

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

**RECEIVED**

APR 10 2007

PUBLIC SERVICE  
COMMISSION

In the Matter of:

TOUCHSTONE, )  
d/b/a ALEC, Inc. )

COMPLAINANT )

V. )

KENTUCKY ALLTEL, INC. )

RESPONDENT )

CASE NO. 2005-00482

**Motion to Appear *Pro Hac Vice***

Mark R. Overstreet moves the Public Service Commission of Kentucky for leave for Kimberly K. Bennett and Cesar Caballero to appear in this matter *pro hac vice* as counsel for Windstream Kentucky East, Inc. in association with the movant. In support thereof, Mark R. Overstreet states:

1. Ms. Bennett and Mr. Caballero are members in good standing of the Arkansas Bar.

2. Ms. Bennett and Mr. Caballero are employed as counsel by Windstream Communications, Inc., the parent of Windstream Kentucky East, Inc.

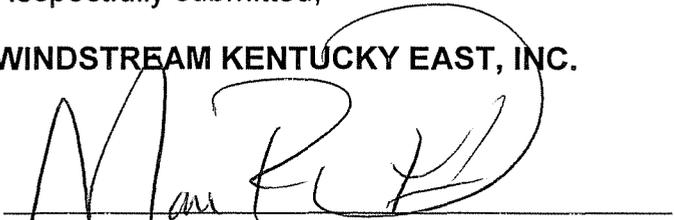
3. The undersigned has agreed to associate with Ms. Bennett and Mr. Caballero in this matter and will appear with Ms. Bennett and Mr. Caballero in all hearings in this proceeding.

4 .As evidenced by the attached, Ms. Bennett and Mr. Caballero have complied with SCR 3.030(2) and have obtained an out-of-state certification form from the Kentucky Bar Association.

Wherefore, Mark R. Overstreet respectfully moves the Public Service Commission of Kentucky for leave for Kimberly K. Bennett and Cesar Caballero to appear *pro hac vice* as counsel for Windstream Kentucky East, Inc. in this proceeding.

Respectfully submitted,

**WINDSTREAM KENTUCKY EAST, INC.**

A handwritten signature in black ink, appearing to read 'Mark R. Overstreet', is written over a horizontal line. The signature is stylized and somewhat cursive.

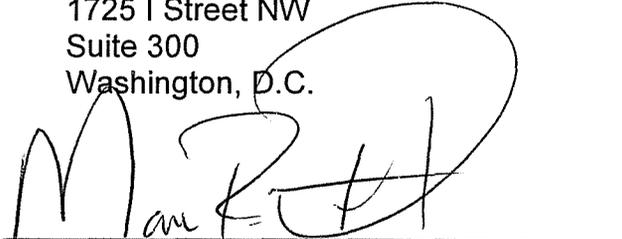
Mark R. Overstreet  
STITES & HARBISON, PLLC  
421 West Main Street  
P.O. Box 634  
Frankfort, KY 40602-0634  
Telephone: (502) 223-3477

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by United States First Class Mail, postage prepaid, on this 10<sup>th</sup> day of April, 2007 upon:

Jonathon A. Amlung  
Amlung Law Offices  
616 South Fifth Street  
Louisville, Kentucky 40202

Kristopher E. Twomey  
Law Offices of Kristopher E. Twomey  
1725 I Street NW  
Suite 300  
Washington, D.C.

A handwritten signature in black ink, appearing to read 'Mark R. Overstreet', is written over a horizontal line. The signature is stylized and somewhat cursive.

Mark R. Overstreet

# KENTUCKY BAR ASSOCIATION

514 WEST MAIN STREET  
FRANKFORT, KENTUCKY 40601  
(502) 564-3795  
FAX (502) 564-3225

## OFFICERS

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## KENTUCKY BAR ASSOCIATION OUT-OF-STATE CERTIFICATION FORM

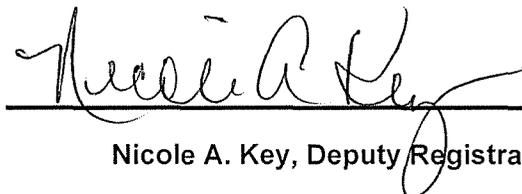
COURT KY Public Service Commission

CASE NO. 2005-00482

### SCR 3.030 Membership, practice by nonmembers and classes of membership

(2) A person admitted to practice in another state, but not in this state, shall be permitted to practice a case in this state only if that attorney subjects himself or herself to the jurisdiction and rules of the court governing professional conduct, pays a per case fee of \$100.00 to the Kentucky Bar Association and engages a member of the association as co-counsel, whose presence shall be necessary at all trials and at other times when required by the court. No motion for permission to practice in any state court in this jurisdiction shall be granted without submission to the admitting court of a certification from the Kentucky Bar Association of receipt of this fee.

The Kentucky Bar Association certifies that Kimberly K. Bennett has paid the per case fee of \$100.00 in the above referenced case as required in SCR 3.030(2).

  
\_\_\_\_\_  
Nicole A. Key, Deputy Registrar

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The Kentucky Bar Association certifies that Cesar Caballero has paid the per case fee of \$100.00 in the above referenced case as required in SCR 3.030(2).

