
S T O L L | K E E N O N | & | P A R K | L L P

2650 AEGON CENTER | 400 WEST MARKET STREET | LOUISVILLE, KENTUCKY 40202-3377
(502) 568-9100 PHONE | (502) 568-5700 FAX | WWW.SKP.COM

DOUGLAS F. BRENT
502-568-5734
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November 21, 2005

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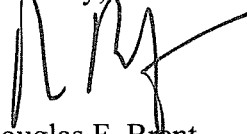
Elizabeth O'Donnell
Executive Director
Kentucky Public Service Commission
P.O. Box 615
Frankfort, KY 40602-0615

***Re: BellSouth's Overdue Responses to Data Requests From Dialog
Case No. 2005-00095***

Dear Ms. O'Donnell:

Enclosed for filing in the above mentioned case is a copy of a letter sent to Cheryl Winn. Please indicate receipt of this filing by returning the extra copy with your file stamp in the enclosed self-address, postage paid envelope.

Sincerely,



Douglas F. Brent

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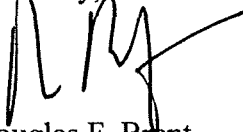
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November 21, 2005

Ms. Cheryl Winn
Attorney at Law
601 West Chestnut, Room 407
Louisville, KY 40203

***Re: BellSouth's Overdue Responses to Data Requests From Dialog
Case No. 2005-00095***

Dear Cheryl,

This is to follow up on our telephone discussions on Friday. As you know, Dialog sent data requests to BellSouth on October 19, and responses were due on or around November 11. Shortly before responses were due, you asked for a few additional days, and Dialog did not object to the request. Earlier this week, at the end of the extension, you phoned again to explain that responses were essentially complete and that they would be filed after client approval in Atlanta. Again, we did not object, because it was our understanding that we would receive responses no later than Friday, November 18th.

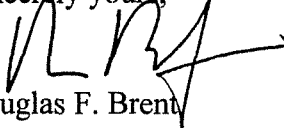
On Friday you phoned to inform me BellSouth has not completed its responses and that we may not be receiving even a partial response this week, or a complete response prior to December 2, 2005, *two weeks from last Friday*.

This third request for even more time is troubling. Delay in this case only benefits BellSouth, because as you know, Dialog has in good faith continued to remit the wrongly imposed "sales tax" invoiced by BellSouth for network elements during the months since this complaint was filed. Our data requests were hardly onerous, and I am amazed that a company with the resources and staff BellSouth has would claim that it could not respond to these questions for more than a month after they were filed.

Ms. Cheryl Winn
November 21, 2005
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We believe a delay until December 2 is unreasonable, and I urge you to do whatever is possible to provide responses well before that date.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'D. Brent', with a long horizontal stroke extending to the right.

Douglas F. Brent

cc: Public Service Commission