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April 9, 2008

## **VIA FEDERAL EXPRESS**

Ms. Stephanie Stumbo
Executive Director
Public Service Commission
211 Sower Boulevard
P. O. Box 615
Frankfort, KY 40602

RECEIVED

APR 1 0 2008

PUBLIC SERVICE COMMISSION

Re:

BellSouth Telecommunications, Inc.'s Notice of Intent to Disconnect

SouthEast Telephone, Inc. for Nonpayment

PSC 2005-00519

SouthEast Telephone, Inc., Complainant v. BellSouth

Telecommunications, Inc., Defendant

PSC 2005-00533

Dear Ms. Stumbo:

This letter is to call the Commission's attention to AT&T Kentucky's pending Motion for Issuance of a Damages Award on an Expedited Basis filed on November 9, 2007, in the above-styled cases. These cases were remanded on September 18, 2007, by the U.S. District Court in *BellSouth Telecommunications, Inc. v. Kentucky Public Service Commission, et al.*, Case No. 3:06-CV-00065-KKC, to the Commission to determine the damages, if any, owed to AT&T Kentucky as a result of the Commission's orders declared by the court to be unlawful and enjoined from enforcement.

The amount of money at issue is significant for both Parties and warrants a close and expeditious review by the Commission, particularly in light of the fact that these cases have been ongoing since 2005. Both Parties have fully briefed the issue of damages, with the last pleading filed two months ago on February 8, 2008, by SouthEast Telephone, Inc. If the Commission believes an oral argument would be beneficial and necessary in reaching an expeditious decision, AT&T Kentucky requests that the argument be scheduled quickly. Otherwise, the case is ripe for decision and AT&T Kentucky would appreciate the Commission issuing its decision in an expedited fashion.

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Thank you for your attention to this matter.

Sincerely,

Mary K. Keyer

General Counsel/Kentucky

cc: Parties of Record

708865

## **CERTIFICATE OF SERVICE -- KPSC 2005-00519 and 2005-00533**

It is hereby certified that a true and correct copy of the foregoing was served on the following individuals by email, this 9th day of April 2008.

Darrell Maynard
SouthEast Telephone, Inc.
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Pikeville, KY 41502-1001
Darrell.Maynard@setel.com

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Bethany Bowersock SouthEast Telephone, Inc. 106 Power Drive P. O. Box 1001 Pikeville, KY 41502-1001 Beth.Bowersock@setel.com

Hon. David L. Sieradzki Hogan & Hartson, L.L.P. 555 Thirteenth Street, N.W. Washington, DC 20004-1109 dlsieradzki@hhlaw.com