

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

SOUTH CENTRAL TELCOM, LLC	)	
	)	
COMPLAINANT	)	
	)	
V.	)	CASE NO. 2006-00448
	)	
BELLSOUTH TELECOMMUNICATIONS, INC.	)	
D/B/A AT&T KENTUCKY	)	
	)	
DEFENDANT	)	

O R D E R

On July 12, 2010, BellSouth Telecommunications, Inc. d/b/a AT&T Kentucky ("AT&T Kentucky") filed with the Commission a Motion for Clarification/Modification and for Extension of Time. AT&T Kentucky requests that the Commission clarify and modify one paragraph of the Commission's June 22, 2010 Final Order entered in this case. AT&T Kentucky also requests that the Commission extend the 60-day time period established in the June 22 Order requiring the parties to file a traffic exchange agreement with the Commission.

On July 26, 2010, South Central Telcom, LLC ("South Central") filed its response to AT&T Kentucky's motion. South Central opposes AT&T Kentucky's Motion for Clarification/Modification, arguing that AT&T Kentucky fails to meet the standard for rehearing in KRS 278.400 and that the Commission made the correct decisions regarding the elements of the June 22 Order that AT&T Kentucky seeks clarified and/or

modified. South Central raised no objection to AT&T Kentucky's request for additional time in which to file the traffic agreement.

Although styled as a Motion for Clarification/Modification, AT&T Kentucky's motion is filed pursuant to KRS 278.400 and the Commission will treat it as a motion for rehearing. Pursuant to KRS 278.400, the Commission has until August 2, 2010 to issue an Order denying or granting AT&T Kentucky's Motion and, if the Commission issues no Order in that time period, the Motion is deemed to be denied as a matter of law. AT&T Kentucky has raised several arguments in its Motion for Clarification/Modification that are highly technical and involve complicated issues of both an engineering and legal nature. Likewise, South Central's arguments in support of response are equally detailed.

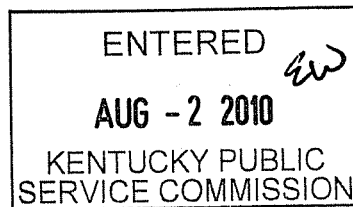
Due to the short time allotted to address motions for rehearing and the recent filing of South Central's response, the Commission does not have ample time to thoroughly review the issues presented to it for rehearing. The Commission requires additional time to consider the arguments raised. To either deny or grant the motion at this juncture would be a disservice to both parties. Accordingly, the Commission finds that AT&T Kentucky's Motion for Clarification/Modification should be granted for the purpose of allowing the Commission additional time in which to address the arguments raised. Granting of the Motion shall not be construed as a ruling on the merits of AT&T Kentucky's Motion.

Additionally, as there are no objections to AT&T Kentucky's Motion for extra time in which to file the traffic agreement, the Commission finds that AT&T Kentucky's request should be granted.

IT IS THEREFORE ORDERED that:

1. AT&T Kentucky's Motion for Clarification/Modification is granted solely for the purpose of allowing the Commission to address the arguments raised therein and shall not be construed as a ruling on the merits of the motion. A ruling on the merits shall be issued by separate Order.
2. AT&T Kentucky's Motion for an extension of time to file a traffic exchange agreement is granted.
3. The parties shall file a traffic exchange agreement no later than 120 days from the entry of an Order addressing the merits of AT&T Kentucky's Motion for Clarification/Modification.

By the Commission



ATTEST:

  
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Executive Director

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