

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

REVIEW OF AN AGREEMENT)
BETWEEN GTE SOUTH INCORPORATED AND) CASE NO. 99-500
HTR&L ENTERPRISES INC. D/B/A CLASSIC)
TELEPHONE CO. PURSUANT TO 47 U.S.C. 252(i))

O R D E R

On December 8, 1999, GTE South Incorporated ("GTE") and HTR&L Enterprises Inc. d/b/a Classic Telephone Co. ("HTR&L") submitted to the Commission their negotiated resale agreement. HTR&L is purporting to adopt the resale agreement between GTE and Now Communications, Inc. ("NCI"), which was approved by the Commission in Case No. 99-406.¹ The adoption letter, which appears to comprise the only document memorializing the parties' principal agreement, was negotiated pursuant to the Telecommunications Act of 1996 ("1996 Act"), 47 U.S.C. Sections 251 and 252. Section 252(e) of the 1996 Act requires the parties to an interconnection agreement adopted by negotiation to submit the agreement for approval to the Commission.

The Commission has reviewed the agreement and finds that no portion thereof discriminates against a telecommunications carrier not a party to the agreement. The Commission also finds that the implementation of the agreement is consistent with the public interest, convenience, and necessity.

¹ Case No. 99-406, Approval of the Resale Agreement Negotiated by GTE South Incorporated and Now Communications, Inc. Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996. (Order dated October 19, 1999).

HTR&L must comply with all relevant Commission mandates for serving in this Commonwealth.

The Commission, having been otherwise sufficiently advised, HEREBY ORDERS that:

1. This agreement negotiated between GTE and HTR&L is approved.
2. HTR&L shall file a tariff for local service prior to providing local service giving 30 days' notice to the Commission and shall comply with all Commission regulations and orders as directed.

Done at Frankfort, Kentucky, this 5th day of January, 2000.

By the Commission

ATTEST:

Executive Director