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July 16, 2012

**VIA OVERNIGHT MAIL**

Mr. Jeff Derouen  
Executive Director  
Public Service Commission  
211 Sower Boulevard  
P. O. Box 615  
Frankfort, KY 40602

RECEIVED

JUL 17 2012

PUBLIC SERVICE  
COMMISSION

Re: BellSouth Telecommunications, LLC, d/b/a AT&T  
Kentucky, Complainant v. Halo Wireless, Inc., Defendant  
PSC 2011-00283

Dear Mr. Derouen:

Enclosed for filing in the above-referenced case are the original and ten (10) copies of Joint Motion to Cancel Evidentiary Hearing.

Please let me know if you have any questions.

Sincerely,

Mary K. Keyer

Enclosures

cc: Parties of Record

1040658

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of

BELLSOUTH	)	
TELECOMMUNICATIONS, LLC d/b/a	)	
AT&T KENTUCKY,	)	
	)	Case No. 2011-00283
Complainant,	)	
	)	
v.	)	
	)	
HALO WIRELESS, INC.,	)	
	)	
Defendant.	)	

**JOINT MOTION TO CANCEL EVIDENTIARY HEARING**

BellSouth Telecommunications, LLC d/b/a AT&T Kentucky (“AT&T Kentucky”) and Halo Wireless, Inc., (“Halo”) respectfully move the Commission to cancel the evidentiary hearing currently scheduled for July 18, 2012, and state as follows:

1. This is a complaint case in which AT&T Kentucky seeks relief based upon alleged breaches by Halo of the parties’ interconnection agreement.
2. The parties have filed testimony, and an evidentiary hearing is scheduled for July 18, 2012.
3. The parties have agreed, however, that they are willing to waive their right to present their witnesses live and to conduct cross-examination; that there is no need for an evidentiary hearing; and that they wish to be spared the expenses associated with attendance at an evidentiary hearing, particularly because all of their witnesses are from out of state.

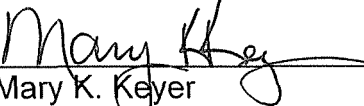
4. Accordingly, the parties respectfully request that the Commission cancel the evidentiary hearing currently scheduled for July 18, 2012.

5. Assuming that this motion is granted, the Commission would then render a decision in the case based upon the parties' briefs. The parties will submit a proposed briefing schedule for the Commission's approval by July 20, 2012.

6. Several motions are pending in the case, including a partial motion to dismiss by Halo; a motion to compel discovery by Halo; and a motion to strike testimony by Halo. The pending motions will need to be decided. The parties anticipate that the proposed briefing schedule that they will be filing will address the timing of the issuance of rulings on the pending motions.

WHEREFORE, for the foregoing reasons, AT&T Kentucky and Halo respectfully request that the July 18, 2012 evidentiary hearing be cancelled.

Respectfully submitted,

  
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