

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF BELLSOUTH)
TELECOMMUNICATIONS, INC. FOR THE) CASE NO.
ESTABLISHMENT OF A NEW) 2004-00391
PERFORMANCE PLAN)

O R D E R

This matter arising upon the motion of DIECA Communications, Inc. d/b/a Covad Communications Company ("Covad"), filed December 2, 2004, for full intervention, it appearing to the Commission that such intervention is likely to present issues and develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings, and this Commission being otherwise sufficiently advised,

IT IS HEREBY ORDERED that:

1. The motion of Covad to intervene is granted.
2. Covad shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.
3. Should Covad file documents of any kind with the Commission in the course of these proceedings, it shall also serve a copy of said documents on all other parties of record.

Done at Frankfort, Kentucky, this 15th day of December, 2004.

By the Commission

ATTEST:


Executive Director