

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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| SHENANDOAH PERSONAL COMMUNICATIONS, |) | |
| LLC, SUCCESSOR TO WEST VIRGINIA PCS |) | CASE NO. |
| ALLIANCE, L.C. NOTICE OF RELINQUISHMENT OF |) | 2017-00261 |
| ELIGIBLE TELECOMMUNICATIONS CARRIER |) | |
| DESIGNATION |) | |

ORDER

On June 30, 2017, Raymond B. Ostroski, on behalf of Shenandoah Personal Communications, LLC (“SPC, LLC”) tendered for filing a notice of relinquishment of eligible telecommunications carrier designation (“Notice”). On information and belief, Mr. Ostroski is not an attorney licensed to practice law in Kentucky.

No person may engage in the practice of law in Kentucky without first obtaining a license to practice.

The practice of law is any service rendered involving legal knowledge or legal advice, whether of representation, counsel or advocacy in or out of court, rendered in respect to the rights, duties, obligations, liabilities, or business relations of one requiring the services.¹

It includes, as Kentucky’s highest court held in *Kentucky State Bar Association v. Henry Vogt Machine Co.*, 416 S.W.2d 727 (Ky. 1967), the representation of a business before a state administrative agency.

[A]ny attorney who is not licensed to practice in the State of Kentucky and who seeks to represent a client or employer before this Commission, must engage a member of the

¹ Kentucky Supreme Court Rule 3.020.

Kentucky Bar Association. It logically follows that if an unlicensed attorney may not represent a client before this Commission, neither may a layman.²

Commission regulations incorporate these sentiments. 807 KAR 5:001, Section 4(4), states in part: “A person shall not file a paper on behalf of another person, or otherwise represent another person, unless the person is an attorney licensed to practice law in Kentucky or an attorney who has complied with SCR 3.030(2).”

Based on the above, the Commission finds that SPC, LLC's Notice fails to comply with Kentucky law and cannot be accepted for filing. We further find that SPC, LLC should be granted ten days from the date of this Order to have an attorney licensed to practice law in Kentucky file an entry of appearance in this case. SPC, LLC's failure to have an attorney file a timely entry of appearance in this case will result in dismissal without prejudice of SPC, LLC's Notice.

IT IS THEREFORE ORDERED that:

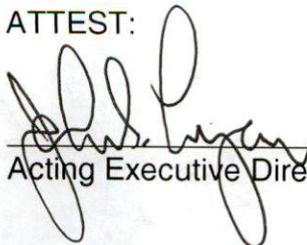
1. The notice of relinquishment of SPC, LLC is rejected for filing.
2. Within ten days of the date of this Order, SPC, LLC shall have an attorney licensed to practice law in Kentucky file an entry of appearance. Failure to have an attorney file an entry of appearance in this case will result in dismissal without prejudice of the Notice and its removal from the Commission's docket without further Order.

² Administrative Case No. 249, *Practice Before the Commission by Attorneys Non-Licensed in the Commonwealth of Kentucky* (Ky. PSC June 15, 1981) at 2.

By the Commission

ENTERED
JUL 10 2017
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Acting Executive Director

Case No. 2017-00261

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