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November 13, 2012

Via Hand-Delivery

Mr. Jeff DeRouen, Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40602

RE: *Case No. 2009-00110*

RECEIVED
NOV 13 2012
PUBLIC SERVICE
COMMISSION

Dear Mr. DeRouen:

Please find enclosed for filing an original and ten (10) copies of Nexus Communications, Inc.'s Status Report.

Please place the documents of file. We have also included an extra copy of the status report if you could have someone stamp and return a copy to us in the self-addressed stamped envelope it would be appreciated. Should you have any questions regarding the enclosed, please contact me at your convenience.

Regards,



Matthew Malone

C: File

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

Petition of Nexus Communications, Inc. for
Additional Designation as an Eligible
Telecommunications Carrier in Kentucky

Case No. 2009-00110

STATUS REPORT OF NEXUS COMMUNICATIONS, INC.

Nexus Communications, Inc. (“Nexus”) respectfully submits this Status Report pursuant to the request of the Kentucky Public Service Commission (“Commission”). On September 27, 2011, the Commission granted Nexus’ motion to hold the above-captioned proceeding in abeyance. In that Order, the Commission also directed Nexus to file a written status report every 60 days detailing Nexus’ progress in other states.

Over the past 60 days, Nexus has received a conditional new designation of eligible telecommunications carrier (“ETC”) status in the state of Indiana. That designation will become final upon approval of Nexus’ Compliance Plan by the Federal Communications Commission (“FCC”).¹ Nexus has pending wireless ETC designation applications before the public utility commissions of Idaho, Minnesota, Pennsylvania, Vermont and Washington. Nexus also has applications pending with the FCC for authority to operate as a wireless ETC in Alabama, Connecticut, the District of Columbia, Delaware, Florida, New Hampshire, New York, North Carolina, Tennessee and Virginia.²

¹ See *In the Matter of the Designation of Eligible Telecommunications Carriers by the Indiana Utility Regulatory Commission Pursuant to the Telecom Act of 1996, and Related FCC Orders and in Particular, the Petition of Nexus Communications, Inc. to be so Designated for the Limited Purpose of Offering Wireless Lifeline Service to Qualified Households*, Cause No. 41052 ETC 52, IURC Order (Nov. 7, 2012).

² Nexus previously has been granted ETC status for wireless services, wireline services or both by the state commissions of Alabama, Arkansas, California, Florida, Georgia, Illinois, Iowa, Kansas, Kentucky,

On June 21, 2012, Nexus met with representatives of the FCC's Wireline Competition Bureau ("WCB") to discuss Nexus' proposed FCC Compliance Plan,³ which is mandated by the FCC's Report and Order in its *Lifeline Reform* docket.⁴ At that meeting, Nexus received feedback from WCB staff about its proposed Compliance Plan. Nexus filed an amended Compliance Plan, which incorporated feedback from WCB staff, with the WCB on August 22, 2012. A copy of that document was provided to the Commission as an attachment to Nexus' Status Report filed on September 14, 2012.

Nexus has been informally advised by FCC staff that its Compliance Plan is acceptable, and Nexus has been operating in other states in accordance with both its Compliance Plan and the FCC's revised rules. Nonetheless, Nexus' proposed Compliance Plan remains pending at the FCC. To date, the FCC has approved only eleven compliance plans, and 58 are pending, including Nexus'.⁵ The most recently approved set of compliance plans to be approved by the FCC were approved on August 8, 2012.⁶ Immediately after approval of its Compliance Plan by the FCC, Nexus has prepared and will file a notice of reactivation and an amendment to its Petition for Additional Designation as an ETC so it can work with the Commission to finalize the ETC designation process.

Louisiana, Maine, Maryland, Michigan, Mississippi, Missouri, Nevada, New Jersey, North Carolina, Ohio, Oklahoma, Rhode Island, South Carolina, Tennessee, Texas, West Virginia and Wisconsin.

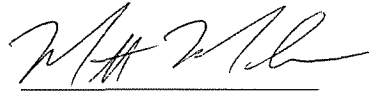
³ Nexus filed its initial proposed Compliance Plan with the FCC on April 24, 2012 and provided the Commission with a copy of this document in its Status Report filed on May 18, 2012.

⁴ *In Re Lifeline and Link Up Reform and Modernization et al.*, Report and Order and Further Notice of Proposed Rulemaking, 27 FCC Rcd 6,656 (FCC rel. Feb. 6, 2012) ("*Lifeline Reform Order*").

⁵ See *FCC Encyclopedia – Lifeline Compliance Plans and ETC Petitions*, FCC website, available at: <http://www.fcc.gov/encyclopedia/lifeline-compliance-plans-etc-petitions>.

⁶ *Wireline Competition Bureau Approves the Compliance Plans of Birch Communications, Boomerang Wireless, IM Telecom, Q Link Wireless and TAG Mobile*, Public Notice, WC Dockets Nos. 09-197 and 11-42 (WCB Aug. 8, 2012), available at: http://hraunfoss.fcc.gov/edocs_public/attachmatch/DA-12-1286A1.pdf.

Respectfully submitted,



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