## COMMONWEALTH OF KENTUCKY

### BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

	BRANDENBURG TELEPHONE COMPANY;	
	DUO COUNTY TELEPHONE COOPERATIVE	•
	CORPORATION, INC.; HIGHLAND	
	TELEPHONE COOPERATIVE, INC.; MOUNTAIN )	)
	RURAL TELEPHONE COOPERATIVE )	
	CORPORATION, INC.; NORTH CENTRAL )	•
	TELEPHONE COOPERATIVE CORPORATION; )	•
	SOUTH CENTRAL RURAL TELEPHONE )	•
	COOPERATIVE CORPORATION, INC.; AND	1
	WEST KENTUCKY RURAL TELEPHONE )	•
	COOPERATIVE CORPORATION, INC.	•
		CACENO
	COMPLAINANTS ) V.	CASE NO. 2007-00004
	V. )	2007-00004
	WINDSTREAM KENTUCKY EAST, INC. )	i
	)	
ı	DEFENDANT )	
	,	

### <u>ORDER</u>

In an Order issued on March 10, 2009, the Commission set forth an amended procedural schedule in this matter. On April 15, 2009, Brandenburg Telephone Company, Duo County Telephone Cooperative Corporation, Inc., Highland Telephone Cooperative Corporation, Mountain Rural Telephone Cooperative Corporation, Inc., North Central Telephone Cooperative Corporation, South Central Rural Telephone Cooperative Corporation, Inc., and West Kentucky Rural Telephone Cooperative Corporation, Inc. (collectively, the "RLECs") filed a motion to amend the procedural

schedule to include a second round of data requests, stating that the second round of data requests is necessary to follow up on the cost study provided during the first round of data requests, in order to adequately present their case to the Commission. Windstream Kentucky East, LLC ("Windstream") filed its response in opposition to the motion on April 16, 2009, stating that a second round of data requests is not needed and that the RLECs have not demonstrated a need for the additional requests, since Windstream provided a copy of the study in question 13 months prior to the first data requests. Windstream also states that responding to the additional data requests would be unreasonably burdensome because the RLECs have already propounded 37 data requests in the first round and Windstream would be forced to answer the second round of data requests at the same time it is working on the direct testimony to be filed in the case. The RLECs filed a reply on April 17, 2009, stating that the study provided 13 months ago did not include all the data supplied in the response to the data requests and a second round of data requests would not be unduly burdensome on Windstream.

The Commission, having considered the arguments of the parties and being otherwise sufficiently advised, HEREBY ORDERS that the procedural schedule is amended to include a second round of data requests and to allow for the filing of supplemental prefiled direct testimony. The parties shall abide by the amended procedural schedule set forth in the Appendix attached hereto and incorporated herein, unless otherwise ordered by the Commission.

ATTEST

-xed tive Director

By the Commission

ENTERED

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KENTUCKY PUBLIC

## **APPENDIX**

# APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2007-00004 DATED APR 2 3 2009

# SECOND AMENDED PROCEDURAL SCHEDULE

Prefiled direct testimony, if any, in verified prepared form, shall be filed no later than	04/21/09
Second Round of requests for information to the parties shall be filed no later than	05/05/09
The parties shall file responses to second round of requests for information no later than	05/19/09
Supplemental prefiled testimony, if any, in verified prepared form, shall be filed no later than	06/09/09
Prefiled rebuttal testimony, if any, in verified prepared form, shall be filed no later than	06/30/09
Public hearing is to begin at 10:00 a.m., Eastern Daylight Time, Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of	
cross-examination of witnesses	07/29/09 and 07/30/09
Briefs, if any, shall be filed no later than	08/21/09

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