

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF POLAR COMMUNICATIONS )	
CORP. D/B/A POLARNET COMMUNICATIONS )	
CORP. FOR A CERTIFICATE OF PUBLIC )	CASE NO.
CONVENIENCE AND NECESSITY TO PROVIDE )	93-191
RESOLD TELECOMMUNICATIONS SERVICES )	
INCLUDING OPERATOR SERVICES )	

O R D E R

IT IS ORDERED that Polar Communications Corp. d/b/a Polarnet Communications Corp. ("Polarnet") shall file the original and 10 copies of the following information with the Commission. The information requested shall be placed in a bound volume with each item tabbed.

The information requested herein is due no later than 30 days from the date of this Order. If the information cannot be provided by this date, Polarnet shall submit a motion for an extension of time stating the reason a delay is necessary and include a date by which the information can be furnished. Such motion will be considered by the Commission.

1. Refer to Original Page 5 of your proposed tariff. Delete the last sentence because it is an unnecessary addendum.

2. Refer to Original Page 10, Section 1, Definition of Terms, Alternate Access. If Polarnet intends to resell services that are not available under an approved tariff, provide copies of the contracts which govern the terms of the agreements between Polarnet and its facilities-based carriers.

3. If Polarnet intends to resell tariffed services of facilities-based carriers, identify these tariffed services and specify whether these services will be obtained from intrastate or interstate tariffs.

4. Refer to Original Page 15, Section 1, Definition of Terms, Directory Assistance Service.

a. Does Polarnet intend to provide directory assistance to its subscribed customers only, or for other carriers as well?

b. Describe typical scenarios in which a call will be handled by Polarnet, both with and without directory assistance. Include all routing information and the types of access used.

c. State what advantages Polarnet can offer its customers compared with other directory assistance service providers.

5. Refer to Original Page 16, Section 1, Definition of Terms, Exemption Certificate. Explain all instances where the monthly Special Access Surcharge is applicable. Furthermore, address all criteria or parameters for the surcharge and all potential costs involved.

6. Refer to Original Page 17, Section 1, Definition of Terms, Individual Case Basis. A utility shall file any special contracts in accordance with 807 KAR 5:011, Section 13, with 30 days notice to the Commission.

7. State whether Polarnet is requesting intraLATA operating authority. If so, is Polarnet aware of and able to comply with the provisions of Administrative Case No. 323?<sup>1</sup>

8. Polarnet shall revise its tariff sheets to comply with the conditions of service for the provision of operator-assisted services adopted from this Commission's Orders in Administrative Case No. 330,<sup>2</sup> and summarized in Appendix A, that apply to the provision of directory assistance services.

9. Provide an estimate of sales revenues for Polarnet's first 2 years of Kentucky operations. Explain how Polarnet arrived at these estimates. If estimates are based upon a market study, provide a copy of this study.

10. Provide cost justification for your returned check charge.

11. Refer to Original Page 42, Heading 3.3, Method for Calculation of Airline Mileage. Substitute this formula for the one shown.

$$[1/10((V1-V2)^2 + (H1-H2)^2)]^{.5}$$

12. 807 KAR 5:006, Section 3, requires each utility to include its billing format or the contents of such a form in its tariff on file with the Commission.

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<sup>1</sup> Administrative Case No. 323, An Inquiry Into IntraLATA Toll Competition, An Appropriate Compensation Scheme for Completion of IntraLATA Calls by Interexchange Carriers, and WATS Jurisdictionality, Phase I, Order dated May 6, 1991.

<sup>2</sup> Administrative Case No. 330, Policy and Procedures in the Provision of Operator-Assisted Telecommunications Services, Orders dated March 27 and May 3, 1991.

13. Refer to Original Page 27, Heading 2.2.4. Substitute the word "until" for "until" in the third line.

14. Refer to Original Page 20, Heading 2.2. Aggregator Obligations. Change the address for the Commission to:

Kentucky Public Service Commission  
730 Schenkel Lane  
Frankfort, KY 40601  
800-772-4636

15. Refer to Original Page 35, Heading 2.5, Liability. Insert a new heading 2.5.10 and include this language:

Acceptance by the Commission of the liability provisions contained in this tariff does not constitute its determination that the limitation of liability imposed by the company should be upheld in a court of law, but the recognition that, as it is the duty of the courts to adjudicate negligence claims and rights to recover damages therefor, so it is the duty of the courts to determine the validity of the exculpatory provisions of this tariff.

16. Refer to Original Page 29, Heading 2.3.5. Insert at the end of the second line, "pursuant to the provisions of 807 KAR 5:006, Section 14, for refusal or termination of service."

17. Refer to Original Page 37, Heading 2.8.1. Clarify that the late payment fee will not be assessed on unpaid penalty charges, and any payment received shall first be applied to the bill for services rendered.

18. Explain all access charges on your tariff, including any port charges.

19. Refer to Original Page 50, Heading 4.3, Operator Service Charges. The directory assistance usage charge should not exceed AT&T's rate of \$.60.

20. Refer to Original Page 49, Heading 4.0, Rates. The company's operator services per minute usage charges should not exceed the rates charged by AT&T for a comparable call by mileage duration and time-of-day.

21. Has Polarnet or any of its affiliates ever provided, or collected any money from the public for, intrastate telecommunications services in Kentucky? If so, explain in detail.

Done at Frankfort, Kentucky, this 29th day of June, 1993.

PUBLIC SERVICE COMMISSION

  
For the Commission

ATTEST:

  
Executive Director