

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION INTO DIVERSIFIED ) ADMINISTRATIVE  
OPERATIONS OF LOCAL EXCHANGE TELEPHONE ) CASE NO. 340  
COMPANIES )

O R D E R

On September 21, 1992, the Commission issued an Order ("the Order") in this case which required that the Local Exchange Companies ("LECs") journalize cellular investment and revenues realized from cellular activities in a manner prescribed by the Commission. Also contained in the Order was a requirement to file all lease agreements and interconnection or special facilities contracts within 60 days of the Order and to subsequently file changes to such agreements with the Commission within 30 days of the date of signing such agreements or contracts.

On November 17, 1992, Cincinnati Bell Telephone Company ("Cincinnati Bell") filed a motion for waiver of certain requirements of the Order. Specifically, Cincinnati Bell requested a waiver of ordering paragraph 4, which required changes to contracts and agreements to be filed within 30 days of the date of execution of the changes. Cincinnati Bell's position is that since the interconnection and special facilities contracts incorporate rates that are tariffed at the federal and state level, are uniform for all cellular carriers and change only when the tariffs change, that the requirement should be waived. Cincinnati Bell is also concerned that an inadvertent failure to notify the Commission of

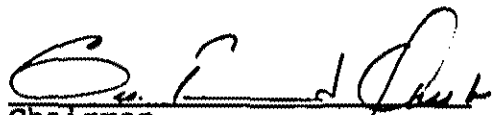
changes in tariffed rates could result in a technical violation of the Order.

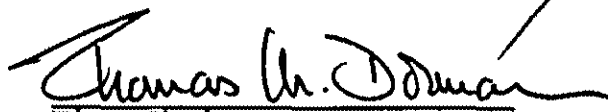
The Commission agrees with Cincinnati Bell's position. The requirement to provide notification of changes in tariffed rates outside of and in addition to the existing procedure is redundant and nonproductive.

IT IS THEREFORE ORDERED that Cincinnati Bell be allowed a waiver from ordering paragraph 4 of the September 21, 1992 Order in this case.

Done at Frankfort, Kentucky, this 11th day of January, 1993.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

  
Commissioner

ATTEST:

  
Executive Director