

THOMAS A. DONAN
ATTORNEY AT LAW

205 E. STEPHEN FOSTER AVE.
POST OFFICE BOX 307
BARDSTOWN, KENTUCKY 40004

TELEPHONE:
(502) 348-7041
FACSIMILE: (502) 348-7609

February 9, 2004

VIA FEDERAL EXPRESS

Mr. Thomas M. Dorman
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, KY 40601

Re: Review of Federal Communications Commission's Triennial Review Order
Regarding Unbundling Requirements for Individual Network Elements -
PSC Case No. 2003-00379

Dear Mr. Dorman:

Enclosed please find the Response of the City of Bardstown Cable T.V., to BellSouth's Motion to Compel. I have also enclosed ten copies of the Response.

Very truly yours,



THOMAS A. DONAN ✓ added to service list 2-10-04 JH

TAD/bc

Enclosures

cc: Mayor Dixie P. Hibbs

cc: Mr. Jeff Mills

Bardstown Cable T.V. Dept.

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

REVIEW OF THE FEDERAL COMMUNICATIONS)	
COMMISSION'S TRIENNIAL REVIEW ORDER)	CASE NO.
REGARDING UNBUNDLING REQUIREMENTS)	2003-00379
FOR INDIVIDUAL NETWORK ELEMENTS)	

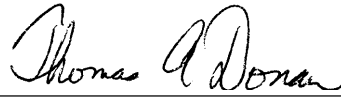
**CITY OF BARDSTOWN CABLE T.V.'S
RESPONSE TO
BELLSOUTH TELECOMMUNICATIONS, INC.'S
MOTION TO COMPEL**

Comes the City of Bardstown Cable T.V. in response to BellSouth Telecommunications, Inc.'s motion seeking an order from the Kentucky Public Service Commission to compel various Competing Local Exchange Carriers to respond to BellSouth's discovery and makes the following response:

1. The City of Bardstown Cable T.V. is not a Competing Local Exchange Carrier.
2. The City of Bardstown is not a party to this proceeding and does not intend to intervene.
3. The Kentucky Public Service Commission has no jurisdiction over the City of Bardstown Cable T.V. in the above-styled matter, and therefore, has no authority to compel the City of Bardstown to respond to discovery requests in this case.

Accordingly, the City of Bardstown Cable T.V. requests that BellSouth's motion to compel be overruled.

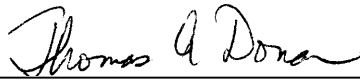
Respectfully submitted this 9th day of February, 2004.



THOMAS A. DONAN
City Attorney
City of Bardstown Cable T.V.
205 East Stephen Foster Ave.
P. O. Box 307
Bardstown, KY 40004
Phone: (502) 348-7041
Facsimile: (502) 348-7609
E-Mail: tdonan@Bardstown.com

CERTIFICATE OF SERVICE

I hereby certify that the foregoing was served on Dorothy J. Chambers, 601 W. Chestnut Street, Room 407, P.O. Box 32410, Louisville, KY 40203, and R. Douglas Lackey, Andrew D. Shore, and Meredith E. Mays, Suite 4300, BellSouth Center, 675 West Peachtree Street, N.E., Atlanta, GA 30375, Counsel for BellSouth Telecommunications, Inc., by regular U.S. mail and by E-mail on Dorothy Chambers on this the 9th day of February 2004.



THOMAS A. DONAN