



Steven L. Beshear
Governor

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Secretary
Energy and Environment Cabinet

Commonwealth of Kentucky
Public Service Commission
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David L. Armstrong
Chairman

James W. Gardner
Vice Chairman

Charles R. Borders
Commissioner

August 19, 2010

Mary K. Keyer
AT&T Kentucky
601 W. Chestnut Street
Room 407
Louisville, KY 40203

Christopher Bunce
Birch Telecom of the South, Inc.
2300 Main St., Suite 600
Kansas City, MO 64108

Re: Interconnection Agreement Negotiated by AT&T Kentucky and
Birch Telecom of the South, Inc.
PSC Reference No. 00036

Sir/Madam:

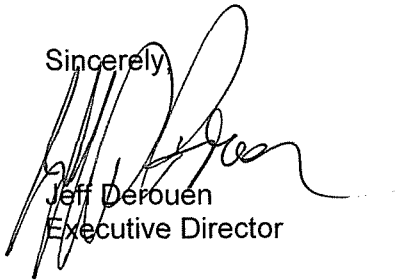
This is to notify you that Commission Staff has completed its review of your agreement submitted on July 19, 2010, and has concluded that it is in compliance with federal and state law and with previous Commission orders. Accordingly, it is unnecessary for Staff to refer this matter for formal Commission action. The agreement will be maintained in this office and, pursuant to 47 U.S.C. 252, shall be effective on October 17, 2010.

The parties to this agreement are hereby notified that one or more of the issues addressed in the interconnection agreement were addressed in a final order by the U.S. District Court for the Eastern District of Kentucky in Case No. 08-cv-00007 (BellSouth Telecommunications v. Kentucky Public Service Commission). The parties should also note that a portion of the District Court's Order is currently on appeal before the U.S. Court of Appeals for the Sixth Circuit in Case Nos. 10-5310 and 10-5311 (BellSouth Telecommunications v. Kentucky Public Service Commission).

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If you have questions regarding this matter, please do not hesitate to contact Jim Stevens at (502) 564-3940, Extension 238.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Derouen", written over the printed name and title.

Jeff Derouen
Executive Director

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