

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE REVIEW OF BELLSOUTH)
TELECOMMUNICATIONS, INC.'S PRICE) CASE NO.
REGULATION PLAN) 2003-00304

O R D E R

On August 1, 2003, BellSouth Telecommunications, Inc. (BellSouth) filed its review of the 3-year plan of the transition regulation plan as it had been ordered to do in Case No. 1999-00434.¹ In this 3-year review, BellSouth asks that no changes to the structure of the manner in which it is regulated occur with one exception. The one exception is to allow the plan to exist in perpetuity rather than be reviewed every 3 years.

The Commission finds that those persons who were parties to Case No. 1999-00434 should be given an opportunity to comment on this review and BellSouth's request. Moreover, the Commission seeks BellSouth's opinion in writing of whether to continue its Band Zone charges. This issue was addressed in Case No. 2002-00421.² In that Order, at page 2, it was noted that BellSouth may be asked to look specifically at these rates in the Commission's review of its transition regulation plan.

¹ Case No. 1999-00434, The Review of BellSouth Telecommunications, Inc.'s Price Regulation Plan.

² Case No. 2002-00421, Kathleen M. James v. BellSouth Telecommunications, Inc., Order dated July 9, 2003.

Accordingly, the Commission herein requests that BellSouth file a response to its review of these rates stating whether this would be an appropriate time to eliminate the Band Zone charges.

IT IS THEREFORE ORDERED that:

1. The Commission hereby initiates this proceeding and incorporates by reference the record of Case No. 1999-00434.
2. Within 20 days of the date of this Order, BellSouth shall submit its proposal for eliminating Band Zone charges in this proceeding.
3. Within 30 days of the date of this Order, any intervenor in Case No. 1999-00434, including the Attorney General, or other interested party shall submit comments to the Commission on BellSouth's proposed modification to its regulation review.

Done at Frankfort, Kentucky, this 14th day of August, 2003.

By the Commission

ATTEST:


Executive Director