Steven L. Beshear Governor

Leonard K. Peters Secretary Energy and Environment Cabinet



Commonwealth of Kentucky Public Service Commission 211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

September 10, 2010

David L. Armstrong Chairman

James W. Gardner Vice Chairman

Charles R. Borders Commissioner

Mary K. Keyer AT&T Kentucky 601 W. Chestnut Street Room 407 Louisville, KY 40203

Martin Pfister XO Communications Services, Inc. 13865 Sunrise Valley Drive Herndon, VA 20171

> Re: Interconnection Agreement Negotiated by AT&T Kentucky and XO Communications Services, Inc. PSC Reference No. 00655

Sir/Madam:

This is to notify you that Commission Staff has completed its review of your agreement submitted on September 2, 2010, and has concluded that it is in compliance with federal and state law and with previous Commission orders. Accordingly, it is unnecessary for Staff to refer this matter for formal Commission action. The agreement will be maintained in this office and, pursuant to 47 U.S.C. 252, shall be effective on December 1, 2010.

The parties to this agreement are hereby notified that one or more of the issues addressed in the interconnection agreement were addressed in a final order by the U.S. District Court for the Eastern District of Kentucky in Case No. 08-cv-00007 (BellSouth Telecommunications v. Kentucky Public Service Commission). The parties should also note that a portion of the District Court's Order is currently on appeal before the U.S. Court of Appeals for the Sixth Circuit in Case Nos. 10-5310 and 10-5311 (BellSouth Telecommunications v. Kentucky Public Service Commission).

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If you have questions regarding this matter, please do not hesitate to contact Jim Stevens at (502) 564-3940, Extension 238.

Sincerely Dérouen xecutive Director

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