

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF WINDSTREAM KENTUCKY EAST, LLC FOR ARBITRATION OF AN INTERCONNECTION AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC D/B/A AT&T MOBILITY	)	CASE NO.
	)	2009-00246
	)	
	)	

O R D E R

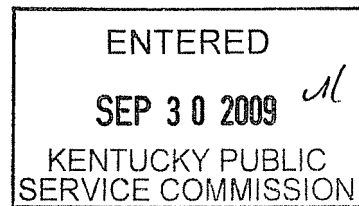
On September 22, 2009, by Order, the Commission adopted a Proposed Joint Procedural Schedule (“Original Schedule”) submitted by the parties to this proceeding, Windstream Kentucky East, LLC (“Windstream”) and New Cingular Wireless PCS, LLC d/b/a AT&T Mobility (“AT&T”). The Joint Schedule includes dates for the formal hearing before the Commission. On September 21, 2009, Windstream and AT&T filed an Amended Proposed Joint Procedural Schedule (“Amended Schedule”). The Original Schedule and the Amended Schedule are identical in every aspect, with the exception that the Amended Schedule includes the parties’ agreed time frame for the issuance of the Commission’s final decision, pursuant to 47 U.S.C. § 252(b)(4).

Having reviewed this filing, the Commission finds that the Amended Schedule and the guidelines contained therein shall be adopted and followed by the Commission and by all parties to this proceeding, including the deadline for issuance of the Commission’s final decision. The Amended Schedule is attached as the Appendix to this Order. Future amended procedural schedules in this matter may be issued by the Commission by separate Order, if required.

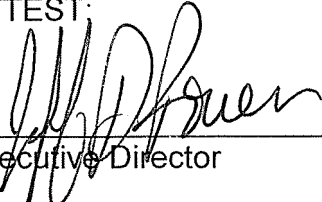
The Commission, being sufficiently advised, HEREBY ORDERS that:

1. The parties shall abide by the Amended Procedural Schedule, as filed on September 21, 2009, unless otherwise ordered by the Commission.
2. All other portions of the Commission's September 22, 2009 Order in this proceeding shall remain in effect, unless otherwise ordered by the Commission.

By the Commission



ATTEST:

  
\_\_\_\_\_  
Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 2009-00246 DATED **SEP 30 2009**

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED  
SEP 21 2009  
PUBLIC SERVICE  
COMMISSION

In the Matter of:

PETITION OF WINDSTREAM KENTUCKY )  
EAST, LLC, FOR ARBITRATION OF AN ) CASE NO.  
INTERCONNECTION AGREEMENT WITH ) 2009-00246  
NEW CINGULAR WIRELESS PCS, )  
D/B/A AT&T MOBILITY )

**AMENDED PROPOSED JOINT PROCEDURAL SCHEDULE OF  
NEW CINGULAR WIRELESS PCS, D/B/A AT&T MOBILITY  
AND WINDSTREAM KENTUCKY EAST, LLC**

September 11, 2009	Parties shall file dispositive motions, if any.
September 11, 2009	Windstream shall file its cost study in CD format.
September 11, 2009	Parties shall file and serve electronically First Data Requests.
September 25, 2009	Parties shall file and serve electronically responses and all objections to First Data Requests.
October 5, 2009	Parties shall file responses to dispositive motions, if any.
October 16, 2009	Parties shall file replies to responses to dispositive motions, if any.
October 16, 2009	Parties shall file and serve electronically Second Data Requests.
November 3, 2009	Parties shall file and serve electronically responses and objections to Second Data Requests.
November 16, 2009	Commission shall rule on dispositive motions, if any.
November 18, 2009	Parties shall file preliminary joint issues matrix.
November 24, 2009	Parties shall file Direct Testimony.
December 3, 2009	Parties shall file and serve electronically Supplemental Discovery Requests (limited to new issues, if any, raised in Direct Testimony).

December 16, 2009 Parties shall file and serve electronically responses and objections to Supplemental Discovery Requests.

January 8, 2010 Parties shall file final joint issues matrix and Rebuttal Testimony.

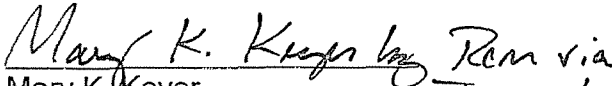
January 20-21, 2010 Hearing.

Simultaneous Post-Hearing Briefs: 45 days after receipt of transcript.

Simultaneous Post-Hearing Reply Briefs: 30 days after receipt of Post-Hearing Briefs.

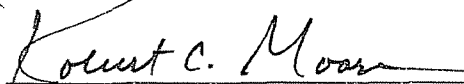
Commission Decision: 45 days after submission of Reply Briefs.

Respectfully submitted,

  
Mary K. Keyer  
General Counsel – Kentucky *written authorization*  
601 W. Chestnut Street, Room 407  
Louisville, KY 40203  
502-582-8219  
mary.keyer@att.com

Paul Walters, Jr.  
15 E. First Street  
Edmond, OK 73034  
Telephone: (405) 359-1718  
pwalters@sbcglobal.net

COUNSEL FOR NEW CINGULAR  
WIRELESS PCS, D/B/A AT&T MOBILITY

  
Robert C. Moore  
Hazelrigg & Cox, LLP  
415 West Main Street  
P. O. Box 676  
Frankfort, KY 40602  
Telephone: (502) 227-2271  
rmoore@hazelcox.com

COUNSEL FOR WINDSTREAM KENTUCKY  
EAST, LLC

Honorable Mary K Keyer  
General Counsel/Kentucky  
BellSouth Telecommunications, Inc. dba AT&T  
601 West Chestnut Street, Room 408  
Louisville, KY 40203

Honorable Robert C Moore  
Attorney At Law  
Hazelrigg & Cox, LLP  
415 West Main Street  
P.O. Box 676  
Frankfort, KY 40602