AMLUNG Law Offices 616 South 5th Street Louisville, KY 40202

info@amlung.com www.amlung.com

tel • 502.582.2424 fax • 502.589.3004



October 25, 2006

Ms. Beth O'Donnell, Executive Director Public Service Commission 211 Sower Boulevard P.O. Box 615 Frankfort, KY 40602

RE: <u>Touchtone Communication, Inc., and ALEC, Inc. v.</u> <u>Kentucky ALLTEL, Inc.,</u> Case No. 2005-00482

Dear Ms. O'Donnell:

Please find enclosed for filing an original and four (4) copies of ALEC's Request for Evidentiary Hearing, for filing in the above-referenced case.

Thank you for your attention to this matter. Please do not hesitate to contact me should you have any questions or concerns.

Cordially yours, Jonathon N. Amlung

RECENT

OCT 2 7 2005

PUBLIC SERVICE COMMISSION

Enclosures

cc: Mark Overstreet

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

Case No. 2005-00482

TOUCHTONE COMMUNICATIONS, INC. and ALEC, Inc.,)
	ý
Complainants,)
10)
vs.	
KENTUCKY ALLTEL, Inc.,	Ś
)
Defendant.)

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ALEC REQUEST FOR EVIDENTIARY HEARING

Come now Touchtone Communications, Inc., and ALEC, Inc. (collectively "ALEC), and pursuant to the scheduling order from the informal conference in this matter, hereby request this Commission to schedule an evidentiary hearing to assist in resolving this matter. Based upon the allegations and replies contained in the briefs of the parties submitted thus far, it is apparent that there are issues of material fact in dispute that should be explored further. An evidentiary hearing will assist the Commission in resolving those issues for the parties. The parties continue to explore possible resolutions to the claims presented in this case.

Respectfully submitted,

JONATHON N. AMLUNG 616 South Fifth Street Louisville, KY 40202 Telephone (502) 582-2424 Facsimile (502) 589-3004 jonathon@amlung.com

KRISTOPHER E. TWOMEY, P.C. 1519 East 14th Street, Suite A San Leandro, CA 94577 Telephone (510) 903-1304 Facsimile (510) 868-8418 *kris@lokt.net*

Attorneys for Complainants

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served upon the following via regular U.S. Mail, postage pre-paid, this the ΔS^{H} day of October, 2006:

Hon. Mark Overstreet STITES & HARBISON, PLLC 421 West Main Street P.O. Box 634 Frankfort, KY 40602-0634

JONATHON N. AMLUNG