

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AT&T KENTUCKY'S NOTICE OF INTENT	)	CASE NO.
TO DISCONNECT AMERICAN FIBER	)	2011-00144
NETWORK, INC. FOR NON-PAYMENT	)	

O R D E R

On April 22, 2011, BellSouth Telecommunications, Inc. d/b/a AT&T Kentucky ("AT&T Kentucky") provided written notice to the Commission of its intent to disconnect American Fiber Network, Inc. ("American Fiber") for non-payment of bills.

AT&T Kentucky requests authorization to invoke Emergency Service Continuity Tariff approved by this Commission on May 20, 2003 in Case No. 2002-00310.<sup>1</sup> Invoking this tariff is necessary only if American Fiber has not notified its end-users of the service disconnection. If the Emergency Service Continuity Tariff is invoked, AT&T Kentucky will continue to provide telephone service to American Fiber's customers for a minimum of 14 days after American Fiber ceases to operate. AT&T Kentucky has notified the Commission that the disconnection of American Fiber will affect no customers in Kentucky.

The Commission, having reviewed AT&T Kentucky's notice and having been otherwise sufficiently advised, **HEREBY ORDERS** that:

---

<sup>1</sup> Case No. 2002-00310, Customer Billing and Notice Requirements for Wireline Telecommunications Carriers Providing Service in Kentucky (Ky. PSC May 20, 2003).

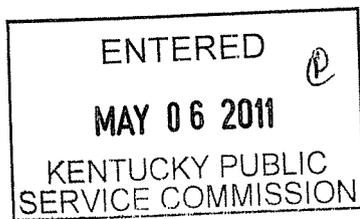
1. American Fiber shall notify the Commission within seven calendar days of the date of this Order of its intent to pay the delinquent bill to AT&T Kentucky within ten days of the date of this Order or, in the alternative, of its intent to notify its end-users (if any) of the proposed service disconnection. Such written comments shall include a copy of American Fiber's customer notice and an affidavit indicating when the notice was mailed and the number of Kentucky customers to whom it was mailed.

2. A copy of AT&T Kentucky's notice of intent to disconnect American Fiber is attached hereto and incorporated herein.

3. If American Fiber has not responded as prescribed in ordering paragraph 1 within seven calendar days of the date of this Order, AT&T Kentucky shall implement the procedures established in its Emergency Continuity Tariff.

4. A copy of this Order shall be sent by certified mail to American Fiber.

By the Commission



ATTEST:

*Carol D. Brunwell for*  
Executive Director



Tony Taylor  
Executive Director  
External & Legislative Affairs

AT&T  
601 W. Chestnut Street  
4<sup>th</sup> Floor  
Louisville, KY 40203

T: 502-582-2164  
F: 502-582-1433  
Tony.Taylor@att.com

April 20, 2011

Mr. Jeff Derouen  
Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
P. O. Box 615  
Frankfort, KY 40602-0615

RECEIVED

APR 22 2011

PUBLIC SERVICE  
COMMISSION

Dear Mr. Derouen:

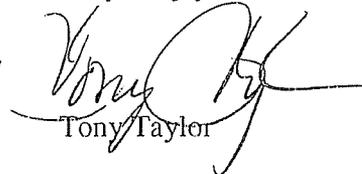
Pursuant to the Kentucky PSC's May 20, 2003 order in KY PSC Case No. 2002-0310, AT&T Kentucky is providing notice to the Kentucky Public Service Commission (PSC) of AT&T Kentucky's intent to disconnect American Fiber Network, Inc. ("American Fiber") for non-payment.

AT&T Kentucky's records indicate that American Fiber is delinquent in payment of its bills to AT&T Kentucky. Attempts to collect past due amounts from American Fiber have been unsuccessful. AT&T Kentucky made numerous written notifications to American Fiber informing them of AT&T Kentucky's intent to suspend or terminate services consistent with the terms and conditions of the Interconnection Agreement between American Fiber and AT&T Kentucky. As of today, AT&T Kentucky has received no payment from American Fiber and we seek to begin discontinuance of services immediately.

At the present time, American Fiber no longer has any customers in Kentucky, and therefore, there is no need to invoke AT&T Kentucky's Emergency Services Continuity Tariff.

If there are any questions or the need for additional information concerning this filing, please call me at 502-582-2164.

Very truly yours,



Tony Taylor

cc: Mr. Robert Heath  
American Fiber Network, Inc.

Robert E Heath  
Executive Vice President  
American Fiber Network, Inc.  
9401 Indian Creek Parkway, Suite 280  
Overland Park, KS 66210

Tony Taylor  
BellSouth Telecommunications, Inc. dba AT&T  
601 W. Chestnut Street  
4th Floor East  
Louisville, KY 40203