

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

SOUTHEAST TELEPHONE COMPANY	)	
	)	CASE NO.
COMPLAINANT	)	2004-00093
	)	
V.	)	
	)	
KENTUCKY ALLTEL, INC.	)	
	)	
DEFENDANT	)	

O R D E R

On March 19, 2004, Southeast Telephone, Inc. (“Southeast”) filed, in Case No. 2003-00115,<sup>1</sup> a pleading styled “Southeast Telephone’s Motion to Compel.” In it, Southeast alleges that Kentucky ALLTEL, Inc. (“ALLTEL”) is in violation of the Commission’s Orders in Case No. 2003-00115. Specifically, it alleges that ALLTEL has refused to process orders from Southeast, despite Commission requirements that it do so. The arbitration proceeding in which Southeast filed its pleading is concluded. Accordingly, the Commission finds that, while Southeast’s allegations warrant investigation, such investigation should take place in a formal complaint proceeding pursuant to KRS 278.260.

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<sup>1</sup> Case No. 2003-00115, Petition of Southeast Telephone, Inc. for Arbitration of Certain Terms and Conditions of the Proposed Agreement With Kentucky ALLTEL, Inc., Pursuant to the Communications Act of 1934, As Amended by the Telecommunications Act of 1996.

Accordingly, we hereby notify ALLTEL that it is a defendant in a formal complaint proceeding to investigate the allegations contained in the March 19, 2004 filing of Southeast, appended hereto.

ALLTEL is HEREBY ORDERED to satisfy the matters complained of or to file a written response to the allegations contained in the March 19, 2004 filing of Southeast within 10 days from the date of service of this Order.

Should documents of any kind be filed with the Commission in the course of this proceeding, the documents shall also be served on all parties of record.

Done at Frankfort, Kentucky, this 23<sup>rd</sup> day of March, 2004.

By the Commission

(For attachment see document named "200400093\_03232004apx.pdf)

ATTEST:

  
Executive Director

Case No. 2004-00093