



Ernie Fletcher
Governor

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Chairman

LaJuana S. Wilcher, Secretary
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Christopher L. Lilly
Commissioner
Department of Public Protection

Gregory Coker
Commissioner

May 4, 2006

James Bellina
President & CEO
Dialog Telecommunications, Inc.
756 Tyvola Road
Suite 100
Charlotte, NC 28217

CERTIFICATE OF SERVICE

RE: Case No. 2004-00369
BellSouth Telecommunications, Inc. / Cinergy Communications Company / Dialog
Telecommunications, Inc.

I, Beth O'Donnell, Executive Director of the Public Service Commission, hereby certify that the enclosed attested copy of the Commission's Order in the above case was served upon the addressee by U.S. Mail on May 4, 2006.

Executive Director

BOD/sh
Enclosure



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Vice Pres.-Regulatory & External Aff
BellSouth Telecommunications, Inc.
601 West Chestnut Street, Room 410
P. O. Box 32410
Louisville, KY 40232

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COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ADOPTION OF INTERCONNECTION)	
AGREEMENT BETWEEN BELL SOUTH)	CASE NO.
TELECOMMUNICATIONS, INC. AND CINERGY)	2004-00369
COMMUNICATIONS COMPANY BY DIALOG)	
TELECOMMUNICATIONS, INC.)	

O R D E R

Pursuant to the Commission's March 3, 2006 Order, both parties have submitted status reports. Dialog Telecommunications, Inc. ("Dialog") indicates in its letter that unresolved issues are now docketed in Case No. 2006-00099.¹ Dialog also indicates that the Commission's decision in Case No. 2004-00427² may reduce the issues to be arbitrated. Dialog asks that this matter remain on the Commission's docket pending the outcome of these other proceedings.

BellSouth Telecommunications, Inc. believes, on the other hand, that this matter should be dismissed because the parties have entered into a new interconnection agreement. Also, unresolved issues are being arbitrated in Case No. 2006-00099, and other issues remain subject to the pending case, 2004-00427.

¹ Case No. 2006-00099, Petition of Dialog Telecommunications For Arbitration of Certain Terms and Conditions of Proposed Agreement With BellSouth Telecommunications, Inc. Concerning Interconnection Under the Telecommunications Act of 1996.

² Case No. 2004-00427, Petition of BellSouth Telecommunications, Inc. To Establish Generic Docket To Consider Amendments To Interconnection Agreements Resulting From Changes of Law.

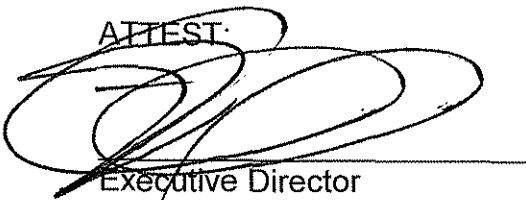
Having considered these status reports, it appears to the Commission that no issues unique to this instant proceeding remain to be resolved by the Commission. All unresolved issues appear to be pending in other proceedings. Accordingly, the Commission finds it reasonable to dismiss this proceeding.

IT IS THEREFORE ORDERED that this proceeding is dismissed without prejudice and is removed from the Commission's docket.

Done at Frankfort, Kentucky, this 4th day of May, 2006.

By the Commission

ATTEST



Executive Director