

BellSouth Telecommunications, Inc.
601 W. Chestnut Street
Room 407
Louisville, KY 40203

Dorothy.Chambers@BellSouth.com

Dorothy J. Chambers
General Counsel/Kentucky

502 582 8219
Fax 502 582 1573

June 28, 2005

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


Re: Petition to Establish Generic Docket to Consider Amendments
to Interconnection Agreements Resulting from Changes of Law
KPSC 2004-00427

Dear Ms. O'Donnell:

In support of BellSouth's recent Response in Opposition to Cinergy's Petition for Declaratory Ruling regarding UNE-P orders for the embedded base customers, I enclose for the Commission's information the decision entered by the Texas Public Service Commission on June 17, 2005. The Texas Commission found "[a]fter consideration of the evidence and arguments put forward on this issue, the Commission concludes that, in accordance with the context provided under the *TRO* and *TRRO*, the term "embedded customer base" should be read to grandfather only the existing lines of existing customers, and to disallow the growth of UNE-P lines. In other words, the Commission agrees with defining the embedded customer base as customers for whom no new ports must be added, but for whom new features may be added or deleted upon request." See Order at 24. The Texas Commission has made this revised approach effective October 1, 2005.

The attached certificate of service certifies that this filing was filed electronically today and served by email on parties of record. Parties of record can access the information at the Commission's Electronic Filing Center located at <http://psc.ky.gov/efs/efsmain.aspx>.

Sincerely,



Dorothy J. Chambers

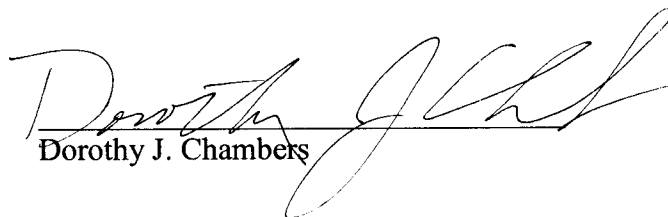
Enclosure

cc: Parties of Record

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CERTIFICATION

I hereby certify that the electronic version of this filing made with the Commission this 28th day of June 2005 is a true and accurate copy of the documents filed herewith in paper form on June 28, 2005, and the electronic version of the filing has been transmitted to the Commission. An electronic copy of the Read1st document has been served electronically on parties.


Dorothy J. Chambers

ELECTRONIC SERVICE LIST - KPSC 2004-00427

John N. Hughes, Esq.
Attorney at Law
124 West Todd St.
Frankfort, KY 40602
jnhughes@fewpb.net
**Counsel for Frankfort Electric
And Water Plant Board**

Frankfort Electric & Water Plant Board
Ed Hancock
Box 308
Frankfort, KY 40602
ehancock@fewpb.com

Douglas F. Brent, Esq.
Stoll, Keenon & Park, LLP
2650 Aegon Center
400 West Market Street
Louisville, KY 40202-3377
brent@skp.com
**Counsel for Time Warner, Covad
MCI, Access Integrated, Network
Telephone, Dialog Telephone,
USLEC of TN, Big River Telephone
Company, LLC, & Cinergy Communications
Company**

**MCI Metro Access Transmission Services
LLC**
Donna McNulty
donna.mcnulty@mci.com

Time Warner Telecom of Ohio, LP
Pamela Sherwood
P. O. Drawer 200
Winter Park, FL 32790-0200
pamela.sherwood@twtelecom.com

US LEC of Tennessee Inc.
Terry Romine
Morrocroft III
6801 Morrison Blvd.
Charlotte, NC 28211
tromine@uslec.com

Dialog Telecommunications, Inc.
James Bellina
745 Tyvola Road, Suite 100
Charlotte, NC 28217
jim@calldialog.com

Network Telephone Corporation
Margaret Ring
margaret.ring@networktelephone.net
Access Integrated Networks
Sharyl Fowler
sharyl.fowler@accesscom.com

Dieca Communications, Inc.
d/b/a Covad Communications Company
Charles Watkins
g Watkins@covad.com

C. Kent Hatfield, Esq.
Stoll, Keenon & Park, LLP
2650 Aegon Center
400 West Market Street
Louisville, KY 40202-3377
hatfield@skp.com
**Counsel for AT&T Communications of the
South Central States, LLC and TCG Ohio
and Cinergy Communications Company**

**AT&T Communications of the
South Central States LLC and TCG Ohio**
David Eppsteiner
1230 Peachtree Street
4th Floor, Room 4W26
Atlanta, GA 30309
eppsteiner@att.com

Cinergy Communications Company
Robert A. Bye, Vice Pres. & Gen. Counsel
8829 Bond Street
Overland Park, KS 66214
bye@cinergycom.com
John Chuang, Corporate Counsel
8829 Bond Street
Overland Park, KS 66214
chuang@cinergycom.com

Verizon Select Services Inc.
Anthony P. Gillman
General Counsel
FLTC0007, 201 N. Franklin Street
P.O. Box 110
Tampa, FL 33601-0110
Anthony.Gillman@verizon.com

Telcove of Kentucky, Inc.
Edward T. Depp
121 Champion Way
Canonsburg, PA 15317
Tip.depp@telcove.com

FDN Communications

Matthew Feil
General Counsel
2301 Lucien Way, Suite 200
Maitland, FL 32751
mfeil@mail.fdn.com

Lightyear Network Solutions, LLC

Linda Hunt
Manager of Regulatory Affairs
1902 Eastpoint Parkway
Louisville, KY 40223
lindah@lightyearcom.com

NewSouth Communications Corp/NuVox Communications, Inc.

