

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ASSOCIATES IN DERMATOLOGY, PLLC)	
)	
COMPLAINANT)	
V.)	CASE NO.
)	2019-00047
BELLSOUTH TELECOMMUNICATIONS, LLC DBA)	
AT&T KENTUCKY)	
)	
DEFENDANT)	

ORDER

This matter arises from a complaint filed by Associates in Dermatology, PLLC, (Associates in Dermatology) against Bellsouth Telecommunications, LLC, dba AT&T Kentucky (AT&T Kentucky). On December 3, 2019, after receiving AT&T Kentucky's answer, the Commission issued an Order observing that there was a question of whether the Commission has subject matter jurisdiction over the complaint, requiring both Associates in Dermatology and AT&T Kentucky to respond to requests for information attached to the Order regarding the jurisdiction question on or before December 20, 2019, and establishing a procedural schedule for resolving the jurisdiction question. However, despite filing an answer on behalf of AT&T Kentucky, counsel for AT&T Kentucky was not added to the Commission's service list for this matter and, therefore, was not served with the Commission's December 3, 2019 Order. AT&T Kentucky now requests an extension of time, through January 10, 2020, to respond to the requests for information attached to

the December 3, 2019 Order and requests that the other dates in the procedural schedule be correspondingly extended.

AT&T Kentucky argues that due to the delay in receiving the December 3, 2019 Order and the upcoming holidays that it will be difficult to obtain responses to the requests for information in a timely manner. Upon receipt of AT&T Kentucky's motion, Counsel for Associates in Dermatology also indicated that it would be helpful to extend the current dates in the procedural schedule. Thus, having reviewed the record and being otherwise sufficiently advise, the Commission finds that AT&T Kentucky's motion for an extension of time should be granted.

IT IS THEREFORE ORDERED that:

1. AT&T Kentucky's motion for an extension of time is hereby granted.
2. AT&T Kentucky and Associates in Dermatology shall file responses to the requests for information set forth in Appendix A and Appendix B, respectively, of the December 3, 2019 Order no later than January 10, 2020.
3. The procedural schedule set forth in Appendix A to this Order shall be followed.
4. The Commission's December 3, 2019 Order in this case is amended and vacated to the extent it conflicts with paragraph numbers 1 through 3 herein.
5. All other provisions of the Commission's December 3, 2019 Order in this case shall remain in full force and effect.

By the Commission

ENTERED
DEC 19 2019
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2019-00047 DATED **DEC 19 2019**

First requests for information to AT&T Kentucky and Associates in Dermatology shall be filed no later than..... 01/20/2020

AT&T Kentucky and Associates in Dermatology shall file responses to first requests for information no later than..... 02/03/2020

AT&T Kentucky may file a brief regarding jurisdiction no later than..... 02/13/2020

Associates in Dermatology may file a brief regarding jurisdiction no later than..... 02/23/2020

*Caroline L. Pieroni
Dinsmore & Shohl, LLP
101 South Fifth Street
Suite 2500
Louisville, KENTUCKY 40202

*BellSouth Telecommunications, LLC dba AT&T
Meidinger Tower
462 S 4th Street, Suite 2400
Louisville, KY 40202

*Hood Harris
President
AT&T Communications of the South Central
601 W. Chestnut St.
Room 408
Louisville, KY 40203

*Honorable Mark R Overstreet
Attorney at Law
Stites & Harbison
421 West Main Street
P. O. Box 634
Frankfort, KENTUCKY 40602-0634

*Patrick Schmidt
Attorney
401 West Main Street
Suite 1400
Louisville, KENTUCKY 40202