

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF:

**APPLICATION OF COMPETITIVE CARRIERS OF)
THE SOUTH, INC. FOR A DECLARATORY ORDER)
AFFIRMING THAT THE INTERCONNECTION)
REGIMES UNDER KRS 278.530 AND 47 U.S.C. § 251)
ARE TECHNOLOGICALLY NEUTRAL)**

**CASE NO.
2015-00283**

MOTION TO SUBSTITUTE PARTY

Comes now the Competitive Carriers of the South, Inc., (“CompSouth”) and Windstream Communications, Inc. (“Windstream”), by counsel, and hereby move the Kentucky Public Service Commission (“Commission”) to allow Windstream to substitute for CompSouth as a party in this matter. As grounds for the motion CompSouth and Windstream state as follows:

On August 14, 2015 CompSouth filed an Application for a Declaratory Order in this matter. The following CompSouth members were listed as participating members in the Application: XO Communications, LLC; EarthLink Business, LLC; Birch Communications, Inc.; Level 3 Communications, LLC; and Windstream. Throughout the course of this proceeding, all of the participating members listed, except for Windstream, have withdrawn as participating members. On August 29, 2016 CompSouth filed a notice that XO Communications, LLC was withdrawing as a participating member for this proceeding due to the expense of participating and EarthLink Business, LLC was no longer a CompSouth member due to an acquisition. Since the filing of CompSouth’s brief in this matter, Birch Communications Inc., has also ceased being a member of CompSouth and Level 3 Communications, LLC, due to another acquisition, has also ceased being a member of CompSouth. CompSouth filed a motion with the Commission on October 31, 2017

requesting that an Order be entered in this matter prior to December 31, 2017. CompSouth will be formally dissolved on December 31, 2017 and will no longer be able to participate in this proceeding. Therefore, Windstream, as the only remaining participating member of CompSouth, moves to be substituted as the party of interest in this matter since an Order has not been entered by the Commission. Windstream still has a viable interest in this proceeding which is identical to the interest asserted by CompSouth.

WHEREFORE, on the basis of the foregoing, CompSouth and Windstream respectfully requests that the Commission grant the motion and allow Windstream to substitute for CompSouth as the party of interest in this matter.

This 27th day of December, 2017.

Respectfully submitted,



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CERTIFICATE OF SERVICE

This is to certify that foregoing electronic filing is a true and accurate copy of the document being filed in paper medium; that the electronic filing was transmitted to the Commission on December 27, 2017; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and that a copy of the filing in paper medium is being hand delivered to the Commission on this the 27th day of December.

David Sanford by MCB

Counsel for Competitive Carriers of the South, Inc.