

John Chuang  
Corporate Counsel

8829 Bond Street  
Overland Park, KS 66214  
Tel: 913.754.3339  
Fax: 812.759.1647  
chuang@cinergycom.com



*Via Fed Ex*

August 18, 2005

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AUG 19 2005

PUBLIC SERVICE  
COMMISSION

Ms. Elizabeth O'Donnell  
Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
P.O. Box 615  
Frankfort, KY 40602

**Re: A Certification of the Carriers Receiving Universal Service High-Cost Support, Administrative Case No. 381**

Dear Ms. O'Donnell:

Enclosed for filing in the above referenced matter is the Affidavit of Robert A. Bye, Vice President and General Counsel for Cinergy Communications Company. This filing is made in response to the Kentucky Public Service Commission's September 27, 2002 Order in Administrative Case No. 381, requiring recipients of Federal Universal Service High-Cost Support to provide information and certification by September 1<sup>st</sup> of each year regarding the use of those funds.

Please feel free to contact me if you have any questions or need additional information.

Sincerely,

A handwritten signature in cursive script, appearing to read "John Chuang".

John Chuang  
Corporate Counsel

Enclosure

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STATE OF KANSAS                     )  
  )  
COUNTY OF JOHNSON                )

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**Affidavit of Robert A. Bye**

Robert A. Bye, being duly sworn upon oath, deposes and states as follows:

1.       My name is Robert A. Bye and I am Vice President and General Counsel of Cinergy Communications Company ("CCC"). My business address is 8829 Bond St., Overland Park, Kansas 66214.

2.       I have personal knowledge of the facts stated herein. I am competent to testify to the facts, which are stated to the best of knowledge and recollection.

3.       CCC was designated an eligible telecommunications carrier by the Kentucky Public Service Commission in PSC Case No. 2004-00131 by order dated June 14, 2004 and is eligible to receive universal service support pursuant to Section 254(e) of the Telecommunications Act of 1996 ("Act").

4.       CCC is a common carrier and provides all services and functionalities supported by the federal universal service program as set forth in Section 214(e) of the Telecommunications Act and 47 CFR Section 54.101(a) of the FCC's rules, throughout the service area for which it has ETC designation in Kentucky.

5.       CCC files this affidavit in compliance with the Kentucky Public Service Commission's September 27, 2002 Order in Administrative Case No. 381 in which carriers were ordered to file with the Commission their plans for use of high-cost federal support by September 1<sup>st</sup> of each year.

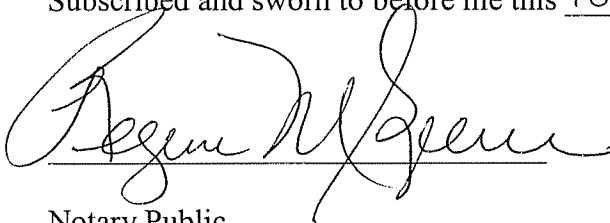
6. CCC certifies that all high-cost universal service support funding that it receives for Kentucky will be used only for the provision, maintenance and upgrading of the services and facilities for which the support is intended pursuant to Section 254(e) of the Act.

This concludes my affidavit.



Robert A. Bye  
Vice President and General Counsel  
Cinergy Communications Company

Subscribed and sworn to before me this 18<sup>th</sup> day of August, 2005.



Notary Public

