

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF AFFINITY NETWORK)
INCORPORATED FOR A CERTIFICATE TO) CASE NO. 91-356
RESELL TELECOMMUNICATIONS SERVICES)

O R D E R

IT IS ORDERED that Affinity Network Incorporated ("ANI") shall file the original and ten copies of the following information with the Commission. The information requested shall be placed in a bound volume with each item tabbed.

The information requested herein is due no later than 30 days from the date of this Order. If the information cannot be provided by this date, ANI shall submit a motion for an extension of time stating the reason a delay is necessary and include a date by which it can be furnished. Such motion will be considered by the Commission.

1. Has ANI or any of its affiliates ever provided and/or collected any money from the public for the provision of intrastate telecommunications services in Kentucky? If so, explain in detail.

2. State whether ANI shall comply with the Commission's rules, restrictions, and prohibition against providing intraLATA services by non-local exchange facilities-based carriers. Explain in detail.

3. Will ANI offer operator services? If so, explain in detail.

4. Has ANI ever been engaged in the business of manufacturing, operating, controlling, owning, or managing customer-owned, coin-operated telephones? Explain in detail.

5. Refer to Original Page 9, Section 2.2.6. Provide a revised tariff sheet setting out the notice and other conditions under which service may be refused or discontinued in compliance with 807 KAR 5:006, Section 11.

6. Refer to Original Page 11, Section 2.3.4. This provision attempts to abrogate all company liability for any injury, loss or damage regardless of the cause and negligence of the company, if any. In any situation where liability may be imposed, the negligence or wrongful act, the extent of loss or damages, and the responsibility therefor must be clearly established. This may not be done by tariff provision, but must be determined by a court of law having jurisdiction over the parties. Provide a revised tariff sheet deleting Section 2.3.4.


7. Refer to Original Pages 15 and 16, Sections 2.5.1 and 2.5.3. Provide revised tariff sheets setting out notice requirements in compliance with 807 KAR 5:006, Section 11.

8. Provide a revised tariff sheet clarifying that the late payment penalty will be assessed only once on each monthly bill for services and that the penalty will not be applied to unpaid penalties.

9. Refer to Original Page 19, Section 3.0. Provide a revised tariff sheet clarifying that services are interLATA only.

Done at Frankfort, Kentucky, this 26th day of November, 1991.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director