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David L. Armstrong  
Chairman

James Gardner  
Vice-Chairman

John W. Clay  
Commissioner

September 25, 2008

## PARTIES OF RECORD

Re: Case No. 2008-00279

Attached is a copy of the memorandum which is being filed in the record of the above-referenced cases. If you have any comments you would like to make regarding the contents of the informal conference memorandum, please do so within five days of receipt of this letter. If you have any questions, please contact Tiffany Bowman at 502/564-3940, Extension 465.

Sincerely,

A handwritten signature in black ink that reads "Stephanie Stumbo".

Stephanie Stumbo  
Executive Director

Attachment

**INTRA-AGENCY MEMORANDUM**

**KENTUCKY PUBLIC SERVICE COMMISSION**

**TO:** The File  
**FROM:** Amy Dougherty  
**DATE:** September 25, 2008  
**SUBJECT:** Case No. 2008-00279

SouthEast Telephone, Inc. v. BellSouth Telecommunications, Inc.  
d/b/a AT&T Kentucky  
September 11, 2008 Informal Conference

On September 11, 2008 those persons named in the attached sign-in sheet met to discuss procedural and substantive matters in this case. Deborah Eversole, counsel to SouthEast Telephone began the conference by indicating that the matter had been resolved, and that she understood through the personnel handling technical matters at SouthEast and personnel handling technical matters at AT&T Kentucky that there was no process in place for SouthEast to place an order for the commingled elements that SouthEast sought.

Jim Tipton on behalf of AT&T Kentucky indicated that prior to the FCC's Triennial Review Remand Order, AT&T Kentucky had provided UNEP, which is a combination of a loop and a port. Then he discussed how at this time, the wholesale local platform is an equivalent of the UNEP. The PSC order, according to Jim Tipton, requires commingling of elements for which AT&T Kentucky has no process in place. AT&T Kentucky indicated that they were not questioning their responsibility under the Commission's order to commingle the elements, but they had no process.

AT&T Kentucky indicated that it believed that there would be an interim solution; however, it did not have the interim solution worked out. The estimate for doing so is four to six weeks.

Daryll Maynard of SouthEast Telephone then discussed some of the technical aspects of the commingling that SouthEast was requesting, and indicated that such processes had been in place for a long time. According to Deborah Eversole, the interim solution was merely a money issue. She argued that SouthEast should not have to pay AT&T Kentucky to wait for AT&T Kentucky to have a process in place regarding the ordering of elements which the Commission had required it to make available. Moreover, Deborah Eversole indicated that this could be handled by a billing adjustment. AT&T Kentucky

could provide the element and then adjust SouthEast's bills as though the elements had been provided on a commingled basis.

SouthEast Telephone requests that this matter not be dismissed, even though the parties agree in principal. The case should remain open, according to SouthEast Telephone, in order for the Commission to monitor the development of the process for providing commingled elements.

AT&T Kentucky on the other hand, asserted that no credit should be awarded to SouthEast from AT&T Kentucky, because AT&T Kentucky is already bearing the costs of developing the process ordered by the Commission.

The parties agreed to the following procedural dates:

- (1) AT&T Kentucky's objections to ComSouth's – within 7 days;
- (2) Simultaneous filings – AT&T Kentucky's Sur-Reply and SouthEast's clarification on demand for relief – September 25, 2008;
- (3) AT&T Kentucky's response to demand for relief - October 6, 2008.

The Informal Conference was then adjourned.

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

SOUTHEAST TELEPHONE, INC. )  
COMPLAINANT )  
V. )  
BELLSOUTH TELECOMMUNICATIONS, )  
INC. D/B/A AT&T KENTUCKY )  
DEFENDANT )

CASE NO. 2008-00279

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**September 11, 2008 Informal Conference**

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Please sign in:

NAME

REPRESENTING

<i>Alamy Bowman</i>	<i>PSC Staff</i>
<i>Jimmy Dougherty</i>	<i>PSC Staff</i>
<i>Jim Stevens</i>	<i>PSC STAFF</i>
<i>Jina Tipton</i>	<i>AT&amp;T</i>
<i>Tony Taylor</i>	<i>AT&amp;T</i>
<i>A. B. P. P. P. P.</i>	<i>PSC Staff</i>
<i>Hyle Willard</i>	<i>PSC Engineering</i>
<i>Greg Thacker</i>	<i>SET</i>
<i>Ben Bowler</i>	<i>SET</i>
<i>Wally Jones</i>	<i>SET</i>
<i>Ken Maynard</i>	<i>SET</i>
<i>Paul May</i>	<i>SET</i>
<i>Doug Drent</i>	<i>CompSouth</i>
<i>Conference Call</i>	
<i>Greg Diamond</i>	<i>Level 3 / CompSouth</i>
<i>Robert Culpepper</i>	<i>AT&amp;T</i>
<i>Nancy Keyer</i>	<i>AT&amp;T Kentucky</i>

Joan Coleman  
President  
BellSouth Telecommunications, Inc. dba AT&T  
Kentucky and AT&T Southeast  
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