

T E L E C O M



PROFESSIONALS, INC.

RECEIVED

APR 22 2014

PUBLIC SERVICE
COMMISSION
12316 Hidden Forest Blvd.
Oklahoma City, Ok 73142

Judith A. Riley, J.D.

April 21, 2014

Via UPS Delivery

Kentucky Public Service Commission
Executive Director
211 Sower Blvd.
Frankfort, KY 40601

RE: EveryCall Communications, Inc. Intent to Discontinue Services

Dear Executive Director,

Enclosed please find an original and ten (10) copies of EveryCall Communications, Inc.'s Petition to the Kentucky Public Service Commission of their intent to discontinue services.

Please acknowledge receipt of these documents by file-stamping the enclosed duplicate cover letter and returning it in the self-addressed stamped envelope included for this purpose.

If you have any questions or require additional information, please contact me at (405) 755-8177 ext. 25 or by email at mdean@telecompliance.net.

Sincerely,

Matt Dean
Regulatory Agent

Enclosures

RECEIVED

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

APR 22 2014

PUBLIC SERVICE
COMMISSION

P-1278

In the Matter of

Petition of EveryCall Communications, Inc.
dba All American Home Phone and dba)
Local USA For Relinquishment of Eligible)
Telecommunications Carrier Designation)
And Service Discontinuance

PETITION

Puruant to § 214(e)(4) of the Communications Act of 1934, as amended (“the Act”), 47 U.S.C. § 214(e)(4), and 47 CFR § 54.205, EveryCall Communications, Inc., dba All American Home Phone and dba Local USA (“EveryCall” or the “Company”), hereby petitions the Commission for approval to relinquish its designation as a non-rural eligible telecommunications carrier (“ETC”) in the Commonwealth of Kentucky and to discontinue the provision of resold prepaid and postpaid wireline local exchange and interexchange services to both lifeline and non-lifeline customers. In response to changing market conditions, EveryCall has determined that it is no longer feasible to offer these services. The proposed discontinuance will not result in harm to the affected customers because they are being provided ample advance notice of the discontinuance and equivalent lifeline and non-lifeline service offerings are available from other carriers, including the underlying carrier whose services EveryCall resells.

In connection with this filing, EveryCall submits the following information:

1. Description of Discontinuance

The Company

EveryCall Communications, Inc. dba All American Home Phone and dba Local USA
4315 Bluebonnet Blvd., Suite A
Baton Rouge, LA 70809

EveryCall provides intrastate services in Kentucky pursuant to authority granted by the Commission.¹ EveryCall provides these services to both lifeline and non-lifeline customers on both a prepaid and postpaid basis.² Because EveryCall does not intend to continue offering any telecommunication services within the Commonwealth of Kentucky, the Company wishes to surrender its authorizations, including its ETC Designation, concurrently with the discontinuance of service.³

Date of Proposed Discontinuance

Subject to receipt of necessary regulatory approvals, the Company plans to discontinue the affected services on June 15, 2014. *All customers were mailed notice on April 15, 2014 of the anticipated discontinuance of service.*

Services to be Discontinued and Affected Customers in Kentucky

EveryCall proposes to discontinue prepaid and postpaid wireline local exchange and interexchange services currently provided to both lifeline and non-lifeline customers using AT&T as the underlying carrier. At this time, EveryCall delivers these services to approximately 22 Lifeline customers and 74 non-lifeline customers in Kentucky.

Date and Method of Customer Notice

On April 15, 2014, EveryCall sent written notice by first-class mail to affected customers, informing them that the Company intends to cease providing the local exchange and long distance services that they currently receive, effective June 15, 2014. Separate notices were sent for lifeline customers serviced under the All American Home Phone dba. The notices clearly underscore that customers must make arrangements with another carrier to avoid loss of service and provide a toll-free number that customers may call to reach EveryCall service representatives for assistance with this transition. Sample copies of the

¹ EveryCall was granted telecommunications authority by Commission order in File No. 64-0865 on June 30, 2003.

² EveryCall was granted designation as an eligible telecommunications carrier by Commission order in Docket No. 2009-00051.

³ 47 CFR §54.205 allows a state commission to permit an eligible telecommunications carrier to relinquish its designation as such a carrier if the area is served by more than one eligible telecommunications carrier upon advance notice and upon finding that all customers served by the relinquishing carrier will continue to be served by the remaining ETCs.

notices, which also comply with the requirements of the Federal Communications Commission (“FCC”), are appended as Exhibit A.⁴

2. Contact for this Notice

Questions and correspondence regarding this Notice should be addressed to:

Kyle Coats, President
EveryCall Communications, Inc.
4315 Bluebonnet Blvd., Suite A
Baton Rouge, LA 70809

with copies to:

Judith A. Riley
Telecom Professionals, Inc.
P.O. Box 720128
Oklahoma City, OK 73172
405.755.8177
405.755.8377 Fax
jriley@telecompliance.net

3. Circumstances of Discontinuance

As discussed above, EveryCall has determined that market conditions make unfeasible its provision of prepaid and post-paid intrastate services using AT&T as the underlying carrier. Consequently, the Company proposes to discontinue its service offerings at this time.

