

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

INVESTIGATION OF THE FAILURE OF CERTAIN)	
NON-DOMINANT TELECOMMUNICATIONS)	CASE NO.
PROVIDERS TO COMPLY WITH COMMISSION)	2001-075
ORDERS ISSUED IN ADMINISTRATIVE CASE NO. 360)	

O R D E R

By this Order, the Commission serves notice upon certain non-dominant telecommunications providers authorized to provide service in Kentucky, whose names and last-known addresses appear on an appendix attached hereto (the "Appendix"), that each such utility shall, within 30 days of the date of this Order, show cause why it should not be subject to penalties pursuant to KRS 278.990 for failure to comply with Commission Orders in Administrative Case No. 360.¹ In this case the Commission ordered all incumbent local exchange carriers, competing local exchange carriers, and wireless telecommunications providers in Kentucky to collect from their customers a surcharge to fund expanded lifeline support and to file reports regarding such collections. Efforts by Commission Staff to obtain such reports from the utilities listed in the Appendix have been unsuccessful.

Accordingly, this Order shall be sent by certified mail, return receipt requested, to the person named pursuant to 807 KAR 5:003 by each utility listed in the Appendix as its contact person for regulatory affairs. Each utility shall, within 30 days of the date of

¹ Administrative Case No. 360, Inquiry Into Universal Service and Funding Issues.

this Order, file a written response to the allegations herein, stating its reasons for failing to comply with the Commission's Orders referenced herein, and requesting a hearing, if one is desired. If no response is filed by a utility listed in the Appendix, its authorization to provide service in this Commonwealth shall be revoked, its tariffs removed from the Commission's files, and its name stricken from the Commission's list of active utilities without further Order.

A utility listed in the Appendix which chooses not to respond to this Order shall immediately notify any customers it currently serves that it no longer provides service in Kentucky and that such customers must obtain service from other carriers.

IT IS SO ORDERED.

Done at Frankfort, Kentucky, this 4th day of April, 2001.

By the Commission

ATTEST:


Executive Director

APPENDIX
APPENDIX TO AN ORDER OF THE
KENTUCKY PUBLIC SERVICE COMMISSION
IN CASE NO. 2001-075 DATED APRIL 4, 2001

American Metrocomm/Kentucky, Inc.
Michael Henry, CEO
1615 Poydras Street, Suite 1050
New Orleans, LA 70112

Ben Halcomb, CEO
Avana Communications Corp.
1690 Chantilly Dr.
Atlanta, GA 30324

Woody Taylor, V.P. of
Regulatory Affairs/Secretary
Broadband Office Communications, Inc.
2070 Chain Bridge Rd., Suite G-99
Vienna, VA 22182

Colleen M. Dale, Regulatory
BroadSpan Communications, Inc.
d/b/a Primary Network Communications
11756 Borman Dr., Suite 101
St. Louis, MO 63146

Richard H. Keeshan, Vice President
First Choice Communications, LLC
500 Richardson Rd. South, Suite A
Hope Hall, AL 36043

Richard W. Gourley
Gietel, Inc.
162 South Virginia Ave., P. O. Box 7501
Tifton, GA 31793

Horizon Personal Communications, Inc.
Joe Watson, Vice President
P. O. Box 480
Chillicothe, OH 45601

HTR&L Enterprises, Inc.
Richard Monder, CEO
15009 Dale Mabry Blvd.
Tampa, FL 33618

HTR&L Enterprises, Inc.
d/b/a Hart Communications
Robert Curry, Manager
1919 North Ashley Street, P. O. Box 2151
Valdosta, GA 31602

Andrew R. Newell, Esq.
Staff Attorney, Carrier Relations
JATO Operating Two Corp.
6200 South Syracuse Way, Suite 200
Greenwood Vlg., CO 80111-4739

Hans Kasper, President
North American Telephone Network, LLC
4151 Ashford Dunwoody Rd., Suite 550
Atlanta, GA 30319

P.V. Tel of Kentucky, LLC
Joseph Buck, III, President & CEO
P. O. Box 3276
Kingsport, TN 37664

Supra Telecommunications & Information Systems, Inc.
Olukayode Ramos, CEO & President
2620 South West 27th Ave.
Miami, FL 33133

Devette McCain, President
Talk Too Communications
8829 Lem Turner Rd.
Jacksonville, FL 32208

Thomas H. Sullivan, President
TeleCorp Communications, Inc., d/b/a SunCom
1010 North Glebe Rd., Suite 800
Arlington, VA 22201

Timothy G. Shelby, President
Trans National Telecommunications, Inc.
8626 Tesoro Dr., Suite 440
San Antonio, TX 78217