  
\_\_\_\_\_  
Nicole A. Key, Deputy Registrar



KENTUCKY BAR ASSOCIATION
OUT-OF-STATE CERTIFICATION REQUEST FORM



PLEASE PROVIDE THIS OFFICE WITH THE FOLLOWING INFORMATION:

NAME: Cesar Caballero (PLEASE PRINT)

DATE OF BIRTH: 07/13/68

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APR 09 2007

KENTUCKY BAR ASSOCIATION

ADDRESS TO BE USED FOR KBA RECORDS:

Windstream Communications
4001 Rodney Parham Rd. / Mailstop 1170 B1 F03-53A
Little Rock, AR 72227

TELEPHONE NUMBER: (Please indicate if this is a business or home telephone number)

501-748-7142
Home Business

FAX NUMBER: 501-748-7996

E-MAIL ADDRESS: cesar.caballero@windstream.com

STATE BARS OF WHICH YOU ARE A MEMBER IN GOOD STANDING: (Please include membership number)

Arkansas

KY COURT AND CASE NUMBER FOR WHICH YOU SEEK CERTIFICATION:

Ky. Public Service Commission, P.S.C. Case No 2005-004

KENTUCKY CO-COUNSEL / BAR #: MARK R. OVERSTREET, 58195

(If the case number and/or Kentucky Co-Counsel are not known at this time, please forward as soon as available to: KY Bar Association, Attn: Accounting Department, 514 W Main St. Frankfort, KY 40601)

Since January 1, 2005, have you practiced a case in Kentucky under SCR 3.030? YES NO

SCR 3.030 Membership, practice by nonmembers and classes of membership

(2) A person admitted to practice in another state, but not in this state, shall be permitted to practice a case in this state only if that attorney subjects himself or herself to the jurisdiction and rules of the court governing professional conduct, pays a per case fee of \$100.00 to the Kentucky Bar Association and engages a member of the association as co-counsel, whose presence shall be necessary at all trials and at other times when required by the court. No motion for permission to practice in any state court in this jurisdiction shall be granted without submission to the admitting court of a certification from the Kentucky Bar Association of receipt of this fee.

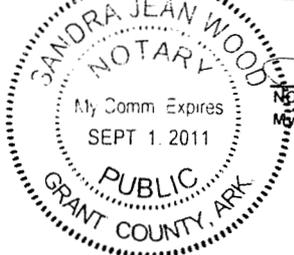
I have read and agree to comply with the requirements set forth in SCR 3.030(2), including submitting to the Rules of Professional Conduct of The Kentucky Supreme Court.

I certify by signing this form that I am a member in good standing in my state(s) of licensure, and that the information provided by me on this form is true and correct.

Cesar Caballero
SIGNATURE

Notary Seal:

STATE OF Arkansas COUNTY OF Pulaski
Acknowledged, subscribed & sworn to by Cesar Caballero
who personally appeared before me on the 5th day of April, 2007.



Sandra Jean Wood
NOTARY PUBLIC
My Commission expires: September 1, 2011

RETURN FORM TO:
KENTUCKY BAR ASSOCIATION
ATTN: MEMBERSHIP DEPARTMENT
514 W MAIN ST
FRANKFORT KY 40601-1812
Phone (502)564-3795

Revised 3/20/07



KENTUCKY BAR ASSOCIATION
OUT-OF-STATE CERTIFICATION REQUEST FORM



PLEASE PROVIDE THIS OFFICE WITH THE FOLLOWING INFORMATION:

NAME: Kimberly K. Bennett (PLEASE PRINT)

DATE OF BIRTH: 10-23-69

RECEIVED

APR 09 2007

ADDRESS TO BE USED FOR KBA RECORDS:

Windstream Communications
4001 Rodney Parham Rd. / Mailstop 1170 BI-F03-53A
Little Rock, AR 72227

KENTUCKY BAR ASSOCIATION

TELEPHONE NUMBER: (Please indicate if this is a business or home telephone number)

501-748-6374
Home
Business

FAX NUMBER: 501-748-7996

E-MAIL ADDRESS: Kimberly.K.bennett@windstream.com

STATE BARS OF WHICH YOU ARE A MEMBER IN GOOD STANDING: (Please include membership number)

Arkansas

KY COURT AND CASE NUMBER FOR WHICH YOU SEEK CERTIFICATION:

Ky. Public Service Commission; P.S.C. Case No. 2005-00482

KENTUCKY CO-COUNSEL / BAR #: MARK R. OVERSTREET, 53195

(If the case number and/or Kentucky Co-Counsel are not known at this time, please forward as soon as available to: KY Bar Association. Attn: Accounting Department, 514 W Main St, Frankfort, KY 40601)

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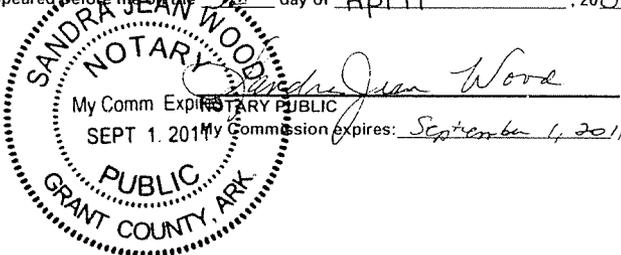
I have read and agree to comply with the requirements set forth in SCR 3.030(2), including submitting to the Rules of Professional Conduct of The Kentucky Supreme Court.

I certify by signing this form that I am a member in good standing in my state(s) of licensure, and that the information provided by me on this form is true and correct.

Notary Seal:

Kimberly K. Bennett
SIGNATURE

STATE OF Arkansas COUNTY OF Pulaski
Acknowledged, subscribed & sworn to by Kimberly Bennett
who personally appeared before me on the 17th day of April, 2007.



RETURN FORM TO:
KENTUCKY BAR ASSOCIATION
ATTN: MEMBERSHIP DEPARTMENT
514 W MAIN ST
FRANKFORT KY 40601-1812
Phone (502)564-3795

Revised 3/20/07