

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPROVAL OF THE RESALE)
AGREEMENT NEGOTIATED BY GTE)
SOUTH INCORPORATED AND)
EZPHONE, INC., PURSUANT TO) CASE NO. 97-475
SECTIONS 251 AND 252 OF THE)
TELECOMMUNICATIONS ACT OF 1996)

O R D E R

On December 19, 1997, the Commission approved a resale agreement between GTE South Incorporated (GTE) and EZPhone, Inc. (EZPhone). On March 31, 1999, GTE and EZPhone submitted to the Commission their renegotiated agreement for resale of GTE's services. The agreement was negotiated pursuant to the Telecommunications Act of 1996 (1996 Act), 47 U.S.C. Sections 251 and 252. Section 252(e) of the 1996 Act requires the parties to an interconnection agreement adopted by negotiation to submit the agreement for approval to the Commission.

The Commission has reviewed the agreement and finds that no portion of the agreement discriminates against a telecommunications carrier not a party to the agreement. The Commission also finds that the implementation of this agreement is consistent with the public interest, convenience, and necessity.

The Commission, having been otherwise sufficiently advised, HEREBY ORDERS
that:

1. The renegotiated agreement between GTE and EZPhone is approved.
2. EZPhone shall file a tariff for local service which contains all services covered by the agreement approved herein, giving 30 days' notice to the Commission.

Done at Frankfort, Kentucky, this 1st day of June, 1999.

By the Commission

ATTEST:

Executive Director