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**Case Management System - KY Public Service Commission***Regular Cases Before the Commission as of August 15, 2022***2011-00199**

RECEIVED: 05/24/11

FILED: 05/24/11

FINAL: 03/30/15

REOPENED:

SUSPENSION DATE:

CASE NATURE: RLECs, Complainants; BellSouth Telecommunications, Inc. d/b/a AT&amp;T Kentucky, Defendants

**CASE CODE**

Complaints - Rates, Service

**UTILITIES:**

Ballard Rural Telephone Cooperative Corporation, Inc.

Brandenburg Telephone Company, Inc.

Duo County Telephone Cooperative Corporation, Inc.

Foothills Rural Telephone Cooperative Corporation, Inc.

Gearheart Communications Company, Inc. dba Coalfields Telephone Company

Highland Telephone Cooperative, Inc.

Logan Telephone Cooperative, Inc. dba LTC Connect

Mountain Rural Telephone Cooperative Corporation

North Central Telephone Cooperative, Inc.

Peoples Rural Telephone Cooperative Corporation, Inc.

South Central Rural Telecommunications Cooperative, Inc.

Thacker-Grigsby Telephone Company, Incorporated

West Kentucky Rural Telephone Cooperative Corporation, Inc. dba WK&amp;T dba West Kentucky and Tennessee

BellSouth Telecommunications, LLC dba AT&amp;T Kentucky and AT&amp;T Southeast

**HEARINGS:**

04/14/15 Formal Hearing

02/04/14 Formal Hearing

02/15/13 Teleconference

08/17/11 Informal Conference

**INDEX OF EVENTS:**

- 03/30/15 Final Order Entered: 1. The settlement agreement, attached hereto and incorporated herein as the Appendix, is approved in its entirety. 2. This case is dismissed with prejudice as settled.
- 12/22/14 Notice of filing of amendment to Oct 9, 14 settlement agreement
- 10/10/14 Joint Motions for Approval of Settlement Agreement and to Dismiss Actions with Prejudice as Settled, Informal Conference, to Suspend August 27, 2014 Procedural Schedule, and Confidential Treatment
- 09/25/14 Joint Status Report in Accordance With Commission's August 27, 2014 Order
- 08/27/14 Order Entered: (1) The joint motion to hold this case in abeyance is denied. (2) The parties shall file a joint status report detailing the status of the negotiations every 30 days from the date of this Order. (3) The parties shall abide by the procedural schedule attached as an Appendix to this Order. The procedural schedule set forth in the Appendix to this Order shall be followed in this proceeding. (4) a. All requests for information and responses thereto shall be appropriately bound, tabbed, and indexed, and the original and ten copies shall be filed with the Commission, with copies to all parties of record. b. Each response shall be answered under oath or be accompanied by a signed certification that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry. (4) Any party filing testimony shall file an original and ten copies with the Commission, with copies to all parties of record. (5) At any public hearing in this matter, neither opening statements nor summarization of direct testimony shall be permitted. (6) Any objections or motions relating to discovery or procedural dates shall be filed within four business days' notice or the filing party shall explain, in writing, why such notice was not possible. (7) Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.
- 07/23/14 Ballard RTC, et al. Joint Status Report Regarding Negotiations and Joint Motion for Extension of Time
- 06/20/14 Joint Status Report Regarding Negotiations and Joint Motion for Extension of Time
- 05/19/14 Ballard RTC, et al. v Bellsouth Telecommunications Inc. dba AT&T KY v Halo Wireless Status Report & Motion
- 04/17/14 Joint Status Report Regarding Negotiations
- 03/18/14 Order Entered: This case is held in abeyance for 60 days from the date of this Order.  
2. Within 30 days of the date of this Order, the parties shall file a report

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detailing the status of settlement negotiations.

3. If no settlement is reached within 60 days of the date of this Order, the Commission shall issue an amended procedural schedule to be followed by the parties.

02/24/14 Ballard RTCC, Brandenburg TC, Duo County TCCI, et al. Joint Motion to Stay Procedural Schedule and For an Expedited Ruling

12/30/13 Order Entered:

1. The joint motion of the parties is granted;
2. The February 4, 2014 formal hearing in this matter is continued generally; and
3. The amended procedural schedule set forth in the Appendix to this Order shall be followed in this proceeding.
4. a. All requests for information and responses thereto shall be appropriately bound, tabbed, and indexed and the original and ten copies shall be filed with the Commission, with copies to all parties of record. Any request for information by letter from the Commission Staff shall be responded to as if set forth in a Commission Order. All responses shall include the name of the witness responsible for responding to questions related to the information provided.
- b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.
- c. A party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

12/17/13 Ballard RTCC, et al. & Bellsouth Telecommunications AT&T KY Joint Motion to Extend Procedural Schedule & Request for Expedited Ruling

12/11/13 Order Entered: KTC is dismissed as a party to this proceeding.

2. The amended procedural schedule set forth in the Appendix to this Order shall be followed in this proceeding.

10/15/13 Letter from Jennifer M. Larson of McGuire, Craddock & Strother that they are no longer representing Halo Wireless.

10/11/13 AT&T Kentucky's Response to RLEC's Motion to Stay Procedural Schedule and Request for Expedited Ruling

10/11/13 RLEC's Motion to Stay Procedural Schedule and Request for an Expedited Ruling

10/07/13 AT&T KY Reply in Opposition to Treating KTC as Full Intervenor

09/30/13 AT&T Kentucky's First Data Request to Ballard Rural Telephone Cooperative Corporation, Inc.

