

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF NEW TALK, INC. FOR	)	
DESIGNATION AS AN ELIGIBLE	)	CASE NO.
TELECOMMUNICATIONS CARRIER IN THE	)	2008-00539
COMMONWEALTH OF KENTUCKY	)	

O R D E R

On December 10, 2008,<sup>1</sup> New Talk, Inc. ("New Talk"), a competitive local exchange carrier, filed a petition under 47 U.S.C. § 214(e)(2) seeking designation as an Eligible Telecommunications Carrier ("ETC") to receive federal universal service support for service offered throughout its service area in the state of Kentucky.<sup>2</sup> New Talk is seeking only low-income support and is not seeking high-cost support.<sup>3</sup>

The petition states that: (1) New Talk meets all the requirements for designation as an ETC to serve the designated areas in the state of Kentucky;<sup>4</sup> (2) New Talk requests designation throughout each of the designated areas within its service coverage;<sup>5</sup> (3) in accordance with 47 U.S.C. § 214(e)(2), New Talk is entitled to be

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<sup>1</sup> New Talk filed an Amended Petition on February 2, 2009.

<sup>2</sup> New Talk requests ETC designation in the service territory of BellSouth Telecommunications, Inc. d/b/a AT&T Kentucky. Amended Petition at 1.

<sup>3</sup> Id.

<sup>4</sup> Id. at 3.

<sup>5</sup> Id. at 1 and 8.

designated as an ETC in non-rural wire centers;<sup>6</sup> and (4) designation of New Talk as an ETC for the designated areas served in Kentucky will serve the public interest.<sup>7</sup>

The Commission seeks comment on New Talk's petition from affected parties and the general public. The Commission will also set a procedural schedule for this matter.

IT IS THEREFORE ORDERED that:

1. The procedural schedule set forth in the Appendix attached hereto and incorporated herein shall be followed.

2. a. Responses to requests for information shall be appropriately bound, tabbed and indexed and shall include the name of the witness responsible for responding to the questions related to the information provided, with copies to all parties of record and 7 copies to the Commission.

b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information and belief formed after a reasonable inquiry.

c. Any party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

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<sup>6</sup> Id. at 8.

<sup>7</sup> Id.

d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

3. Any party filing testimony shall file an original and 10 copies.

4. At any public hearing in this matter, neither opening statements nor summarization of direct testimony shall be permitted.

5. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

Done at Frankfort, Kentucky, this 12th day of February, 2009.

By the Commission

ATTEST:

  
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Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 2008-00539 DATED FEBRUARY 12, 2009

Comments on the application shall be filed  
no later than.....03/02/09

Information requests to New Talk should be filed  
no later than.....03/09/09

Responses to information requests to New Talk  
should be filed no later than.....03/23/09

Requests for a public hearing in this matter  
shall be filed no later than.....04/02/09

If no requests for a public hearing are filed,  
parties may file any additional comments  
on the application and information requests  
no later than.....04/09/09

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