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Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of November 01, 2025

2014-00283 RECEIVED: 08/07/14 FILED: 08/07/14 FINAL: 12/04/14 REOPENED:

SUSPENSION DATE:

CASE CODE

Transfer / Sale / Purchase / Merger

UTILITIES:

Windstream Kentucky East, LLC Windstream Kentucky West, LLC

INTERVENORS: Brent-KCTA/Gillespie-

HEARINGS:

11/13/14 Formal Hearing 11/06/14 Formal Hearing

INDEX OF EVENTS:

12/05/19

Final Order Entered: 1. This case is opened to address certain outstanding petitions for confidential treatment. 2. The petitions for confidential treatment listed in Appendix B to this Order are granted. 3. The granting of these petitions shall not be cited as precedent in other proceedings before the Commission. 4. All movants shall review the petitions to determine if the material for which confidential treatment was requested still warrants confidential treatment. 5. A movant shall inform the Commission in writing, and filed in the original

case file, if it determines that the information contained in a petition that is granted by this Order no longer warrants confidential treatment.

6. The Commission shall make available for inspection, upon request, any materials that a movant determines no longer warrants confidential treatment. 7. This case is closed and removed from the Commission's docket.

04/28/15 12/29/14 POST CASE: Windstream Kentucky Master Lease and Separation and Distribution Agreements Order Entered: (1) The Applicant's Petition for Rehearing is granted. (2) The Commission's December 4, 2014 Order is amended to provide that

CSL Kentucky, not CSL, is granted a CPCN pursuant to KRS 278.020. (3)The Commission's December 4, 2014 Order is amended to provide that

CSL Kentucky is a utility under KRS Chapter 278 and shall register as a utility with the Commission. (4)The Commission's December 4, 2014 Order is amended to provide that CSL is not a utility under KRS Chapter 278 and will not be providing telecommunications services to or for the public in Kentucky.

12/22/14 POST CASE: KCTA response to Windstream's motion for rehearing POST CASE: KCTA response to Windstream's motion for rehearing 12/12/14 POST CASE: Petition for rehearing of Windstream KY East and West

12/12/14 POST CASE: Windstream Kentucky East and West Response to PSC Order of Dec 4, 2014 POST CASE: Letter from Windstream Kentucky East And West concerning Managerial Changes

12/04/14 Final Order Entered: (1) The Applicants' proposed transfer of certain assets to CSL, as described in the

Final Order Entered: (1) The Applicants' proposed transfer of certain assets to CSL, as described in the application, is approved, subject to the written acceptance of the Applicants, filed within 10 days of the date of this Order, of the following conditions: a. The Commission retains jurisdiction over pole attachments, the Applicants, and, upon execution of the master lease, over CSL; b. The Applicants shall fully comply with the Commission's pole attachment rate methodology; c. None of the elements of the Applicants' calculations of maximum and just pole- attachment rates under the methodology set forth in the Rate Methodology Order should be altered as a result of the transaction, including embedded costs of poles, accumulated depreciation or cost of money; d. The Applicants will file a copy of the master lease with the

Commission once the master lease is executed; e. The Applicants shall file a copy of the separation and distribution agreement with the Commission when that agreement is finalized; f. The Applicants shall notify the Commission when the proposed transaction is finalized; and,

g. The Applicants shall continue to comply with KRS 278.140 to 150. (2) The Commission's approval of this transaction is based upon the $\frac{1}{2}$

transaction as it has been represented in the record of this case. If final executed version of master lease contains material differences from representations made to the Commission , the Commission may revoke its approval of the transaction.

