

IN THE SUPREME COURT OF OHIO

OHIOTELNET.COM, Inc.)	Case No. 12-0027
)	
Appellants,)	Appeal from the Public Utilities
)	Commission of Ohio
v.)	
)	Public Utilities Commission of Ohio Case
The Public Utilities Commission of Ohio,)	NO. 090-515-TP-CSS
)	
Appellee.)	

MOTION OF WINDSTREAM OHIO, INC. FOR LEAVE TO INTERVENE AS APPELLEE

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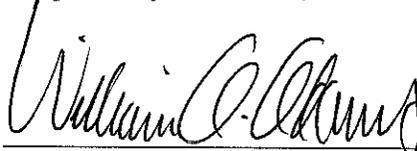
FILED
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 CLERK OF COURT
 SUPREME COURT OF OHIO

MOTION OF WINDSTREAM OHIO, INC.
FOR LEAVE TO INTERVENE AS APPELLEE

Windstream Ohio, Inc. ("Windstream") hereby respectfully moves this Honorable Court for leave to intervene in this case as a party appellee. Windstream is a real party in interest in the subject matter of this appeal, which seeks to reverse and remand the Public Utilities Commission of Ohio's ("Commission's) September 20, 2011 Opinion and Order and November 9, 2011 Entry on Rehearing in Commission Case No. 09-515-TP-CSS, an adjudicative proceeding in which Windstream was the Respondent and an active party. Such appeal ultimately involves the disposition of \$76,436.00 in billing credits which Appellant OHIOTELNET.COM, Inc. ("Ohiotelnet") claims that it is owed by Windstream. If Ohiotelnet were successful in its appeal, there is a possibility, at least according to Ohiotelnet's theory of the Commission proceeding, that the Commission, after conducted an analysis of more than 17,000 line item billing disputes in the manner requested by Ohiotelent, might conclude that Ohiotelent is owed at least some of the billing credits that Ohiotelent seeks. As a result, Windstream has a real and substantial interest in the outcome of this case that is not represented by any other party to the appeal.

WHEREFORE, Windstream respectfully moves this Honorable Court for leave to intervene in this proceeding as an intervening appellee.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing *Motion of Windstream Ohio, Inc. for Leave to Intervene as Appellee* was served upon the following via the means described below, this 9th day of April, 2012:

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