

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BELLSOUTH TELECOMMUNICATIONS, INC.'S)	
NOTICE OF INTENT TO DISCONNECT)	CASE NO.
LECSTAR TELECOM, INC. FOR)	2006-00411
NON-PAYMENT)	

O R D E R

On September 18, 2006, BellSouth Telecommunications, Inc. ("BellSouth") provided written notice to the Commission of its intent to disconnect LecStar Telecom, Inc. ("LecStar") for non-payment of bills.

BellSouth requests authorization to invoke the Emergency Service Continuity Tariff approved by this Commission on May 20, 2003 in Case No. 2002-00310.¹ Invoking this tariff is necessary only if LecStar has not notified its end-users of the service disconnection. If the Emergency Service Continuity Tariff is invoked, BellSouth will continue to provide telephone service to LecStar's customers for a minimum of 14 days after LecStar ceases to operate. BellSouth has notified the Commission that disconnection of LecStar will affect 793 Kentucky customers.

The Commission, having reviewed BellSouth's notice and having been otherwise sufficiently advised, HEREBY ORDERS that:

¹ Case No. 2002-00310, Customer Billing and Notice Requirements for Wireline Telecommunications Carriers Providing Service in Kentucky.

1. LecStar shall notify the Commission within 7 calendar days of the date of this Order of its intent to pay the delinquent bill to BellSouth within 10 days of the date of this Order or, in the alternative, of its intent to notify its end-users of the proposed service disconnection. Such written comments shall include a copy of LecStar's customer notice and an affidavit indicating when the notice was mailed and the number of Kentucky customers to whom it was mailed.

2. A copy of BellSouth's notice of intent to disconnect LecStar is attached hereto and incorporated herein.

3. If LecStar has not responded as prescribed in Ordering Paragraph 1 within 7 calendar days of the date of this Order, BellSouth shall implement the procedures established in its Emergency Service Continuity Tariff.

4. A copy of this Order shall be sent by certified mail to LecStar.

Done at Frankfort, Kentucky, this 5th day of October, 2006.

By the Commission

ATTEST:


Executive Director

06-411

Amy

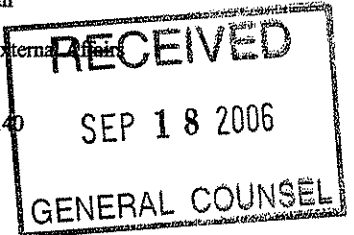


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September 15, 2006

Ms. Elizabeth O'Donnell
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
P. O. Box 615
Frankfort, KY 40602-0615



Dear Ms. O'Donnell:

Pursuant to the Kentucky PSC's May 20, 2003 order in KY PSC Case No. 2002-0310, BellSouth is providing advance notice to the Kentucky Public Service Commission (PSC) of BellSouth's intent to disconnect LecStar Telecom Inc. ("LecStar") for non-payment.

BellSouth's records indicate that LecStar is delinquent in payment of its bills to BellSouth. Attempts to collect past due amounts from LecStar have been unsuccessful. BellSouth has notified LecStar that it intends to terminate services consistent with the terms and conditions of the Interconnection Agreement between LecStar and BellSouth. As of today, BellSouth has not received payment from LecStar and we seek to begin discontinuance of services on September 22, 2006. Public information shows that disconnection of LecStar services may affect 793 Kentucky customers.

Under terms of their agreement, LecStar is solely responsible for notifying its end users of the proposed service disconnection. BellSouth is copying LecStar to remind them of their obligations to notify their end users of this situation regarding pending disconnection of services.

Should the Commission determine the need to invoke BellSouth's Emergency Service Continuity Tariff, BellSouth will take steps to notify the affected end users and inform them that they may continue to receive telecommunications services through The Emergency Services Continuity Plan for a minimum of fourteen (14) days and that the end user must transition to a new service provider.

If there are any questions or the need for additional information concerning this filing, please call Jim Tipton at 502-582-8925.

Very truly yours,

Joan A. Coleman

cc: Mr. Stuart McKeel, LecStar Telecom Inc.