

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

In the Matter of:

AN INQUIRY INTO THE STATE)	CASE NO.
UNIVERSAL SERVICE FUND)	2016-00059

**MOTION FOR LEAVE TO FILE MOTION TO WITHDRAW AND REQUEST FOR
EXTENSION OF TIME OF TOTAL CALL MOBILE, INC.**

Total Call Mobile, Inc. (“Total Call”), respectfully requests leave to file a Motion to Withdraw from this case. Because Total Call is not currently eligible to receive Kentucky Universal Service Funds, Total Call has determined that its limited involvement in this case is unnecessary. Allowing Total Call to withdraw will not harm or prejudice any party. To the contrary, allowing Total Call to withdraw will enable the Commission and the other parties to focus on the testimony and positions of those parties that receive both federal and state funds. Further support for this motion is provided in the attached memorandum in support.

Respectfully submitted,

/s/ Nicholas J. Pieczonka

Nicholas J. Pieczonka (94130)

Counsel of Record

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Counsel for Total Call Mobile, Inc.

MEMORANDUM IN SUPPORT

The Commission initiated this investigation on February 1, 2016. In the Order establishing this investigation, the Commission noted that some carriers may not be interested in proceeding and indicated that it would allow certain parties to withdraw from the case. The Commission stated that each carrier that is not an ETC in Kentucky receiving both federal USF and state USF support could potentially withdraw from the proceeding if the party filed a motion to withdraw by February 26, 2016. Total Call is an ETC that receives federal USF, but does not receive state support funds. However, Total Call did not seek withdrawal from this proceeding by the February 26, 2016 deadline.

While Total Call believes in the importance of this investigation, Total Call's participation in this proceeding has been limited, and its contribution to this proceeding would be minimal going forward because Total Call is not receiving state funds. As such, Total Call respectfully requests leave to file its Motion to Withdraw. Allowing Total Call to withdraw from this proceeding is appropriate because it will not negatively impact the Commission's investigation. Total Call's withdrawal would potentially benefit the Commission because it will allow the Commission to focus on the testimony and comments of the parties that have the most experience with the KUSF. Finally, no party will be prejudiced if Total Call is allowed to withdraw.

Based on the foregoing, Total Call respectfully requests that the Commission grant this Motion for Leave to file its Motion to Withdraw. A copy of Total Call's Motion to Withdraw is attached as Attachment A.

[SIGNATURE ON THE FOLLOWING PAGE]

Respectfully submitted,

/s/ Nicholas J. Pieczonka

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**CERTIFICATE OF SERVICE AND ACKNOWLEDGEMENT
OF ELECTRONIC FILING PROCEDURES**

In accordance with 807 KAR 5:001, Section 8, I certify that the April 27, 2016 electronic filing of this Motion for Leave is a true and accurate copy of the same document being filed in paper medium; that the electronic filing was transmitted to the Commission on April 27, 2016; that there are currently no parties that the Commission has executed from participation by electronic means in this proceeding; and that an original paper medium of this Motion will be mailed to the Commission by first class United States mail, postage prepaid, on April 27, 2016.

I further certify that I am the authorized agent for the entity filing this Motion and possess the facilities to receive electronic transmissions.

/s/ Nicholas J. Pieczonka

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**MOTION TO WITHDRAW AND
REQUEST FOR EXTENSION OF TIME OF TOTAL CALL MOBILE, INC.**

Total Call Mobile, Inc. (“Total Call”), respectfully requests to withdraw from this case. Because Total Call is not currently eligible to receive state Universal Service Funds, Total Call has determined that its limited involvement in this case is unnecessary. Allowing Total Call to withdraw will not harm or prejudice any party. To the contrary, allowing Total Call to withdraw will allow the Commission and the other parties to focus on the testimony and positions of those parties that receive both federal and state funds. In the event the Commission does not allow Total Call to withdraw from this case, Total Call requests a ten day extension of time to respond to the Commission’s Staff’s data requests otherwise due on April 27, 2016. Further support for this motion is provided in the attached memorandum in support.

[SIGNATURE ON THE FOLLOWING PAGE]

ATTACHMENT A

Respectfully submitted,

/s/ Nicholas J. Pieczonka

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