4. Public Interest Considerations

Commission approval of this plan will serve the public interest. Both the lifeline and non-lifeline services offered by EveryCall are available from the incumbent carrier as well as other providers and ETCs in the Kentucky market. Consequently, EveryCall’s customers will not be unduly harmed as they will be able to transition to new providers and continue to be served by the remaining providers and ETCs in the area currently

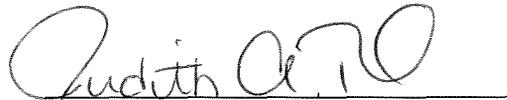
⁴ EveryCall is filing a Section 63.71 application with the FCC for approval to discontinue the domestic interstate services provided as part of these service offerings. A copy of that filing will be served on the Commission.

served by EveryCall. Consistent with Kentucky and FCC requirements, EveryCall's customers have been given sufficient advance notice of the need to select a new provider such that they will be able to do so in a thoughtful and informed manner. Company representatives will be available throughout the transition period to assist with this process.

5. Summary

Subject to any required regulatory approvals, EveryCall expects to implement the proposed discontinuance on June 15, 2014. Should the Commission have any questions regarding this filing, please contact the undersigned.

Respectfully submitted,



Judith A. Riley
Telecom Professionals, Inc.
P.O. Box 720128
Oklahoma City, OK 73172
Phone: 405.755.8177
Fax: 405.755.8377
jriley@telecompliance.net

Regulatory Consultant for EveryCall Communications, Inc.

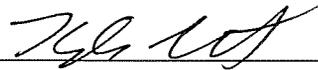
VERIFICATION

State of Louisiana

Parish of East Baton Rouge

I, Kyle Coats, state that I am President of EveryCall Communications, Inc., and that I am authorized to represent EveryCall Communications, Inc., and to make this verification on its behalf. The statements in the foregoing document relating to EveryCall Communications, Inc., except as otherwise specifically attributed, are true and correct to the best of my knowledge and belief.

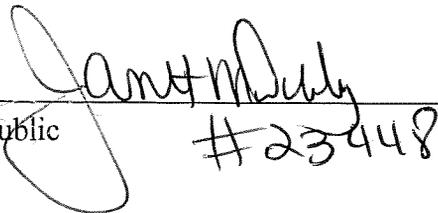
I declare under penalty of perjury that the foregoing is true and correct.



Kyle Coats, President

Subscribed and sworn to before me this 15th day of April, 2014.

Notary Public



#23948

My Commission expires: at death

Janet M. Duhy
Notary Public
Fenet Law Firm, LLC
4315 Bluebonnet, Suite B
Baton Rouge, LA 70809
(225) 926-5500 (Telephone) • (225) ~~923-2824~~ ²⁹⁶⁻⁷⁴¹⁷ Fax
Janet@fenetlaw.com
My Commission Expires at Death

Document not prepared by Notary

Exhibit A

Sample Customer Discontinuance Notices



Local USA
EveryCall Communications, Inc.
4315 BlueBonnet Blvd., Suite A
Baton Rouge, LA 70809-9661

April 15, 2014

**Notice of Discontinuance of Your
Telephone Service By
EveryCall Communications, Inc.
DBA Local USA**

Dear Customer:

EveryCall Communications, Inc., DBA Local USA regrets to inform you that it is preparing to cease providing local and long distance service to customers in your service area.¹ **In order to avoid a disruption in service, you must make arrangements for service with a new telephone company before the cut-off date noted below.** The names and telephone numbers of local telephone service companies, which also typically provide long distance service, are listed in your telephone directory. Customer service representatives at these companies will help you to select services to most effectively replace your current Local USA Service. If you arrange for new service before your Local USA service is terminated and wish to keep your current telephone number(s), please be sure to address this with your new service provider.

Subject to regulatory approvals, your service cut-off date is June 15, 2014. If you do not arrange to have your telephone service provided by a new telephone company prior to June 15, 2014, you may lose telephone service (which means that you will be unable to make local calls including 911) and you may not be able to keep your current telephone number(s) with the new service provider. Effective with this notice, Local USA will not make any changes to or reconnect existing service and will not accept orders for new service.

The Federal Communication Commission requires us to provide you with the following notice in connection with its review of the proposed discontinuance:

The FCC will normally authorize this proposed discontinuance of service (or reduction or impairment) unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the § 63.71 Application of EveryCall Communications, Inc. Comments should include specific information about the impact of this proposed discontinuance (or reduction or impairment) upon you or your company, including any inability to acquire reasonable substitute service.

