

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE  
& COMMISSION

*In the Matter of:*

Supplemental Petition of Cinergy Communications )  
Company for Designation as an Eligible )  
Telecommunications Carrier in Additional Service )  
Areas )

Case No. 2006-00089

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PUBLIC SERVICE  
COMMISSION

**SOUTH CENTRAL RURAL TELEPHONE COOPERATIVE  
CORPORATION, INC.'S MOTION TO WITHDRAW REQUEST FOR  
PUBLIC HEARING AND AMEND THE AUGUST 11, 2006 ORDER**

South Central Rural Telephone Cooperative Corporation, Inc. ("South Central"), by counsel, hereby submits the following motion to withdraw its request for a public hearing and amend the August 11, 2006 Order. In support of its motion, South Central states as follows.

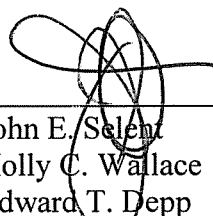
On, Tuesday, September 12<sup>th</sup>, South Central filed with the Public Service Commission of Kentucky an executed Resale Agreement between South Central and Cinergy Communications Company ("Cinergy"). Cinergy's execution of the Resale Agreement provides a framework within which Cinergy can meet the obligations committed to by Cinergy in its supplemental petition for designation as an eligible telecommunications carrier in the additional service areas outlined in its filing. For this reason, South Central believes that a public hearing is no longer necessary, at least from its perspective. Accordingly, South Central moves the Public Service Commission of the Commonwealth of Kentucky (the "Commission") to withdraw South Central's request for a public hearing, and to amend the August 11, 2006 Order to reflect that South Central is no longer required to specify issues, identify witnesses and summarize testimony for the public hearing.

Nonetheless, South Central continues to have concerns regarding Cinergy's petition and its willingness to serve end users outside the most profitable areas served by South Central. These concerns are not addressed by the recently executed Resale Agreement. Therefore, South Central urges the Commission to seriously consider the issues already identified by South Central in its

motion for intervention and other filings in this case. While South Central does not believe that it should seek to further address these issues in a public hearing, South Central does believe they warrant serious consideration by the Commission both in the Cinergy ETC application pending before it and, should that application be granted, on a going forward basis, to insure that Cinergy – like any ETC designee – meets its obligations to serve all end users for which it has received such designation.

For the foregoing reasons, South Central respectfully asks the Commission to grant South Central's motion to withdraw its request for a public hearing, and to amend the August 11, 2006 Order to relieve South Central of the requirement that it specify issues, identify witnesses and summarize testimony for the public hearing.

Respectfully submitted,



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**COUNSEL TO SOUTH CENTRAL  
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**CERTIFICATE OF SERVICE**

It is hereby certified that a true and accurate copy of the foregoing was served via First Class United States Mail, postage prepaid, to the following individuals this 14~~th~~ day of September, 2006:

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