

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BELLSOUTH TELECOMMUNICATIONS, LLC)
D/B/A AT&T KENTUCKY'S NOTICE OF INTENT) CASE NO.
TO DISCONNECT FLATEL, INC. FOR) 2012-00290
NON-PAYMENT)

O R D E R

On July 5, 2012, BellSouth Telecommunications, LLC d/b/a AT&T Kentucky ("AT&T Kentucky") provided written notice to the Commission of its intent to disconnect Flatel, Inc. ("Flatel").

AT&T Kentucky requests authorization to invoke its Emergency Service Continuity Tariff approved by this Commission on May 20, 2003 in Case No. 2002-00310.¹ Invoking this tariff is necessary only if Flatel has not notified its end-users of the service disconnection. If the Emergency Service Continuity Tariff is invoked, AT&T Kentucky will continue to provide telephone service to Flatel's customers for a minimum of 14 days after Flatel ceases to operate. AT&T Kentucky has notified the Commission that the disconnection of Flatel will affect less than 20 customers in Kentucky.²

The Commission, having reviewed AT&T Kentucky's notice and being otherwise sufficiently advised, HEREBY ORDERS that:

¹ Case No. 2002-00310, Customer Billing and Notice Requirements for Wireline Telecommunications Carriers Providing Service in Kentucky (Ky. PSC May 20, 2003).

² Letter from Tony Taylor, Executive Director, BellSouth Telecommunications, LLC d/b/a/ AT&T Kentucky, to Jeff Derouen, Executive Director, Kentucky Public Service Commission (July 2, 2012).

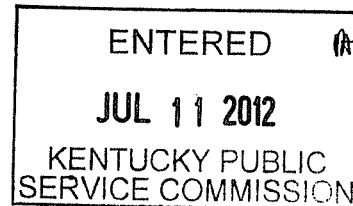
1. Flatel shall notify the Commission within seven calendar days of the date of this Order of its intent to pay the delinquent bill to AT&T Kentucky within ten days of the date of this Order or, in the alternative, of its intent to notify its end-users (if any) of the proposed service disconnection. Such written comments shall include a copy of Flatel's customer notice and an affidavit indicating when the notice was mailed and the number of Kentucky customers to whom it was mailed.

2. A copy of AT&T Kentucky's notice of intent to disconnect Flatel is attached hereto and incorporated herein.

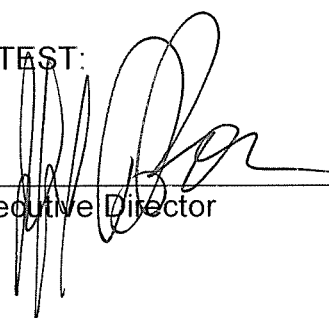
3. If Flatel has not responded as prescribed in ordering paragraph 1 within seven calendar days of the date of this Order, AT&T Kentucky shall implement the procedures established in its Emergency Continuity Tariff.

4. A copy of this Order shall be sent by certified mail to Flatel.

By the Commission



ATTEST:



Executive Director



Tony Taylor
Executive Director

AT&T
601 W. Chestnut Street
4th Floor
Louisville, KY 40203

T: 502-582-2164
F: 502-582-8667
Tony.Taylor@att.com

RECEIVED

July 2, 2012

JUL 5 2012

PUBLIC SERVICE
COMMISSION

Mr. Jeff Derouen
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
P. O. Box 615
Frankfort, KY 40602-0615

Dear Mr. Derouen:

Pursuant to the Kentucky PSC's May 20, 2003 order in KY PSC Case No. 2002-0310, AT&T Kentucky is providing notice to the Kentucky Public Service Commission (PSC) of AT&T Kentucky's intent to disconnect Flatel, Inc. (Flatel) for non-payment.

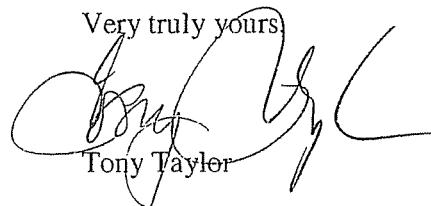
AT&T Kentucky's records indicate that Flatel is delinquent in payment of its bills to AT&T Kentucky. Attempts to collect past due amounts from Flatel have been unsuccessful. AT&T made numerous written notifications to Flatel informing them of AT&T's intent to suspend or terminate services consistent with the terms and conditions of the Interconnection Agreement between Flatel and AT&T Kentucky. As of today, AT&T Kentucky has received no payment from Flatel and we seek to begin discontinuance of services immediately. Disconnection of Flatel service will affect less than 20 Kentucky customers.

Under terms of their agreement, Flatel is solely responsible for notifying its end users of the proposed service disconnection. AT&T Kentucky is copying Flatel to remind them of their obligations to notify their end users of this situation regarding pending disconnection of services.

Should the Commission determine the need to invoke AT&T Kentucky's Emergency Service Continuity Tariff, AT&T Kentucky will take steps to notify the affected end users and inform them that they may continue to receive telecommunications services through The Emergency Services Continuity Plan for a minimum of fourteen (14) days and that the end user must transition to a new service provider.

If there are any questions or the need for additional information concerning this filing, please call me at 502-582-2164.

Very truly yours,



Tony Taylor

cc: Mr. Abby Matari
Flatel, Inc.
2300 Palm Beach Lakes Blvd.; Suite 210
West Palm Beach, FL 33409

Adriana Solar
CFO
Flatel, Inc.
2300 Palm Beach Lakes Blvd
Suite 100
West Palm Beach, FL 33409

Tony Taylor
BellSouth Telecommunications, LLC dba AT&T
601 W. Chestnut Street
4th Floor East
Louisville, KY 40203