on August 6 rather than July 11. The date of the transfer remains as indicated in the July 19 notice to the Commission, no sooner than September 13, 2002.

Should you have any questions, please do not hesitate to contact me.

Sincerely,

/s/ Karen Reidy

WORLD COM

COPY

Karen T. Reidy
Associate Counsel
Federal Law and Public Policy

1801 Pennsylvania Avenue, NW
Washington, DC 20006
202 887 2380
Vnet 220 2380

July 18, 2002

VIA HAND DELIVERY

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 Twelfth Street, SW
Washington, DC 20554

RECEIVED

JUL 19 2002

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Re: CC Docket No. 00-257, Notification Regarding Customer Acquisition

Dear Ms. Dortch:

WorldCom, Inc. ("WorldCom") hereby notifies the Commission, pursuant to 47 C.F.R. § 64.1120(e), of the impending transfer of a portion of the customer base of Intermedia Communications ("Intermedia") to WorldCom. The transfer of affected subscribers will occur no sooner than September 13, 2002. The customers affected by the transfer are current subscribers to Intermedia One, Dedicated Long Distance, Private Line, ATM, Frame Relay, and/or ISP/FRI service. The services being transferred include local exchange, intraLATA/intrastate toll, interLATA/interstate toll and international exchange.

Attached are the certification required by 47 C.F.R. § 64.1120(e)(1) and a copy of the notification letter that was sent to the affected subscriber base. Please include this notice and the attachments in the record of the above-referenced proceeding.

Sincerely,


Karen Reidy

Attachments

Attachment 1
Certification of Compliance

CERTIFICATION OF COMPLIANCE

With regard WorldCom's acquisition of the dedicated and private line local and long distance customer base of Intermedia, WorldCom hereby certifies compliance with the requirements of 47 C.F.R. §64.1120(e). This includes the provision of advanced subscriber notice, in accordance with 47 C.F.R. § 64.1120(e)(3), and the obligations specified in that notice.


Jonathan Spear
Director, Law and Public Policy
WorldCom, Inc.

Attachment 2
Subscriber Notification Letter

WORLD.COM

5055 North Point Parkway
Alpharetta, Georgia 30022

July 11, 2002

Customer Name
Address 1
Address 2
City, State ZIP

Dear Valued Customer,

We're pleased to announce that two telecommunications leaders — WorldComSM and Intermedia Communications — have merged networks and customer services. In the future, your service will be provided and invoiced by WorldCom. We want to take this opportunity to assure you that all measures are being employed to provide you the highest level of customer service and support while we transition customer accounts to WorldCom.

Although you will soon see your invoice change to WorldCom, please be assured that your service will not be affected during this transition. WorldCom will provide your service pursuant to your contract with Intermedia. Thus, your current rates, terms and conditions will not be affected, and notice of future changes, if any, to those terms will be provided in accordance with your existing contracts and applicable law. As part of the transition, however, your account number and remittance address will change, and we will advise you of the new information on your first WorldCom invoice.

The transfer to WorldCom will occur on or about September 13, 2002. No action is required on your part. You have the right to select another carrier for your services consistent with the terms of your contract.

If you have any questions or concerns about your previous or new service, or this billing change, please don't hesitate to contact our Customer Service team at 1-800-250-9999.

With network facilities in more than 65 countries and local service available in more than 100 cities, WorldCom has the scale and resources to deliver all the services your organization needs — from local to conferencing, data, Internet services and more. We look forward to serving you!

Sincerely,

Michelle Decker
Vice President, Customer Satisfaction & Service Operations

Additional Information:

Your IntermediaOne, Single T, unifiedvoice.net and Unified Voice account(s) will be assessed an End User Common Line (EUCL) surcharge. This is a charge that allows WorldCom to provide service beyond a basic Metropolitan area at consistent rates. The EUCL charge varies by area, but will not exceed \$9.20 per month, per line or trunk.

For switched long distance customers, if you have a freeze on your account, it will be lifted to effectuate the change, and you may need to contact your local exchange provider to arrange for a new freeze on your account.

You will not be responsible for any carrier change charge associated with this transfer to WorldCom.