## COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

An Inquiry Into the State Universal	) Case No. 2016-00059
Service Fund	)

#### MOTION TO WITHDRAW

EarthLink Business, LLC, DeltaCom, LLC d/b/a EarthLink Business, CTC Communications

Corp. d/b/a EarthLink Business I and Business Telecom, LLC d/b/a EarthLink Business IV (collectively

"EarthLink Business") move to withdraw from the above-referenced case. In its Order dated February 1,

2016, the Commission made each local exchange carrier, commercial mobile radio service provider, and
every eligible telecommunications carrier ("ETC") in Kentucky a party to this proceeding. Order, p.1. The

Commission also gave any party that is not an ETC in Kentucky receiving both federal USF and state
support the opportunity to file a written request setting forth the reasons why withdrawal as a party is
appropriate. Order, p.6.

## **ETC Status**

EarthLink Business is not an ETC in Kentucky receiving both federal USF and state support, so it meets the threshold for being permitted to set forth the reasons why withdrawal is appropriate.

#### Reasons Why Withdrawal as a Party is Appropriate

As already noted, EarthLink Business does not receive state support. EarthLink Business has no direct interest in the level of state support provided to ETCs that do receive subsidies. The Company passes any applicable state surcharge on to its customers via their bills. EarthLink Business has a low level of interest in the universal service surcharge changes proposed. After reviewing the Order and considering the likely economic impact of this proceeding on EarthLink Business's operations, EarthLink Business has determined that it is not in its interest to participate at this time. EarthLink Business therefore moves to withdraw.

# Conclusion

For the reasons stated above, EarthLink Business requests that it be permitted to withdraw from further participation in this proceeding.

Respectfully submitted,

**EarthLink Business** 

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