

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION FOR APPROVAL ) CASE NO. 2006-00136  
OF THE INDIRECT TRANSFER OF )  
CONTROL RELATING TO THE MERGER )  
OF AT&T, INC. AND BELLSOUTH )  
CORPORATION )

**NUVOX COMMUNICATIONS, INC.'S AND  
DIECA COMMUNICATIONS, INC.  
D/B/A COVAD COMMUNICATIONS COMPANY'S  
MOTION FOR AN ENLARGEMENT OF TIME TO  
FILE DATA REQUESTS TO THE JOINT APPLICANTS**

NuVox Communications, Inc. ("NuVox") and DIECA Communications, Inc. d/b/a Covad Communications Company ("Covad") (with NuVox and Covad being referred to herein as the "Movants"), by counsel, hereby submit their Motion for an Enlargement of Time to File Data Requests to the Joint Applicants.<sup>1</sup> In support of their Motion to the Kentucky Public Service Commission (the "Commission"), the Movants state as follows:

1. On March 31, 2006, the Joint Applicants filed with this Commission for Approval of Indirect Transfer of Control Relating to the Merger of AT&T, Inc. and BellSouth Corporation.
2. On April 12, 2006, this Commission issued its first Order (the "Order") in the docket which, among other things, established a procedural schedule for the matter. Pursuant to ¶ 4 of the Commission's Order, "[t]he initial data request shall be filed by April 21, 2006, with responses by Applicants due no later than May 4, 2006."

3. Soon after this docket was established, Movants contacted their usual Kentucky counsel regarding representation in the matter. Subsequently, both Movants were informed that such counsel could not represent them in the matter because of certain conflicts with other clients. Movants then diligently sought alternative Kentucky counsel to represent them in the docket.

4. Middleton Reutlinger and the undersigned were first contacted by Movants on Friday, April 21, 2006 regarding possible representation. Conflicts were immediately cleared and Motions for Full Intervention for both Movants were prepared and are filed contemporaneously herewith.

5. Obviously, by the time Movants were able to retain Kentucky counsel, the Commission's initial deadline for the filing of Data Requests to the Joint Applicants had passed, necessitating the filing of this Motion.

6. In light of Movants' diligent efforts to retain Kentucky counsel for intervention into this docket, and the fact that the public hearing on the matter is not scheduled until June 7, 2006, Movants hereby request a reasonable extension of the deadline for filing of initial Data Requests to the Joint Applicants until Monday, May 1, 2006. In conjunction, Joint Applicants' response time to any Data Requests filed by the Movants should be extended until Thursday, May 11, 2006.

Submitted to and filed with the Kentucky Public Service Commission this 24th day of April, 2006.

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<sup>1</sup>The "Joint Applicants" in this docket include BellSouth Corporation and AT&T, Inc.

Respectfully submitted,

/s/ Henry S. Alford

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CERTIFICATE OF SERVICE

Counsel for Movants, NuVox Communications, Inc. and DIECA Communications, Inc. d/b/a Covad Communications Company, hereby certifies that a true and accurate electronic copy of this filing was transferred to the Commission via the Electronic Filing Center this 24th day of April, 2006 and filed in hardcopy document form with the Commission also on the 24th day of April, 2006. Further, consistent with the Commission's Order of April 12, 2006, notice of the filing of this Motion was served via electronic mail on all 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>.

/s/ Henry S. Alford

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