

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF PRIMUS)
TELECOMMUNICATIONS, INC. FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE AND) CASE NO. 95-442
NECESSITY TO PROVIDE RESOLD INTRASTATE)
TELECOMMUNICATIONS SERVICES)

O R D E R

On October 5, 1995, Primus Telecommunications, Inc. ("Primus") filed an application with the Commission seeking a Certificate of Public Convenience and Necessity to resell intrastate interexchange long-distance telecommunications services within the Commonwealth of Kentucky. On December 13, 1995, Primus filed its response to the Commission's December 4, 1995 Order requesting additional information.

Primus is a Delaware corporation with its principal office in the state of Virginia and intends to resell tariffed services of facilities-based carriers certified by this Commission.

Primus does not own or operate, nor does it intend to construct, any telecommunications transmission facilities within the Commonwealth of Kentucky. All intrastate telecommunications transmission services will be provided by an underlying carrier certified by this Commission.

The application provided by Primus demonstrates its financial, managerial, and technical capability to provide utility service. The Commission finds that Primus should be authorized to resell

intrastate interexchange long-distance telecommunications services within the Commonwealth of Kentucky.

Primus filed its proposed tariff on October 5, 1995. In response to the Commission's request for additional information, Primus filed revised tariff sheets on December 13, 1995. The Commission finds that the rates proposed by Primus, as revised on December 13, 1995, should be approved as the fair, just, and reasonable rates to be charged.

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, Primus should ensure that its name appears prominently on all bills issued to customers for services rendered.

The Commission, having considered the evidence of record and being otherwise sufficiently advised, HEREBY ORDERS that:

1. Primus be and it hereby is granted authority to resell intrastate interexchange long-distance telecommunications services within the Commonwealth of Kentucky on and after the date of this Order.
2. Primus shall ensure that its name appears prominently on all bills issued to customers for services rendered.
3. Primus's authority to provide service is strictly limited to those services described in this Order and Primus's application.

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

4. IntraLATA services shall be provided in accordance with the restrictions and conditions of service contained in Administrative Case No. 323.²

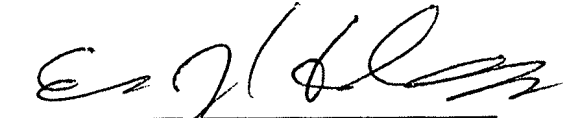
5. The rates proposed by Primus on October 5, 1995, as revised on December 13, 1995, are hereby approved.

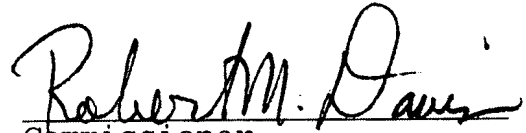
6. Within 30 days from the date of this Order, Primus shall file, pursuant to 807 KAR 5:011, its October 5, 1995 tariff sheets, as revised on December 13, 1995, without modifications.

Done at Frankfort, Kentucky, this 7th day of February, 1996.

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.