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12/04/14	POST CASE: William J. Londrigan Public Comments
11/26/14	Post Hearing Briefs of Windstream Kentucky East LLC and Windstream Kentucky West, LLC
11/26/14	Windstream Kentucky Transcript of November 13, 2014 Hearing
11/26/14	CAW notification that brief will not be filed and withdrawal of any opposition to the applicant
11/26/14	KCTA's Post-Hearing Brief
11/21/14	Windstream Kentucky East and Windstream Kentucky West responses to the PSC staff Post Hearing
	data Request
11/19/14	Notice of Filing Hearing Documents
11/14/14	Order Entered: Scott Rubin is admitted pro hac vice for the purpose of representing the CWA in the
	above-styled proceeding, provided that Don Meade or another member of the Kentucky Bar
	Association acts as co-counsel and is present at any and all proceedings before this Commission.
11/12/14	Windstream's Motion for the Preparation of a Stenographic Transcription
11/12/14	Communications Workers of America Motion to Admit Scott Rubin Pro Hac Vice
11/10/14	Order Entered: (1) The petition of CWA to intervene is granted. (2) CWA shall be entitled to the full
	rights of a party and shall be served with the Commission's Orders and with testimony, exhibits, pleadings, correspondence, and all other
	documents submitted by parties after the date of this Order. (3) CWA shall abide by the existing
	procedural schedule entered by the Commission on October 23, 2014. (4) Should CWA file documents
	of any kind with the Commission in the course of these proceedings, CWA shall also serve a copy of
	said documents on all
	other parties of record.
11/10/14	Windstream Kentucky East, LLC and Windstream Kentucky West, LLC Rebuttal Testimony of Robert
	E. Gunderman
11/10/14	Notice of Kentucky Bar Association out of state certification form
11/06/14	Direct Testimony of Randy Barber for CWA
11/06/14	Windstream Kentucky East, LLC and Windstream Kentucky West, LLC Direct Testimony of John P.
44/00/44	Fletcher and Robert E. Gunderman
11/03/14	Windstream Kentucky East and Windstream Kentucky West responses to PSC staff second request for
11/03/14	info Windstream Kentucky East, LLC and Windstream Kentucky West, LLC responses to the KCTA
1 1/03/14	requests for info
10/31/14	CWA response to Windstream's response in opposition to motion to intervene
10/29/14	KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION'S
	FIRST SET OF DATA REQUESTS TO WINDSTREAM
10/27/14	Windstream response in opposition to communications workers of Americas motion to intervene
10/24/14	Commission Staff's Second Request for Information to Windstream Kentucky East, LLC and
	Windstream Kentucky West, LLC
10/24/14	Motion of communication workers of America for full intervention and memo in support of CWA motion
10/24/14	KCTA notice of Kentucky Bar Assoc. out of state certification form for Gardner Gillespie
10/23/14	Order Entered: (1) The procedural schedule for processing the review of the proposed transaction is
	attached hereto as an Appendix and shall be followed in this case. (2) a. Responses to requests for
	information shall be appropriately bound, tabbed and indexed and shall include the name of the
	witness responsible for responding to the questions related to the information provided, with copies to all parties of record and ten copies to the Commission. Any request for information by letter from the
	Commission Staff shall be responded to as if set forth in a Commission Order. b. Each response shall
	be answered under oath or, for representatives of a public or private corporation or a partnership or an
	association or a governmental agency, be accompanied by a signed certification of the preparer or
	person supervising the preparation of the response on behalf of the entity that the response is true and
	accurate to the best of that person's knowledge, information, and belief formed after a reasonable
	inquiry. c. Any party shall make timely amendment to any prior response if it obtains information which
	indicates that the response was incorrect when made or, though correct when made, is now incorrect
	in any material respect. d. For any request to which a party fails or refuses to furnish all or part of the
	requested information, that party shall provide a written explanation of the specific grounds for its
10/00//	failure to completely and precisely respond.
10/22/14	Order Entered; (1) The petition of KCTA to intervene is granted. (2) KCTA shall be entitled to the full
	rights of a party and shall be served with
	the Commission's Orders and with testimony, exhibits, pleadings, correspondence, and all other

documents submitted by parties after the date of this Order. (3) Should KCTA file documents of any kind with the Commission in the course of these proceedings, KCTA shall also serve a copy of said

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	documents on all other parties of record.
10/17/14	Kentucky Cable Telecommunications Association Reply in Support of Motion to Intervene
10/15/14	Windstream's Response in Opposition to Kentucky Cable Telecommunication's Motion for Full
	Intervention
10/10/14	Sprint Communication Company Withdrawal of Motion for Full Intervention
10/09/14	KCTA motion for full intervention
10/08/14	Windstream's Response in Opposition to Sprint's Motion for Full Intervention
10/03/14	Sprints motion for full intervention
10/02/14	Windstream Kentucky East, LLC and Windstream Kentucky West, LLC Responses to Staff's First
	Request for Information and Motion for Confidential Treatment
09/30/14	Order Entered: This case shall be continued for 60 additional days, up to and including December 5,
	2014.
09/23/14	COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION
	TO WINDSTREAM KENTUCKY EAST, LLC AND WINDSTREAM
	KENTUCKY WEST, LLC
09/04/14	Notice of change of state of incorporation of communications sales and leasing, Inc.
08/12/14	No Deficiency Letter
08/08/14	Acknowledge Receipt of Filing
08/07/14	Windstream Kentucky East, LLC and Windstream Kentucky West, LLC Application for a Declaratory
	Ruling that Approval is not Required for the Transfer of a Portion of Their Assets; (2) Alternatively for
	Approval of the Transfer of Assets; (3) For a Declaratory Ruling that Communication Sales and
	Leasing, Inc. is not Subject to KRS 278.020(1); and (4) For All Other Required Approvals and Relief
	Leasing, inc. is not oubject to title 270.020(1), and (4) I of All Other Required Approvals and Relief

Total Number of Cases: 1