Mary Campbell
2 North Main Street
Greenville, SC 29601
mcampbell@nuvox.com

John Fury
16090 Swingley Ridge Road, Suite 500
Chesterfield, MO 63017
jfury@nuvox.com

Ed Cadieux
16090 Swingley Ridge Road, Suite 500
Chesterfield, MO 63017
ecadieux@novox.com

Jake Jennings
16090 Swingley Ridge Road, Suite 500
Chesterfield, MO 63017
jjennings@nuvox.com

Xspedius Communications, LLC on behalf of itself and its operating subsidiaries, Xspedius Management Co. Switched Services, LLC, Xspedius Management Co. of Lexington, LLC, and Xspedius Management Co. of Louisville, LLC

James Falvey
7125 Columbia Gateway Drive, Suite 200
Columbia, MD 42146
Jim.falvey@xspedius.com

KMC Telecom V, Inc. and KMC Telecom III LLC

Marva Brown-Johnson
1755 North Brown Road
Lawrenceville, GA 30043
mabrow@kmctelecom.com
Chad Pifer
1755 North Brown Road
Lawrenceville, GA 30043
rpifer@kmctelecom.com

John J. Heitmann
Kelley Drye & Warren
1200 19th Street, N.W., Suite 500
Washington, DC 20036
jheitmann@kelleydrye.com

Garret R. Hargrave
Kelley Drye & Warren
1200 19th Street, N.W., Suite 500
Washington, DC 20036
ghargrave@kelleydrye.com

Scott A. Kassman
Kelley Drye & Warren
1200 19th Street, N.W., Suite 500
Washington, DC 20036
skassman@kelleydrye.com

John E. Selent
Dinsmore & Shohl, LLP
1400 PNC Plaza
500 W. Jefferson Street
Louisville, KY 40202
John.selent@dinslaw.com

Holly C. Wallace
Dinsmore & Shohl, LLP
1400 PNC Plaza
500 W. Jefferson Street
Louisville, KY 40202
Holly.Wallace@dinslaw.com

Counsel for Nuvox/NewSouth, Xspedius and KMC**Inter Mountain Cable d/b/a MTS Communications ("MTS")**

James Campbell
P. O. Box 159
5 Laynesville Road
Harold, KY 41635
jcamp@mis.net
John C. Schmoldt
P. O. Box 159
5 Laynesville Road
Harold, KY 41635
schmoldt@mis.net

U-Dial of Kentucky, Inc.

Ellis Falkoff
800 E. Reelfoot Avenue, Suite 200
Union City, TN 38261
Efalkoff@usit.net

DukeNet

arcocker@duke-energy.com

pharris@duke-energy.com

atorning@duke-energy.com

Henry C. Campen, Jr., Esq.

Parker Poe

Wachovia Capitol Center

150 Fayetteville Street Mall Suite 1400

P.O. Box 389

Raleigh, NC 27602-0389

henrycampen@parkerpoe.com

Counsel for DukeNet

SouthEast Telephone, Inc.

Liz Thacker

SouthEast Telephone, Inc.

106 Power Drive

Pikeville, KY 41502-1001

Liz.thacker@setel.com

Jonathon N. Amlung

1000 Republic Building

429 W. Muhammad Ali Blvd.

Louisville, KY 40202-2347

Jonathon@amlung.com

Counsel for SouthEast Telephone

e-Tel

Renee Hayden

601 Broadway, Suite B

Paducah, KY 42001

renee@e-tel-llc.com

Big River Telephone Company, LLC

kyreg@bigrivertelephone.com

Attorney General

Dennis Howard

Assistant Attorney General

1024 Capital Center Drive, Suite 200

Frankfort, KY 40601-8204

dennis.howard@ag.ky.gov

Aero Communications, LLC

Kristopher E. Twomey

LOKT Consulting

1519 E. 14th Street, Suite A

San Leandro, CA 94577

kris@lokt.net

Todd Heinrich

1301 Broadway, Suite 100

Paducah, KY 42001

todd@hcis.net

Ganoco, Inc. dba American Dial Tone

Larry Wright

2323 Curlew Road, Suite 7C

Dunedin, FL 34698

lwright@americandialtone.com

AmeriMex Communications Corp.

Glenn S. Richards

Shaw Pittman LLP

2300 N Street, NW

Washington, DC 20037

glenn.richards@shawpittman.com

Counsel for AmeriMex

Communications Corp.

PowerNet Global Communications

Eric J. Branfman

Robin F. Cohn

Swidler Berlin LLP

The Washington Harbor

3000 K Street, N.W., Suite 300

Washington, DC 20007-5116

ejbranfman@swidlaw.com

rfcohn@swidlaw.com

Counsel for PNG

Navigator Telecommunications, LLC

Michael McAlister

8525 Riverwood Park Drive

P. O. Box 13860

North Little Rock, AR 72113-0860

mike@navtel.com

565357