



May 27, 2010

ELECTRONICALLY FILED ON MAY 27, 2010

By E-mail and Regular Mail

Karen Geraghty
Administrative Director
Maine Public Utilities Commission
242 State Street
State House Station 18
Augusta, ME 04333-0018

RE: Docket 2008-421 - Voice on the Net Coalition Petition to Intervene

**THIS IS A VIRTUAL DUPLICATE OF THE ORIGINAL HARD COPY
SUBMITTED TO THE COMMISSION IN ACCORDANCE WITH ITS
ELECTRONIC FILING INSTRUCTIONS**

Dear Ms. Geraghty:

Enclosed please find an original and one copy of the above captioned pleading in Docket 2008-421. Thank you for your consideration.

The VON Coalition

A handwritten signature in black ink, appearing to read "Glenn S. Richards", is positioned above a horizontal line.

Glenn S. Richards
Executive Director
202-663-8215 (phone)
Glenn.richards@pillsburylaw.com (email)

Cc: Andrew Hagler (by e-mail)
Parties in Docket 2008-421 (by e-mail)

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STATE OF MAINE
PUBLIC UTILITIES COMMISSION

MAY 27, 2010

PUBLIC UTILITIES COMMISSION
Investigation into Whether Providers of
Time Warner "Digital Phone" Service and
Comcast "Digital Voice" Service must
Obtain Certificate of Public Convenience
And Necessity to Offer Telephone Service.

DOCKET 2008-421

**PETITION TO INTERVENE OF THE
VOICE ON THE NET COALITION**

Pursuant to 5 M.R.S.A. §9054 and Chapter 110 (Part 7, Subpart 2) of the Commission's Rules of Practice and Procedure, the Voice on the Net Coalition hereby petitions to intervene as a party in the above captioned matter for the following reasons, to wit:

The Voice on the Net Coalition (or VON Coalition) is a non-profit, trade association of leading VoIP companies that are developing and delivering voice innovations over the Internet. The coalition, which includes AT&T, Broadvox, Cisco, Google, iBasis, Microsoft, New Global Telecom, Skype, T-Mobile USA, Vonage and Yahoo!, works to advance regulatory policies that enable Americans to take advantage of the full promise and potential of VoIP. The VON Coalition believes that with the right public policies, Internet based voice advances can make talking more affordable, businesses more productive, jobs more plentiful, the Internet more valuable, and Americans more safe and secure. Since its inception in 1998, the VON Coalition has promoted pragmatic policy choices for unleashing VoIP's potential.

VON Coalition members have a substantial interest in the outcome of this proceeding. The VON Coalition has been active in dozens of state and federal proceedings concerning the regulation of VoIP and believes that its expertise may be useful in the Commission's consideration of the important policy issues raised in this docket. The VON Coalition's intervention would be limited to filing a response to the Hearing Examiner's Report, dated May 18, 2010, or as otherwise requested by the Hearing Examiner or the Commission.

The VON Coalition understands that the period for timely intervention in this proceeding has long passed. Accordingly, the VON Coalition understands that as a party to this proceeding it

must accept the facts on the record; however, its brief may address substantive areas of law, including new FCC proceedings and court decisions that have arisen since the close of the record in this Docket on March 9, 2009, that may be relevant to the Commission's final determination. In addition, the VON Coalition agrees not to file an appeal of the final Commission decision in this proceeding; however, it reserves the right to request leave to file as an amicus if another party to this proceeding files a timely appeal.

Ultimately, good regulatory policy is at the heart of the VON Coalition's interest in this matter, and it respectfully requests to participate in this docket as a Party, with the limitations noted herein.

Respectfully Submitted,
VOICE ON THE NET COALITION

By: 

Glenn S. Richards
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