

762-1353

Lance J.M. Steinhart, P.C.
Attorney At Law
6455 East Johns Crossing
Suite 285
Duluth, Georgia 30097

Also Admitted in New York
and Maryland

Telephone: (770) 232-9200
Facsimile: (770) 232-9208

October 11, 2001

VIA OVERNIGHT DELIVERY

Mr. Thomas Dorman
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40602-0615
(502) 564-3940

05161200
0510

Re: BAK Communications, LLC

Dear Mr. Dorman:

Enclosed please find for filing one original and four (4) copies of BAK Communications, LLC's proposed tariff to Operate as a Reseller of Telecommunications Services within the Commonwealth of Kentucky.

- (1) The name and address of the company is as follows: BAK Communications, LLC, 1108 E. 17th Street, Santa Ana, California 92701.
- (2) A copy of its certificate of authority from the Secretary of State are attached hereto as Exhibit A.
- (3) The name, address, telephone number and fax number of the responsible contact for complaints and regulatory issues is Fred Kunik, BAK Communications, LLC, 1108 E. 17th Street, Santa Ana, California 92701, (714) 569-0300 (Phone), (714) 569-0882 (Fax).
- (4) A notarized statement by an officer of the utility regarding intrastate service is attached as Exhibit B.
- (5) The company does not seek to provide operator assisted services to traffic aggregators.

Mr. Martin Huelsmann
Executive Director
Kentucky Public Service Commission
October 11, 2001
Page 2

I have also enclosed an extra copy of this letter to be date-stamped and returned to me in the enclosed preaddressed, postage prepaid envelope.

If you have any questions or if I may provide you with additional information, please do not hesitate to contact me. Thank you.

Respectfully submitted,


Lance J.M. Steinhart
Attorney for BAK Communications, LLC

Enclosures

cc: Fred Kunik

CERTIFICATE OF AUTHORITY

COMMONWEALTH OF KENTUCKY
JOHN Y. BROWN III
SECRETARY OF STATE



APPLICATION FOR CERTIFICATE OF AUTHORITY

Pursuant to the provisions of KRS Chapter 275, the undersigned hereby applies for authority to transact business in Kentucky on behalf of the limited liability company named below and for that purpose submits the following statement:

1. The company is a limited liability company (LLC).
 a professional limited liability company (PLLC).

2. The name of the limited liability company is
BAK Communications, LLC

3. The name of the limited liability company to be used in Kentucky is

(if "real name" is unavailable for use)

4. **California** is the state or country of organization.

5. **July 5, 2001** is the date of organization and, if the limited liability company has a specific date of dissolution, the latest date upon which the limited liability company is to dissolve is

6. The street address of the office required to be maintained in the state of formation or, if not so required, the principal office address is
1108 E. 17th Street, Santa Ana, CA 92701

7. The names and usual business addresses of the current managers, if any, are as follows:
See Attached

Name	Address

(Attach a continuation, if necessary)

8. The street address of the registered office in Kentucky is
828 Lane Allen Road, Ste. F4, Lexington, KY 40504

Street	City	State	Zip Code

and the name of the registered agent at that office is **TCS Corporate Services, Inc.**

9. This application will be effective upon filing, unless a delayed effective date and/or time is specified:

(Delayed effective date and/or time)

I certify that, as of the date of filing this application, the above-named limited liability company validly exists as a limited liability company under the laws of the jurisdiction of its formation.

[Signature]
Signature

Fred Kunik, Member

Type or Print Name & Title

Date: **September 24**, 2001

TCS Corporate Services, Inc.

Type or print name of registered agent

consent to serve as the registered agent on behalf of the limited liability company.

[Signature]
Signature of Registered Agent

Chris Stockhoff, Secretary

Type or Print Name & Title

0529567.06

John Y. Brown III

Secretary of State

Received and Filed

10/05/2001 11:39 AM

Fee Receipt: \$90.00

rpayne - L902

LIST OF MEMBERS/MANAGERS & DIRECTORS OF
BAK Communications, LLC

Members/Managers

William J. Nolan, III
Fred Kunik
Irving Barr

Directors

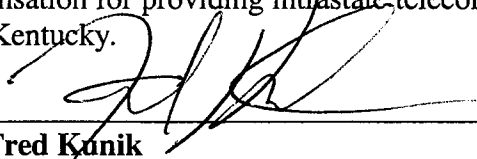
None

**All the above referenced Members/Managers & Directors can be reached at:
1108 E. 17th Street, Santa Ana, CA 92701**

AFFIDAVIT

State of California, County of Orange, ss.

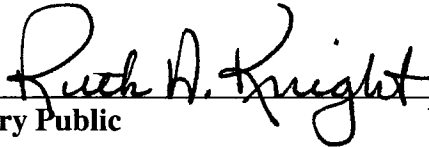
Fred Kunik, being duly sworn, deposes and says, on behalf of the Applicant, that he/she is the Manager of BAK Communications, LLC, and that to the best of his/her knowledge and belief, BAK Communications, LLC has not provided service to the public in the Commonwealth of Kentucky nor has Applicant ever received compensation for providing intrastate telecommunications services to the public in the Commonwealth of Kentucky.



Fred Kunik
Manager

Subscribed and sworn to before me, this 24th day of September, 2001.

My commission expires: December 11, 2003



Notary Public

{seal}

