

Larry D. Callison
State Manager
Regulatory Affairs & Tariffs



Amr
GTE Service
Corporation

KY10H072
150 Rojay Drive
Lexington, KY 40503
606 245-1389
Fax: 606 245-1721

12-29-99
December 8, 1999

RECEIVED

DEC 9 1999

GENERAL COUNSEL

Ms. Helen Helton
Executive Director
Public Service Commission
730 Schenkel Lane
Post Office Box 615
Frankfort, Kentucky 40602

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PUBLIC SERVICE
COMMISSION

Case No. 99-500
RE: 252(i) Adoption Letter Between GTE South Incorporated and
HTR&L enterprises Inc., d/b/a Classic Telephone Co.

Dear Ms. Helton:

Enclosed for joint filing by the parties with the Kentucky Public Service Commission (Commission) are six copies of an executed 252(i) Adoption Letter recently executed between GTE South Incorporated and HTR&L enterprises Inc., d/b/a Classic Telephone Co.

HTR&L enterprises Inc., d/b/a Classic Telephone Co. wishes to adopt the terms of the Resale Agreement between NOW Communications, Inc. ("NOW") and GTE that was approved by the Commission as an effective agreement in Case No. 99-406, effective October 19, 1999.

This Adoption Letter is being provided to the Commission for its review and approval.

Please bring this filing to the attention of the Commission, and if there are any questions, please contact me at your convenience.

Yours truly,

/s/

Larry D. Callison

Enclosures

c: Mr. Ronnie Smith - HTR&L enterprises Inc., d/b/a Classic Telephone Co.

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GENERAL COUNSEL

Connie Nicholas
Assistant Vice President
Wholesale Markets-Interconnection



GTE Network
Services

HQE03B28
600 Hidden Ridge
P.O. Box 152092
Irving, TX 75038
972/718-4586
FAX 972/719-1523

November 26, 1999

Ronnie Smith, Supervisor
HTR&L Enterprises, Inc.
1919 North Ashley Street
Valdosta, GA 31602

Dear Mr. Smith:

GTE has received your letter stating that, under Section 252(i) of the Telecommunications Act of 1996, HTR & L Enterprises Inc., d/b/a Classic Telephone Co. ("CLASSIC") wishes to adopt the terms of the Resale Agreement between NOW Communications, Inc. ("NOW") and GTE that was approved by the Commission as an effective agreement in the State of Kentucky in Case No. 99-406 (Terms).¹ I understand you have a copy of the Terms.

CLASSIC's adoption of the NOW Terms shall become effective upon filing of this letter with the Kentucky Public Service Commission and remain in effect no longer than the date the NOW Terms are terminated. The NOW Terms are currently scheduled to expire on October 18, 2001.

As these Terms are being adopted by you pursuant to your statutory rights under section 252(i), GTE does not provide the Terms to you as either a voluntary or negotiated agreement. The filing and performance by GTE of the Terms does not in any way constitute a waiver by GTE of the Terms nor does not in any way constitute a waiver by GTE of any claim it may have with respect to the 252(i) process, nor does it constitute a waiver of GTE's right to seek review of any Terms that are interpreted contrary to the law.

¹ * These "agreements" are not agreements in the generally accepted understanding of that term. GTE was required to accept these agreements, which were required to reflect the then-effective FCC rules.

Ronnie Smith
November 26, 1999
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GTE contends that certain provisions of the Terms may be void or unenforceable as a result of the United States Eighth Circuit Court of Appeals July and October, 1997 decisions, the Supreme Court of the United States' decision of January 25, 1999 and the remand of the pricing rules to the United States Eighth Circuit Court of Appeals.

Should CLASSIC attempt to apply such conflicting provisions, GTE reserves its rights to seek appropriate legal and/or equitable relief. Should any provision of the Terms be modified, such modification would likewise automatically apply to this 252(i) adoption.

Please indicate by your countersignature on this letter your understanding of and commitment to the following three points:


- (A) CLASSIC adopts the Terms of the NOW agreement for Resale with GTE and in applying the Terms, agrees that CLASSIC be substituted in place of NOW in the Terms wherever appropriate.
- (B) CLASSIC requests that notice to CLASSIC as may be required under the Terms shall be provided as follows:

To: HTR & I Enterprises Inc., d/b/a Classic Telephone Co
Attention: Ronnie Smith, Supervisor
1919 North Ashley Street
Valdosta, GA 31602
Telephone number: 888/812-9042
FAX number: 800/439-1290

- (C) CLASSIC represents and warrants that it is a certified provider of local dialtone service in the State of Kentucky, and that its adoption of the Terms will cover services in the State of Kentucky only.

Sincerely,

GTE South Incorporated


Connie Nicholas
Assistant Vice President
Wholesale Markets-Interconnection

APPROVED BY LEGAL DEPT.	
T&P	12-2-99
ATTORNEY	DATE

Ronnie Smith
November 26, 1999
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Reviewed and countersigned as to points A, B, and C:

HTR & L Enterprises Inc., d/b/a Classic Telephone Co.

 J. H. Fenderson Jr., CEO

For HTR & L Enterprises Inc., d/b/a Classic Telephone Co.

c: R. Bates – NC999142 – Durham, NC
D. Dye - HQE03B73 - Irving, TX
A. Lowery – NC999142 – Durham, NC