

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BELLSOUTH TELECOMMUNICATIONS, LLC )  
D/B/A AT&T KENTUCKY'S NOTICE OF INTENT ) CASE NO.  
TO DISCONNECT ONETONE TELECOM, INC. ) 2016-00300  
FOR NON-PAYMENT )

ORDER

On August 19, 2016, BellSouth Telecommunications, LLC d/b/a AT&T Kentucky ("AT&T Kentucky") provided written notice to the Commission of its intent to disconnect OneTone Telecom, Inc. ("OneTone.")

AT&T Kentucky states that, if the Commission determines it necessary, AT&T Kentucky will invoke its Emergency Service Continuity Tariff approved by this Commission on May 20, 2003, in Case No. 2002-00310.<sup>1</sup> Invoking this tariff is necessary only if OneTone has not notified its end users of the service disconnection. If the Emergency Service Continuity Tariff is invoked, AT&T Kentucky will continue to provide telephone service to OneTone's customers for a minimum of 14 days after OneTone ceases to operate. AT&T Kentucky has notified the Commission that the disconnection of OneTone will affect approximately 66 customers in Kentucky.<sup>2</sup>

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<sup>1</sup> Case No. 2002-00310, *Customer Billing and Notice Requirements for Wireline Telecommunications Carriers Providing Service in Kentucky*. (Ky. PSC May 20, 2003.)

<sup>2</sup> Letter from Tony Taylor, Executive Director, BellSouth Telecommunications, LLC. d/b/a/ AT&T Kentucky, to Talina Mathews, Executive Director, Kentucky Public Service Commission (Aug. 15, 2016).

In the absence of any evidence indicating that OneTone has notified its customers of possible disconnection, the Commission finds that it is necessary that AT&T Kentucky invoke its Emergency Service Continuity Tariff. Invoking the tariff will provide OneTone's customers with continuity of service and allow OneTone's customers additional time in which to secure an alternate service provider.

The Commission, having reviewed AT&T Kentucky's notice and having been otherwise sufficiently advised, HEREBY ORDERS that:

1. OneTone is made a party to this case.
2. OneTone shall notify the Commission in writing within seven calendar days of the date of this Order of its intent to pay the delinquent bill to AT&T Kentucky within ten days of the date of this Order or, in the alternative, of its intent to notify its end users (if any) of the proposed service disconnection. The written notice to the Commission shall include a copy of OneTone's customer notice and an affidavit indicating when the notice was mailed and the number of Kentucky customers to whom it was mailed.
3. A copy of AT&T Kentucky's notice of intent to disconnect OneTone is attached hereto as an Appendix and is incorporated herein.
4. If OneTone has not responded as prescribed in ordering paragraph 2 within seven calendar days of the date of this Order, AT&T Kentucky shall implement the procedures established in its Emergency Continuity Tariff.
5. A copy of this Order shall be sent by certified mail to OneTone.

By the Commission

ENTERED  
AUG 29 2016  
KENTUCKY PUBLIC  
SERVICE COMMISSION

ATTEST:

*David D. Greenwell*  
Executive Director *for*

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 2016-0300 DATED **AUG 29 2016**



**AT&T**

Tony Taylor  
Executive Director  
External & Legislative Affairs

AT&T  
601 W. Chestnut Street  
4<sup>th</sup> Floor  
Louisville, KY 40203

T: 502-582-2164  
F: 502-582-1433  
Tony.Taylor@att.com

August 15, 2016

RECEIVED

AUG 19 2016

Public Service  
Commission

Ms. Talina Mathews  
Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
P. O. Box 615  
Frankfort, KY 40602-0615

RE: Notice of Suspension and Disconnect for OneTone Telecom, Inc.

Dear Ms. Mathews:

Pursuant to the Kentucky PSC's May 20, 2003 order in KY PSC Case no. 2002-0310, AT&T Kentucky ("AT&T") is providing notice to the Kentucky Public Service Commission (PSC) of its intent to disconnect OneTone Telecom Inc. ("OneTone") effective August 29, 2016.

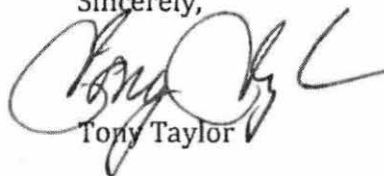
AT&T sent a written notification to OneTone on June 8, 2016 (Attachment A) of its intent to suspend or terminate service. On August 10, 2016, AT&T reminded OneTone of their obligation to notify their end users of this situation regarding pending disconnection of services pursuant to OneTone's request to disconnect its services (Attachment B). As of August 12, 2016, OneTone still has at least 66 residential customers in Kentucky receiving resale services from AT&T. In addition, OneTone has not made a payment towards their outstanding balance of \$69,556.41. AT&T is initiating procedures to terminate and disconnect all wholesale services, including resold services, in their entirety to OneTone effective August 29, 2016.

