# COMMONWEALTH OF KENTUCKY

### BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BELLSOUTH TELECOMMUNICATIONS, INC. D/B/A AT&T SOUTHEAST D/B/A AT&T KENTUCKY	) ) )
COMPLAINANT V.	) ) CASE NO. 2010-00023
BLC MANAGEMENT LLC D/B/A ANGLES COMMUNICATIONS SOLUTIONS	) ) )
DEFENDANT	)
AND	
BELLSOUTH TELECOMMUNICATIONS, INC. D/B/A AT&T SOUTHEAST D/B/A AT&T KENTUCKY	) ) )
COMPLAINANT V.	) ) CASE NO. 2010-00025
BUDGET PREPAY, INC. D/B/A BUDGET PHONE	)
DEFENDANT	)
AND	
BELLSOUTH TELECOMMUNICATIONS, INC. D/B/A AT&T SOUTHEAST D/B/A AT&T KENTUCKY	) ) )
COMPLAINANT V.	) ) CASE NO. 2010-00026
LIFECONNEX TELECOM, LLC F/K/A SWIFTEL LLC	) )
DEFENDANT	) )

AND

	ELECOMMUNICATIONS, UTHEAST D/B/A AT&T	INC. ) ) )	
V.	COMPLAINANT	) ) )	CASE NO. 2010-00029
DPI TELECONN	IECT, LLC	)	
	DEFENDANT	)	

### ORDER

On June 26, 2010, BellSouth Telecommunications, Inc. d/b/a AT&T Kentucky ("AT&T Kentucky"), BLC Management LLC d/b/a Angles Communications Solutions ("Angles"), Budget Prepay, Inc. d/b/a Budget Phone ("Budget Phone"), LifeConnex Telecom, LLC f/k/a Swiftel LLC ("LifeConnex"), and dPi Teleconnect, LLC ("dPi") jointly filed a motion with the Commission to hold the above-captioned cases in abeyance pending the resolution of similar pending cases involving the same parties in other states. As grounds for their motion, the parties state that they have engaged in extensive discussions regarding how to address more than 30 similar cases among eight other states in the former nine-state BellSouth Telecommunications, Inc. region. The parties propose that the cases proceed to hearing in Alabama, Louisiana, North Carolina, and South Carolina and that, in the remaining states (Florida, Kentucky, Georgia, Mississippi, and Tennessee), the cases be held in abeyance. The parties state that the first four states involve more substantial amounts of monies and that

<sup>&</sup>lt;sup>1</sup> Joint Motion on Procedural Schedule at 1.

resolution of the issues in those cases will have a significant impact on the parties' ongoing discussions of the issues raised in the complaints and counter-complaints before the Commission.<sup>2</sup>

The parties anticipate that hearings in the four states will commence in October 2010.<sup>3</sup> The parties propose to submit a status report to the Commission on November 1, 2010. The parties also state that the record developed in the four states will be applicable in the five states in which the cases are in abeyance, thus helping to expedite the proceedings in those states.

The Commission finds that the parties have provided sufficient grounds to support their Joint Motion. The Commission encourages parties to resolve as many issues <u>ex ante</u> as it can prior to proceeding to a hearing before the Commission, and it appears likely that holding this case in abeyance will accomplish that goal. Accordingly, the Commission will grant the parties' Joint Motion.

#### IT IS THEREFORE ORDERED that:

- 1. Case Nos. 2010-00023, 2010-00025, 2010-00026, and 2010-00029 are hereby held in abeyance pending further motion of the parties.
- 2. On or before November 1, 2010, the parties shall submit a joint status report to the Commission detailing the progress of the cases in the four states in which the cases are proceeding.

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<sup>3</sup> <u>Id.</u> at 2.

Case No. 2010-00023

Case No. 2010-00025 Case No. 2010-00026

Case No. 2010-00029

<sup>&</sup>lt;sup>2</sup> <u>Id.</u>

# By the Commission

**ENTERED** 

JUL 14 2010

KENTUCKY PUBLIC SERVICE COMMISSION

ATTEST:

Executive Director

Case No. 2010-00023 Case No. 2010-00025 Case No. 2010-00026 Case No. 2010-00029 BLC Management LLC dba Angles 3483 Satellite Blvd Suite 202 Duluth, GA 30096

Honorable Mary K Keyer General Counsel/Kentucky BellSouth Telecommunications, Inc. dba AT&T 601 W. Chestnut Street 4th Floor East Louisville, KY 40203