

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

INVESTIGATION OF THE FAILURE OF CERTAIN)
NON-DOMINANT TELECOMMUNICATIONS)
PROVIDERS TO FILE REPORTS OF GROSS) CASE NO. 2002-00125
OPERATING REVENUES OR TO PAY)
ASSESSMENTS PURSUANT TO KRS 278.140)

O R D E R

The Commission reopens this case for the purpose of considering the request of The Free Network.Com for reauthorization of its authority to provide telecommunication services within the Commonwealth of Kentucky and to reinstate its tariff.

The Free Network.Com was among those telecommunication carriers whose tariffs were removed from Commission files and whose names were stricken from the Commission's list of utilities authorized to provide service in this state pursuant to the Commission's Order dated May 21, 2002. The Order directed the utilities listed in its Appendix to show cause within 30 days why they should not be subject to penalties prescribed by KRS 278.990 for failing to pay their annual assessments as required by KRS 278.130 through KRS 278.150. The Order further provided that, in the absence of such showing, the utilities' authorization to provide service in this state would be revoked and their tariffs would be removed from Commission files without further Order.

Subsequent to the revocation of its authority to provide service in this state, The Free Network.Com paid its delinquent assessment shown in the Appendix to the May 21, 2002 Order and offered a penalty payment in settlement. The Commission

finds that the payment should resolve the claim against The Free Network.Com and that it should be reauthorized to provide service in accordance with its tariff.

The Free Network.Com is advised that the Commission considers the failure of a utility to comply with the statutes and regulations under which it is authorized to operate a serious violation. The Free Network.Com is admonished to conduct its future business in full compliance with the law, and that failure to do so will result in additional sanctions against the company.

IT IS THEREFORE ORDERED that The Free Network.Com is authorized to provide service in this state as of the date it files its tariff, with appropriate signature and issuance effective date.

Done at Frankfort, Kentucky, this 1st day of November, 2002.

By the Commission

ATTEST:


Executive Director