

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

REQUEST OF NEXUS COMMUNICATIONS, INC.)
TO RELINQUISH WIRELINE ELIGIBLE)
TELECOMMUNICATIONS CARRIER) Case No. 2015-00016
DESIGNATION AND DISCONTINUE WIRELINE)
SERVICES)

ORDER

On August 29, 2006 the Commission granted the request of Nexus Communications, Inc. dba TSI ("Nexus") for designation as an Eligible Telecommunications Carrier ("ETC").¹ Nexus was authorized to receive high-cost support and low-income support for the purpose of providing Lifeline service. On January 13, 2015, Nexus submitted a petition to the Commission for relinquishment of its ETC status in Kentucky and to discontinue the provision of wireline local exchange and interexchange services to both Lifeline and non-Lifeline customers.

Nexus is a facilities-based wireline provider and a reseller of services of Cincinnati Bell Telephone, Inc. ("Cincinnati Bell"). Nexus had nine subscribers in Kentucky at the time of the petition.² Nexus has committed to providing notice to its customers that it will no longer provide Lifeline service and that customers should seek a new provider of service.³

¹ Case No. 2005-00474, *In the Matter of Petition of Nexus Communications, Inc. for Designation as a Competitive Eligible Telecommunications Carrier Pursuant to Section 214(e) of the Telecommunications Act of 1996* (Ky. PSC Aug. 29, 2006).

² Application at 1.

³ *Id.* at 2-3.

Under 47 U.S.C. § 214(e)(4), a State commission shall permit a carrier to relinquish its ETC designation in any area served by more than one ETC. Therefore, Cincinnati Bell, Nexus's underlying carrier, is designated as an ETC, and the Commission is aware that it also serves as an underlying carrier for several utilities designated as ETCs. Because other ETCs currently serve the entire area in which Nexus is designated an ETC in Kentucky, notice need not be provided to those carriers to permit them to purchase or construct facilities to ensure that customers will continue to receive service.

47 U.S.C. § 214 (e)(4) states in part:

A state commission . . . shall permit an eligible telecommunications carrier to relinquish its designation as such a carrier in any area served by more than one eligible telecommunications carrier. An eligible telecommunications carrier that seeks to relinquish its eligible telecommunications carrier designation for an area served by more than one eligible telecommunications carrier shall give advance notice to the State commission . . . of such relinquishment. Prior to permitting a telecommunications carrier designated as an eligible telecommunications carrier to cease providing universal service in an area served by more than one eligible telecommunications carrier, the State commission . . . shall require the remaining eligible telecommunications carrier or carriers to ensure that all customers served by the relinquishing carrier will continue to be served, and shall require sufficient notice to permit the purchase or construction of adequate facilities by any remaining eligible telecommunications carrier. The State commission . . . shall establish a time, not to exceed one year after the State commission . . . approves such relinquishment under this paragraph, within which such purchase or construction shall be completed.

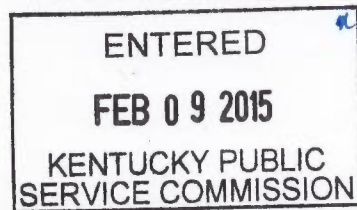
Based on the evidence and having been sufficiently advised, the Commission finds that, pursuant to 47 U.S.C. § 214(e)(4), there is more than one ETC in the area of

relinquishment, and those carriers have sufficient facilities for the provision of service. The Commission also finds that Nexus has provided sufficient notice to its customers to enable those customers to seek alternative service providers.

IT IS THEREFORE ORDERED that:

1. Nexus's request to withdraw as an ETC is granted.
2. This case is now closed and removed from the Commission's docket.

For the Commission



ATTEST:



Executive Director

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