

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of:

INVESTIGATION INTO THE CONNECTION OF)
CUSTOMER-PROVIDED COIN-ACTIVATED) CASE NO. 8883
TELEPHONES TO THE TELEPHONE NETWORK)

O R D E R

On May 2, 1984, Long Distance Telephone Savers, Inc., Coin-Tel, Inc., and MacDonald Wrightsel (Movants) by counsel, and in compliance with the oral Motion made before the Commission at the hearing held May 1, 1984, and granted, filed a Motion for leave to withdraw the Petition for Rehearing and all written and oral testimony and exhibits offered since the filing of the Petition. The Motion states that all parties in attendance at the May 1, 1984, hearing indicated that they had no objection to the granting of the Motion.

On May 10, 1984, Cincinnati Bell Telephone Company, (Cincinnati Bell) by counsel, filed a Memorandum in Opposition to the Motion, stating, among other things that based on the recollection of counsel, the oral Motion did not seek to withdraw all written and oral testimony and exhibits offered since the filing of the Petition for Rehearing, and that the Motion appears to deny that a record has been generated and that sworn testimony has been given.

On May 22, 1984, Movants, by counsel, filed a Response to the Memorandum of Cincinnati Bell including a transcript excerpt of the hearing held May 1, 1984.

The Commission is not aware of any rulings on the question of whether a portion of the record of a hearing held by a quasi-judicial body may be expunged.

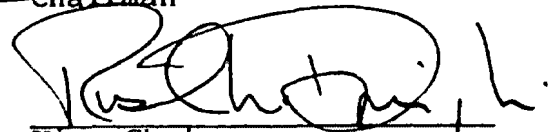
The Commission, having considered the Motion, Memorandum, Response and being advised, HEREBY ORDERS That Movants and Cincinnati Bell shall file with the Commission by June 15, 1984, memoranda concerning the authority of the Commission to expunge a portion of an evidentiary record.

IT IS FURTHER ORDERED That other parties herein may file Memoranda on this issue by June 15, 1984.

Done at Frankfort, Kentucky, this 4th day of June, 1984.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Secretary