

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF TOTALTEL USA)
COMMUNICATIONS, INC. FOR A CERTIFICATE) CASE NO. 94-520
TO RESELL TELECOMMUNICATIONS SERVICE)

ORDER

On December 21, 1994, TotalTel USA Communications, Inc. ("TotalTel") filed its application with the Commission seeking a Certificate of Public Convenience and Necessity to provide intrastate, long-distance telecommunications services as a reseller within the Commonwealth of Kentucky.

TotalTel is a New Jersey corporation proposing to resell the services of carriers currently certified within the Commonwealth of Kentucky in accordance with the terms and conditions set forth in its tariff. TotalTel does not seek authority to provide operator-assisted telecommunications services.

TotalTel employs no intrastate transmission or reception telecommunications equipment or facilities in the performance of its services, and all intrastate facilities, equipment, and networking will be provided by the underlying carrier. TotalTel will not construct any new facilities in the Commonwealth of Kentucky.

The information provided by TotalTel demonstrates its financial, managerial, and technical capability to provide intrastate, long-distance telecommunications service. The proposed

rates filed December 21, 1994 should be approved as the fair, just, and reasonable rates to be charged, with the following changes:

1. Refer to Original Sheet 14, Section 2.5., Cancellation or Interruption of Services. Include language in compliance with 807 KAR 5:006, Section 14, regarding written notices. With certain narrow exceptions, at least ten days' written notice is required prior to termination.

2. Refer to Original Sheet 19, Section 2.13., Late Charge. Include language that fully complies with 807 KAR 5:006, Section 8(3)(h).

3. Refer to Original Sheet 24, Section 4.1. Include the rate for directory assistance as specified on Original Sheet No. 23, Section 3.4.5.

In Administrative Case No. 306,¹ the Commission stated the importance of eliminating possible customer confusion arising from the name of the billing service, rather than the name of the provider of telecommunications services, appearing on the bill. Accordingly, TotalTel should ensure that its name appears prominently on all bills issued to customers for services rendered.

The Commission, having considered the application, the information provided by TotalTel, and being otherwise sufficiently advised, HEREBY ORDERS that:

¹ Administrative Case No. 306, Detariffing Billing and Collection Services, Order Dated April 30, 1990.

1. TotalTel be and it hereby is granted authority to provide intrastate, long-distance telecommunications services within the Commonwealth of Kentucky on and after the date of this Order.

2. TotalTel shall comply with the provisions of the Orders in Administrative Case No. 323.²

3. TotalTel's authority to provide service in this Commonwealth is strictly limited to those services described in this Order and TotalTel's application.

4. The rates and charges proposed by TotalTel are hereby approved as filed on December 21, 1994.

5. Within 30 days from the date of this Order, TotalTel shall file its tariff sheets in accordance with 807 KAR 5:011.

6. TotalTel shall ensure that its name appears prominently on all bills issued to customers for services rendered.

Done at Frankfort, Kentucky, this 5th day of April, 1995.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director

² Administrative Case No. 323, An Inquiry Into IntraLATA Toll Competition, An Appropriate Compensation Scheme for Completion of IntraLATA Calls by Interexchange Carriers, and WATS Jurisdictionality, Phase I, Order dated May 6, 1991.