Should the Commission determine the need to invoke AT&T Kentucky's Emergency Service Continuity Tariff, AT&T Kentucky will take steps to notify the affected end users and inform them that they may continue to receive telecommunications services through The Emergency Services Continuity Plan for a minimum of fourteen (14) days and that the end user must transition to a new service provider.

If there are any questions or the need for additional information concerning this filing, please call me at 502-582-2164.

Thank you for your assistance in this matter.

Sincerely,



Tony Taylor

cc: Scott Loggins, President - OneTone Telecom Inc.



AT&T Credit & Collections  
722 N. Broadway 9th Floor  
Milwaukee, WI 53202

(800) 667-1086  
<http://www.att.com>

June 08, 2016

ATTN: Scott Loggins  
Onetone Telecom Inc.  
100 Century Plaza Dr  
Ste 9I  
Seneca, SC 29678

TRACKING NUMBER: 1Z2AF1962210261637

Dear Scott Loggins:

**NOTICE OF SUSPENSION AND DISCONNECTION**

AT&T's records indicate that Onetone Telecom Inc. has defaulted on its accounts associated with our Commercial Agreement for Local Wholesale Complete<sup>®</sup> (LWC). These accounts are listed on the attachment to this letter. The listed accounts have a combined outstanding past due balance of \$3,514.18.

AT&T HEREBY NOTIFIES Onetone Telecom Inc. THAT ALL UNPAID, UNDISPUTED CHARGES ASSOCIATED WITH THE COMMERCIAL AGREEMENT FOR LWC MUST BE PAID TO AT&T WITHIN 34 CALENDAR DAYS FOLLOWING RECEIPT OF THIS LETTER. FAILURE TO COMPLY WILL RESULT IN AT&T SUSPENDING AND DISCONTINUING SERVICE TO Onetone Telecom Inc. IN ACCORDANCE WITH OUR COMMERCIAL AGREEMENT FOR LWC. PLEASE NOTE THAT CHARGES FOR CALIFORNIA AND INDIANA ARE NOT INCLUDED IN THIS NOTICE. SEPARATE LETTERS ARE BEING SENT TO YOU REGARDING YOUR CALIFORNIA AND INDIANA BALANCES IF YOU PROVIDE LWC SERVICE IN THOSE STATES.

According to our Commercial Agreement for LWC, you are responsible for notifying AT&T of any dispute of any portion of the billed charges. Should you have a dispute, please submit the details required to support your dispute in accordance with the terms of our Commercial Agreement.

**SHOULD YOU FAIL TO MAKE PAYMENT BY July 13, 2016, YOUR NON-INDIANA AND NON-CALIFORNIA ACCOUNTS ASSOCIATED WITH THE COMMERCIAL AGREEMENT FOR LWC WILL BE SUSPENDED AND DISCONNECTED. AT&T SHALL HAVE NO LIABILITY TO Onetone Telecom Inc. OR Onetone Telecom Inc.'S CUSTOMERS IN THE EVENT OF SUCH SUSPENSION AND DISCONNECTION.**

You may be receiving multiple collection letters based on the types of services or products you have; each letter stands on its own and does not modify or negate any prior letter unless explicitly stated therein.

Your immediate attention to this matter is required. If you have questions about this notice, please contact your service representative.

Sincerely,

Alisa Suttle  
Service Representative  
AT&T Accounts Receivable Center  
Telephone: (800) 667-1086 Ext. 5656177



722 North Broadway  
Floor 11  
Milwaukee, WI 53202

August 10, 2016

Mr. Scott Loggins  
President  
One Tone Telecom, Inc.  
100 Century Plaza, Suite 9-i  
Seneca, South Carolina 29678

Re: One Tone Telecom Disconnection of Services

Dear Mr. Loggins,

Pursuant to One Tone Telecom's request that BellSouth Telecommunications, L.L.C. d/b/a AT&T Alabama, AT&T Florida, AT&T Georgia, AT&T Kentucky, AT&T North Carolina, AT&T South Carolina, and AT&T Tennessee ("AT&T") cease providing services to One Tone Telecom, AT&T is moving forward with the discontinuance and disconnection of services.

While AT&T's records indicate that a number of One Tone Telecom end users have moved to another provider, AT&T's records indicate that 1,600 end-users are still receiving resold service from AT&T. AT&T's information regarding those resale lines is attached. Under the Interconnection Agreements between our companies, One Tone Telecom is obligated to notify its end users of the service discontinuance. If One Tone Telecom has not notified those end-users using AT&T's resold telephone service of the discontinuance of service, it is One Tone Telecom's obligation under the Interconnection Agreements to do so. AT&T intends to discontinue and disconnect services, including the resale lines, provided to One Tone Telecom within the next 15 days, or as provided by applicable law or state regulatory rules.

Please contact me at 414-274-7102, if we need to discuss.

A handwritten signature in black ink, appearing to read "Dave Egan".

Dave Egan  
Lead Credit & Collection Analyst



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Seneca, SC 29672

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