09/30/13 Response to AT&T Kentucky opposition to full intervention status of Bluegrass Telephone Company

09/30/13 AT&T Kentucky's First Data Request to Foothills Rural Telephone Cooperative, Inc.

09/30/13 AT&T Kentucky's First Data Request to Peoples Rural Telephone Cooperative, Inc.

09/30/13 AT&T Kentucky's First Data Request to Mountain Rural Telephone Cooperative Corporation, Inc.

09/30/13 AT&T Kentucky's First Data Request to Logan Telephone Cooperative, Inc.

09/30/13 AT&T Kentucky's First Data Request to West Kentucky Rural Telephone Cooperative Corporation, Inc.

09/30/13 AT&T Kentucky's First Data Request to Gearheart Communications Co., Inc.

09/30/13 AT&T Kentucky's First Data Request to Brandenburg Telephone Company

09/30/13 RLECs First Request for Information to AT&T Kentucky

09/30/13 AT&T Kentucky's First Data Request to Duo County Telephone Cooperative Corporation, Inc.

09/30/13 AT&T Kentucky's First Data Request to North Central Telephone Cooperative Corporation

09/30/13 AT&T Kentucky's First Data Request to Thacker-Grigsby Telephone Company, Inc.

09/30/13 AT&T Kentucky's First Data Request to Highland Telephone Cooperative, Inc.

09/30/13 AT&T Kentucky's First Data Request to Bluegrass Telephone Company, Inc. d/b/a Kentucky Telephone Company

09/30/13 AT&T Kentucky's First Data Request to South Central Rural Telephone Cooperative Corporation

09/20/13 AT&T Kentucky opposition to full intervention by Bluegrass Telephone Company

09/10/13 Order Entered: 1. The procedural schedule set forth in Appendix shall be followed in this proceeding. 2. Any party who submits a motion to intervene after September 11, 2013 and, upon a showing of good cause, is granted full intervention shall accept and abide by existing procedural schedule. 3. a. All requests for information and responses shall be appropriately bound, tabbed, and indexed and original and ten copies shall be filed with Commission, with copies to all parties of record. All responses shall include name of witness responding to questions related to information provided. b. Each response shall be answered under oath or, be accompanied by a signed certification of preparer or person

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supervising preparation that the response is true and accurate to the best of that person's knowledge, information, and belief formed after reasonable inquiry. c. A party shall make timely amendment to any prior response if it obtains information which indicates the response was incorrect when made or, though correct when made, is now incorrect in any material respect. d. For any request which party fails or refuses to furnish all or part of info, that party shall provide written explanation of the specific grounds for its failure to completely and precisely respond.

4. Any party filing testimony shall file an original and ten copies with Commission, with copies to all parties of record.

05/23/13 AT&T Kentucky's Notice of Kentucky Bar Association Out-of-State Certification Form of Joelle J. Phillips

05/23/13 AT&T Kentucky's Notice of Withdrawal and Substitution of Counsel

04/30/13 AT&T Kentucky Renewal of Recommended Schedule

04/22/13 RLEC's Reply to AT&T Kentucky's Response to RLEC's Motion to Establish Procedural Schedule

04/19/13 Regard Law Group Notice of Withdraw as Counsel

04/16/13 AT&T Kentucky Response to RLEC's Motion to Establish Procedural Schedule

04/09/13 RLEC's Motion to Establish Procedural Schedule

04/05/13 Ballard Rural Telephone Cooperative Corporation Inc, et al v BellSouth Telecommunications, Inc d/b/a AT&T Kentucky and Halo Wireless Joint Status Report

02/19/13 Memorandum dated 2/18/2013 for Informal Conference of 2/15/2013; Comments, if any, due within five days of receipt

02/14/13 COMMISSION STAFF'S NOTICE OF INFORMAL CONFERENCE

09/14/11 Halo Wireless Notice of Removal to Federal Court

09/12/11 Memorandum dated 9/12/11 for Informal Conference of 8/17/11; Comments, if any, due 9/20/11

09/02/11 AT&T Kentucky's Response to Commission Staff's Request of 081711 IC

09/02/11 RLEC's Brief Regarding Effects of Halo Wireless Bankruptcy Filing

08/16/11 Halo Wireless, Inc.'s Suggestion of Bankruptcy

08/15/11 AT&T Kentucky's Notice to Commission Re: Halo Wireless Chapter 11

08/05/11 Order Entered:  
 (1) Halo is to satisfy the matters complained of or file a written answer to the third-party complaint within 10 days of the date of service of this Order.  
 (2) All parties shall attend an informal conference that will be held on August 17, 2011 at 0:00 am, Eastern Daylight Time, at the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky.

08/05/11 Order Entered:  
 (1) KTC's motion for limited intervention is granted.  
 (2) KTC shall be entitled to the full rights of parties at a hearing and shall be served with Commission Orders, but shall not be served with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.

07/26/11 RLECS Motion for Issuance of Subpoena Duces Tecum to Halo Wireless Inc.

07/22/11 Bluegrass Telephone's Motion for Limited Intervention

07/22/11 Motion for Limited Intervention

07/19/11 AT&T Kentucky's Motion for Leave to File Third Party Complaint and Third Party Complaint

07/15/11 AT&T Kentucky's Answer to Formal Complaint of 052411

07/12/11 Letter to John Selent granting RLECs' petition for confidentiality filed 5/24/11 for protection of certain information

07/05/11 Order Entered:  
 AT&T is hereby ordered to satisfy the matters complained of or file a written answer to the complaint within 10 days of the date of service of this Order.

06/09/11 Acknowledge Receipt of Filing

05/24/11 RLECs vs. BellSouth Telecommunications, Inc. d/b/a AT&T Kentucky