

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE ELECTRIC AND WATER PLANT BOARD OF THE CITY OF FRANKFORT, KENTUCKY)	
)	
COMPLAINANT)	CASE NO.
V.)	2007-00088
)	
AT&T, INC.)	
)	
DEFENDANT)	

O R D E R

On February 28, 2007, the Electric and Water Plant Board of the City of Frankfort (“Frankfort Plant Board”) filed a formal complaint against AT&T, Inc. (“AT&T”) alleging that AT&T had refused to pay Frankfort Plant Board’s intrastate switched access tariff rates. Frankfort Plant Board states that it charges all of its customers for switched access services pursuant to its Kentucky P.S.C. Tariff No. 2.¹ Based on services provided pursuant to the tariff, Frankfort Plant Board contends AT&T owes approximately \$78,545.64 in rate charges.

On March 6, 2007, the Commission notified AT&T that it had been named as a defendant in Frankfort Plant Board’s formal complaint. AT&T was given 10 days from the date of service of the Order to either satisfy the complaint or file a written answer.

¹ See Frankfort Plant Board’s Kentucky P.S.C. Tariff No. 2, Local Switching Section 3.4.4.

On March 15, 2007, AT&T notified the Commission, by letter, that AT&T and Frankfort Plant Board are currently in the process of settlement negotiations and both parties believe there is a high possibility of reaching a resolution. AT&T states that the parties move for the matter to be held in abeyance while the negotiations continue and that the parties agreed to file a status report in 30 days to notify the Commission of their progress.

IT IS HEREBY ORDERED that:

1. As of the date of this Order, this case shall be held in abeyance for 30 days.
2. Within 30 days of the date of this Order, AT&T shall notify the Commission, in writing, on the status of settlement negotiations.
3. If the parties have not reached settlement at the end of the abeyance period, AT&T shall have 10 days to either satisfy the complaint or file an answer.

Done at Frankfort, Kentucky, this 27th day of March, 2007.

By the Commission

ATTEST:



Executive Director