

2000 PNC PLAZA 500 WEST JEFFERSON STREET LOUISVILLE, KY 40202-2828 MAIN: (502) 333-6000 FAX: (502) 333-6099 **DOUGLAS F. BRENT**DIRECT DIAL: 502-568-5734
douglas.brent@skofirm.com

September 11, 2012

RECEIVEL

SEP 13 2012

PUBLIC SERVICE
COMMISSION

Jeff DeRouen Executive Director Kentucky Public Service Commission 211 Sower Boulevard Frankfort, KY 40601

RE: YMax Communications Corp. Revision to Kentucky Tariff No. 2, Switched

Access Services
Case No. 2012-00257

Dear Mr. DeRouen:

Verizon is an intervenor in the referenced investigation, which YMax has attempted to end by withdrawing the tariff filing that AT&T protested. AT&T has not opposed YMax's request to close the proceeding, but has made clear that it will not pay for any end office switching "services" that YMax bills, but does not actually provide.

Verizon, likewise, does not oppose YMax's withdrawal of its tariff that would have contradicted dispositive FCC orders and regulations, but Verizon will not pay YMax for services it does not provide if YMax attempts to bill for them.

Please confirm your receipt of this filing by placing the stamp of your Office with the date received on the enclosed additional copy and return it to me in the enclosed self-addressed, stamped envelope.

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Should you have any questions, please contact me at your convenience.

Very truly yours,

STOLL KEENON OGDEN, PLLC

Douglas F. Brent

DFB/jmp Enclosures

cc: Parties of Record

## CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the above and foregoing has been served upon the following persons by first class United States mail, on the 11th day of September, 2012:

Peter Russo Chief Financial Officer YMax Communications Corp. 5700 Georgia Avenue West Palm Beach, FL 33405 Mary K. Keyer General Counsel / Kentucky BellSouth Telecommunications, LLC d/b/a AT&T 601 W. Chestnut Street, 4<sup>th</sup> Floor East Louisville, KY 40203

Sharon Thomas Technologies Management, Inc. P. O. Drawer 200 Winter Park, FL 32790-0200

Counsel for Verizon