

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BELLSOUTH TELECOMMUNICATIONS, INC.	)	
D/B/A AT&T KENTUCKY'S NOTICE OF INTENT	)	CASE NO.
TO DISCONNECT EPICUS COMMUNICATIONS	)	2007-00554
GROUP FOR NON-PAYMENT	)	

O R D E R

On December 21, 2007, BellSouth Telecommunications, Inc. d/b/a AT&T Kentucky ("AT&T Kentucky") provided written notice to the Commission of its intent to disconnect Epicus for non-payment of bills.

AT&T Kentucky requests authorization to invoke the Emergency Service Continuity Tariff approved by this Commission on May 20, 2003 in Case No. 2002-00310.<sup>1</sup> Invoking this tariff is necessary only if Epicus has not notified its end-users of the service disconnection. If the Emergency Service Continuity Tariff is invoked, AT&T Kentucky will continue to provide telephone service to Epicus's customers for a minimum of 14 days after Epicus ceases to operate. AT&T Kentucky has notified the Commission that disconnection of Epicus will affect fewer than 50 Kentucky customers.

The Commission, having reviewed AT&T Kentucky's notice and having been otherwise sufficiently advised, HEREBY ORDERS that:

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

1. Epicus shall notify the Commission within 7 calendar days of the date of this Order of its intent to pay the delinquent bill to AT&T Kentucky 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 Epicus'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 AT&T Kentucky's notice of intent to disconnect Epicus is attached hereto and incorporated herein.

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

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

Done at Frankfort, Kentucky, this 11<sup>th</sup> day of January, 2008.

By the Commission

ATTEST:

  
Deputy Executive Director

Legal



Tony Taylor  
Director  
External & Legislative Affairs

AT&T  
601 W. Chestnut Street  
4<sup>th</sup> Floor  
Louisville, KY 40203

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RECEIVED  
DEC 26 2007  
GENERAL COUNSEL

RECEIVED  
DEC 21 2007  
PUBLIC SERVICE  
COMMISSION

December 20, 2007

Case No: 2007-00554

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

Re: Case No. 2007-

Dear Ms. O'Donnell:

AT&T is providing advance notice to the Kentucky Public Service Commission (PSC) of AT&T's intent to disconnect Epicus for non-payment.<sup>1</sup> AT&T's records indicate that Epicus is delinquent in payment of its bills to AT&T.

Attempts to collect past due amounts from Epicus have been unsuccessful. AT&T made numerous written notifications to Epicus informing them of AT&T's intent to suspend or terminate services consistent with the terms and conditions of the Interconnection Agreement between Epicus and AT&T. As of today, AT&T has received no payment from Epicus and we seek to begin discontinuance of services immediately. Disconnection of Epicus' services will affect fewer than 50 Kentucky customers.

Under terms of their Resale Agreement, Epicus is solely responsible for notifying its end users of the proposed service disconnection. AT&T is copying Epicus 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 AT&T's Emergency Service Continuity Tariff, AT&T 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,  
  
Tony Taylor

cc: Ken Koller, Epicus  
Mark Schaftlein, Epicus

<sup>1</sup> This notice is filed pursuant to the Kentucky PSC's May 20, 2003 order in KY PSC Case No. 2002-0310.