

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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| PETITION OF SOUTH CENTRAL TELECOM LLC |) | |
| FOR ARBITRATION OF CERTAIN TERMS AND |) | |
| CONDITIONS OF PROPOSED AGREEMENTS WITH |) | CASE NO. |
| VERIZON SOUTH INC. PURSUANT TO THE |) | 2001-261 |
| COMMUNICATIONS ACT OF 1934, AS AMENDED BY |) | |
| THE TELECOMMUNICATIONS ACT OF 1996 |) | |

ORDER

On December 12, 2001, South Central Telecom LLC ("South Central") and Verizon South, Inc. ("Verizon") advised the Commission that they had reached agreement concerning the procedure that the Commission should follow in reaching its decision in this proceeding. The agreement provides that the Commission:

1. Include South Central's direct testimony in the record of this case;
2. Cancel the hearing scheduled for December 18, 2001; and
3. Decide this case on the basis of (i) the direct testimony offered by both parties in this case, (ii) the transcript of the hearing in Case No. 2001-224,¹ and (iii) the post-hearing briefs filed by Verizon and Brandenburg Telecom LLC (which is adopted by South Central) in Case No. 2001-224.

On August 21, 2001, South Central filed this petition for arbitration of an interconnection agreement with Verizon. Verizon is the incumbent local exchange carrier, or "ILEC," in the city of Glasgow and the purpose of the petition is to enable

¹ Case No. 2001-224, Petition of Brandenburg Telecom LLC For Arbitration of Certain Terms and Conditions of Proposed Agreement With Verizon South Inc. Pursuant to The Communications Act of 1934, As Amended By The Telecommunications Act of 1996.

South Central to serve that market as a competing local exchange carrier, or "CLEC." However, except for four issues that are unique to South Central, this petition is identical to the petition filed by Brandenburg Telecom LLC in its petition for arbitration of an interconnection agreement with Verizon. A formal hearing in that case was held on October 11, 2001 and a decision was entered on November 15, 2001. While the Brandenburg case remains before the Commission on rehearing, the parties agree that a hearing on the same issues in this proceeding would be redundant. In furtherance of the agreement, South Central has agreed to waive its right to arbitrate the four issues that are unique to its petition and both parties have agreed to withdraw their pending motions, responses and replies.

This Commission being other wise sufficiently advised, IT IS HEREBY ORDERED that:

1. The hearing now scheduled for December 18, 2001 is cancelled.
2. In accordance with the agreement of the parties, this matter shall stand submitted for decision on the basis of (i) the direct testimony in the record of this case, (ii) the transcript of the hearing in Case No. 2001-224, and (iii) the post-hearing briefs filed by Verizon and Brandenburg Telecom LLC (which is adopted by South Central) in Case No. 2001-224.

Done at Frankfort, Kentucky, this 18th day of December, 2001.

By the Commission

ATTEST:


Executive Director