We thank you for being a Local USA customer and wish you well with your new provider. Should you have any questions, please contact Local USA at 1-800-336-4588

Sincerely,

Local USA
4315 Bluebonnet Blvd, Suite A
Baton Rouge, LA 70809

¹ This discontinuance affects customers for Local USA wireline local and long distance service in those parts of Louisiana, Mississippi, Alabama, Florida, Georgia, South Carolina, North Carolina, Kentucky, Tennessee, and Texas where AT&T is the incumbent local exchange carrier.



4315 Bluebonnet Blvd, Suite A • Baton Rouge, LA 70809-9661

April 15, 2014

Notice of Discontinuance of Your Telephone Service By EveryCall Communications, Inc. DBA All American Home Phone

Dear Customer:

EveryCall Communications, Inc., DBA All American Home Phone regrets to inform you that it is preparing to cease providing prepaid local and long distance service to customers in your service area.¹ **In order to avoid a disruption in service, you must make arrangements for service with a new telephone company before the cut-off date noted below.** The names and telephone numbers of local telephone service companies, which also typically provide long distance service, are listed in your telephone directory. Customer service representatives at these companies will help you to select services to most effectively replace your current All American Home Phone Service. If you arrange for new service before your All American Home Phone service is terminated and wish to keep your current telephone number(s), please be sure to address this with your new service provider.

Subject to regulatory approvals, your service cut-off date is June 15, 2014. If you do not arrange to have your telephone service provided by a new telephone company prior to June 15, 2014, you may lose telephone service (which means that you will be unable to make local calls including 911) and you may not be able to keep your current telephone number(s) with the new service provider. Effective with this notice, All American Home Phone will not make any changes to or reconnect existing service and will not accept orders for new service.

The Federal Communication Commission requires us to provide you with the following notice in connection with its review of the proposed discontinuance:

The FCC will normally authorize this proposed discontinuance of service (or reduction or impairment) unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the § 63.71 Application of EveryCall Communications, Inc. Comments should include specific information about the impact of this proposed discontinuance (or reduction or impairment) upon you or your company, including any inability to acquire reasonable substitute service.

We thank you for being an All American Home Phone customer and wish you well with your new provider. Should you have any questions, please contact All American Home Phone at 1-800-673-1529.

Sincerely,

All American Home Phone
4315 Bluebonnet Blvd, Suite A, Baton Rouge, LA 70809

Message for Mississippi Customers: EveryCall does not collect deposits from its customers; however, pursuant to Mississippi law, we are required to advise you that any deposits held by the Company will be applied to your final bill. If the amount of a deposit exceeds the final bill amount, refunds will be issued within forth-five (45) days of the final bill date.

¹ This discontinuance affects customers for All American Home prepaid wireline local and long distance service in those parts of Louisiana, Mississippi, Alabama, Florida, Georgia, South Carolina, North Carolina, Kentucky, Tennessee, and Texas where AT&T is the incumbent local exchange carrier.

AAHPnoLL



4315 Bluebonnet Blvd, Suite A • Baton Rouge, LA 70809-9661

April 15, 2014

Notice of Discontinuance of Your Telephone Service By EveryCall Communications, Inc. DBA All American Home Phone

Dear Customer:

EveryCall Communications, Inc., DBA All American Home Phone regrets to inform you that it is preparing to cease providing prepaid local and long distance service to customers in your service area.¹ **In order to avoid a disruption in service, you must make arrangements for service with a new telephone company before the cut-off date noted below.** The names and telephone numbers of local telephone service companies, which also typically provide long distance service, are listed in your telephone directory. Customer service representatives at these companies will help you to select services to most effectively replace your current All American Home Phone Service. If you arrange for new service before your All American Home Phone service is terminated and wish to keep your current telephone number(s), please be sure to address this with your new service provider. You will need to inform the new service provider of your Lifeline eligibility, and meet all Lifeline eligibility requirements as outlined by the new service provider.

Subject to regulatory approvals, your service cut-off date is June 15, 2014. If you do not arrange to have your telephone service provided by a new telephone company prior to June 15, 2014, you may lose telephone service (which means that you will be unable to make local calls including 911) and you may not be able to keep your current telephone number(s) with the new service provider. Effective with this notice, All American Home Phone will not make any changes to or reconnect existing service and will not accept orders for new service.

The Federal Communication Commission requires us to provide you with the following notice in connection with its review of the proposed discontinuance:

The FCC will normally authorize this proposed discontinuance of service (or reduction or impairment) unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the § 63.71 Application of EveryCall Communications, Inc. Comments should include specific information about the impact of this proposed discontinuance (or reduction or impairment) upon you or your company, including any inability to acquire reasonable substitute service.

We thank you for being an All American Home Phone customer and wish you well with your new provider. Should you have any questions, please contact All American Home Phone at 1-800-673-1529.

Sincerely,

All American Home Phone
4315 Bluebonnet Blvd, Suite A, Baton Rouge, LA 70809

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