

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of:

SOUTH CENTRAL TELCOM LLC )  
Complainant )  
v. )  
WINDSTREAM KENTUCKY EAST, INC., )  
Defendant )

AUG 20 2008  
PUBLIC SERVICE  
COMMISSION

Case No. 2008-00126

SUPPLEMENTAL JOINT STATUS REPORT

South Central Telcom LLC ("South Central Telcom") and Windstream Kentucky East, Inc. ("Windstream") (collectively, the "Parties"), by counsel, hereby jointly provide the following supplemental status report regarding the Parties' investigation and attempted resolution of the billing issues implicated in this matter. (*The Parties note that all references to interconnection circuits correspond to the network drawing that was attached as Exhibit 1 to their July 31, 2008 joint status report.*)

Since their joint status report, the Parties have continued their discussions to resolve each of the following issues. The Parties may have resolved several issues in the interim (subject to documentation at a later date), and they believe that further discussion may be productive at this time.

101-GLSG, 102-GLSG, and 103-GLSG: The Parties appear to have reached a tentative agreement with respect to these circuits. Pursuant to that tentative agreement, the Parties would – both prospectively and retrospectively – be willing to reciprocal bill each other for these circuits, such that each party's charges effectively "zero out" against the other party's charges. South Central Telcom was initially concerned that Windstream's comments indicated an intent to collect on billings

it had previously rendered, while prohibiting South Central Telcom from applying the same approach to bills it could have rendered for the same timeframe. Windstream has tentatively indicated that this is not its intent, and that the goal of the parties' tentative agreement is, in fact, to apply equal treatment to all bills that have been, or will be, rendered with respect to these circuits.

101-SMGV: The Parties appear to have reached a tentative agreement to bill for this circuit at the rate of \$161.28 on a prospective basis. The Parties will prepare and execute an agreement reflecting that \$161.28 rate. Windstream still disputes whether this total is the appropriate billable amount for this circuit on a retrospective basis. The Parties are researching the total disputed dollar amount at issue with this circuit (on a retrospective basis), and they intend to conduct further discussions with respect to the possible resolution of this issue on a retrospective basis.

101-EZTW: This circuit remains in dispute on both a prospective and retrospective basis. As of the Parties' July 31, 2008 status report, the only issue in dispute was whether Windstream should assess one facility termination charge or two such charges. This 101-EZTW circuit has terminating points in Windstream's Elizabethtown central office and South Central Rural Telephone Cooperative Corporation, Inc.'s ("SCRTC's") Glasgow end office. South Central Telcom does not dispute payment for the Windstream-provided Elizabethtown facility termination; it does, however, dispute payment for the Glasgow termination provided by SCRTC. Windstream has, in light of this information, agreed to review its billings and provide a rationale for assessing two facility terminations on this circuit.

In addition to the foregoing, Windstream has recently claimed (on a August 18, 2008 conference call) that it should also be charging South Central Telcom for an entrance facility with respect to this circuit. South Central Telcom has indicated that an entrance facility charge is not appropriate because it secures entrance to the public switched telephone network through a third-

party. Windstream has agreed to research the genesis for this charge and explain why it believes an entrance facility charge is appropriate.

Pursuant to an August 18, 2008 email received from Windstream, South Central Telcom has also just learned that Windstream has changed the billing elements and amounts applicable to this circuit. South Central Telcom is reviewing these new billing changes (which appear to apply interstate rates to these and other circuits), and it expects additional dialogue with Windstream in pursuit of resolving the ongoing billing issues with this circuit.

Reciprocal Compensation: The parties appear to have reached a tentative agreement (both prospectively and retrospectively) with respect to this issue. Pursuant to that tentative agreement, the parties agree that Windstream will assess reciprocal compensation charges at the rate of \$0.0036192 per minute of usage going forward and adjust any previous charges so that they conform with this rate.

Surcharge And Late Charges: As the amount of these charges fluctuate based upon the potential resolution of the issues identified above, the Parties have not yet reached an agreement with respect to these charges. In light of the progress made (to date) on the other issues, however, the Parties continue to discuss these issues and any possible means of addressing appropriate compensation.


Undisputed Outstanding Charges. The parties discussed payment by South Central of the amounts that are undisputed. The parties have not resolved the issue but are continuing to discuss it.

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The Commission also requested that this supplemental joint status report include proposals for a future procedural schedule to resolve any remaining issues. In light of the Parties' progress to date and their ongoing discussions (and the likelihood that the results of those discussions could

impact any procedural schedule), the Parties jointly request that the Commission provide them with an additional month to further pursue the potential informal resolution of this dispute. Accordingly, the Parties request that the Commission order that a second supplemental joint status report be filed by no later than September 19, 2008. The Parties agree that this second supplemental joint status report should address the issues described above (and any others that the Parties may identify in the interim), as well as a future procedural schedule to resolve any outstanding issues.

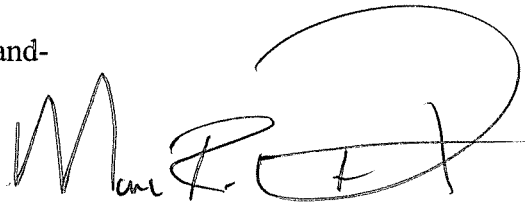
Respectfully submitted,

  
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