

Legal Department

August 24, 2006

Filed electronically and original by overnight mail

Mary L. Cottrell, Secretary  
Department of Telecommunications and Energy  
One South Station  
Boston, MA 02110

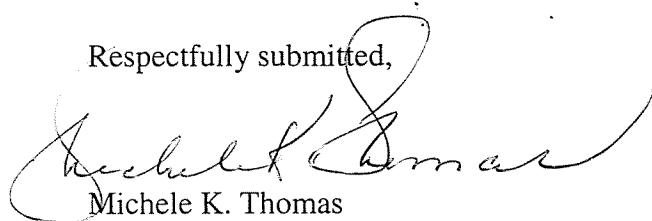
Re: Notice of Investigation and Public Hearing by the Department of Telecommunications and Energy on its own Motion pursuant to Chapter 123 of the Acts of 2006, § 115, to establish the maximum rates and fees to be charged by the Massachusetts Turnpike Authority to wireless providers for the placement and use of wireless attachments in the central artery tunnels. DTE 06-70.

Dear Ms. Cottrell:

Enclosed please find an original and three (3) copies of a Petition for Leave to Intervene filed on behalf of Omnipoint Communications Inc., d/b/a T-Mobile USA. This document has also been filed in accordance with the instructions provided in the above notice.

If you should have any questions with regard to this filing. Please do not hesitate to contact me.

Respectfully submitted,



Michele K. Thomas

Encl.

**COMMONWEALTH OF MASSACHUSETTS**  
**DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY**

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Notice of Investigation and Public Hearing by the Department )  
of Telecommunications and Energy on its own Motion )  
pursuant to Chapter 123 of the Acts of 2006, § 115, to )  
establish the maximum rates and fees to be charged by )  
the Massachusetts Turnpike Authority to wireless providers )  
for the placement and use of wireless attachments in the )  
central artery tunnels. )

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D.T.E. 06-70

**PETITION OF T-MOBILE FOR LEAVE TO INTERVENE**

T-Mobile USA Inc., on behalf of its wholly owned subsidiary Omnipoint Communications Inc., (“T-Mobile”) is substantially and specifically affected by the above-captioned proceeding and hereby petitions the Department of Telecommunications and Energy (“DTE”) for leave to intervene in the above proceeding, stating in support of the following:

1. T-Mobile is a facilities-based wireless provider, operating in the Commonwealth of Massachusetts pursuant to licenses and spectrum issued by and purchased from the Federal Communications Commission.
2. T-Mobile serves wireless customers in the Commonwealth of Massachusetts; and competes in the robust wireless marketplace on many issues including but not limited to the quality of T-Mobile’s network coverage. T-Mobile has a significant interest in the placement and use of wireless attachments in the central artery tunnels for convenience, necessity and public safety.
3. T-Mobile’s interest in this proceeding cannot be adequately addressed or represented by any other party.

4. T-Mobile's Intervention is timely filed with the Department on or before Tuesday, August 29, 2006, the date established in the Notice of Investigation and Public Hearing for this matter (August 11, 2006).

5. T-Mobile asks that it be copied on all filings made by any party, intervenor, staff or party at interest, as well as be provided notices of hearing, opportunities to plead and other steps in this proceeding.

6. All communications and correspondence for this proceeding should be directed to the following individuals:

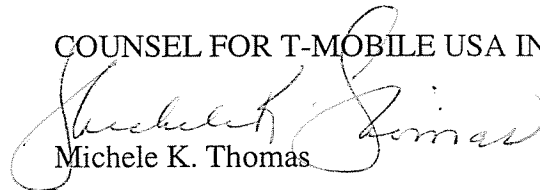
Ms. Michele K. Thomas  
T-Mobile  
4 Sylvan Way  
Parsippany, NJ 07054  
(973)451-8399  
e-mail: [Michele.Thomas@T-Mobile.com](mailto:Michele.Thomas@T-Mobile.com)

Mr. Gerry Marquis  
T-Mobile  
10 Commerce Way  
Norton, MA 02766  
(508)286-2726  
e-mail: [Gerry.Marquis@T-Mobile.com](mailto:Gerry.Marquis@T-Mobile.com)

**WHEREFORE**, T-Mobile requests that the Department of Telecommunications and Energy permit it to intervene as a party in this proceeding.

Respectfully submitted,

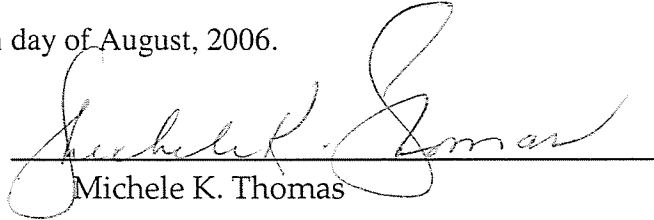
COUNSEL FOR T-MOBILE USA INC.

  
Michele K. Thomas

Dated: August 24, 2006

## Certificate of Service

I hereby certify that a copy of the foregoing Intervention this day has been deposited in the United States Mail, postage prepaid to all persons listed on the Notice of Investigation and Public Hearing in this Docket this 24th day of August, 2006.

  
Michele K. Thomas