

S T O L L | K E E N O N | & | P A R K | L L P

2650 AEGON CENTER | 400 WEST MARKET STREET | LOUISVILLE, KENTUCKY 40202-3377
(502) 568-9100 PHONE | (502) 568-5700 FAX | WWW.SKP.COM

DOUGLAS F. BRENT
502-568-5734
Brent@skp.com

April 26, 2005

RECEIVED

APR 26 2005

PUBLIC SERVICE
COMMISSION

Ms. Elizabeth O'Donnell
Executive Director
Kentucky Public Service Commission
P.O. Box 615
Frankfort, KY 40602

**Re: Case No. 2004-00295 -- BellSouth Telecommunications v. NuVox
Communications, Inc.**

Dear Ms. O'Donnell:

On April 15, 2005, the Kentucky Public Service Commission ("Commission") granted BellSouth Telecommunications, Inc.'s ("BellSouth") complaint in the above-referenced proceeding in part, permitting BellSouth to audit "only those 15 circuits ... that it has identified and for which it has shown concern to verify the type of traffic being transmitted." *Order* at 5. The Order provides that BellSouth may begin the audit no later than 30 days from the date of the Order. To date, however, BellSouth actually has not identified those 15 converted enhanced extended link ("EEL") circuits that are the subject of the audit permitted by the Order. So that NuVox Communications, Inc. ("NuVox") can prepare for the audit, it is essential that NuVox know which circuits will be audited in advance of BellSouth's auditor commencing the audit. Accordingly, NuVox, through its undersigned counsel, respectfully requests that the Commission require BellSouth to identify the 15 circuits to be audited prior to commencing the audit.

Finally, NuVox reserves all rights to seek reconsideration or review of the Commission's order, as it pertains to the independent auditor requirement. NuVox should be permitted to dispute an auditor's independence before having to submit to a potentially unlawful audit. The interconnection agreement between the parties does not require that harms be endured and damages be incurred prior to seeking dispute resolution.

Ms. Elizabeth O'Donnell
Executive Director
April 26, 2005
Page 2

Thank you in advance for your assistance. Please contact me if you have any questions regarding this filing.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Douglas F. Brent". The signature is stylized with a long horizontal line extending to the right.

Douglas F. Brent

c: service list in 2004-00295