

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

| | | |
|--------------------------------|---|---------------------|
| PETITION OF CINERGY |) | |
| COMMUNICATIONS COMPANY FOR |) | |
| ARBITRATION OF AN |) | |
| INTERCONNECTION AGREEMENT |) | CASE NO. 2001-00432 |
| WITH BELLSOUTH |) | |
| TELECOMMUNICATIONS, INC. |) | |
| PURSUANT TO U.S.C. SECTION 252 |) | |

O R D E R

On March 20, 2003, BellSouth Telecommunications, Inc. (BellSouth) and Cinergy Communications Company (Cinergy) submitted to the Commission, pursuant to the Commission s February 28, 2003 Order, their arbitrated agreement for interconnection of their networks, the unbundling of specific network elements, collocation, and the resale of BellSouth's services. The agreement was arbitrated 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 arbitration 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 arbitrated agreement between BellSouth and Cinergy is approved.
2. Within 10 days of the date of this Order, BellSouth shall file with the Commission a true and complete copy of the agreement approved herein in Microsoft® Word 97 format on 3.5-inch high-density diskette.

Done at Frankfort, Kentucky, this 21st day of April, 2003.

By the Commission

ATTEST:

A handwritten signature in black ink, appearing to read "Thomas H. Dixon", written over a horizontal line.

Executive Director