

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

INVESTIGATION OF THE FAILURE)	ADMINISTRATIVE
OF CERTAIN UTILITIES TO FILE)	CASE NO. 2008-00437
REQUIRED REPORTS)	

O R D E R

The Commission hereby serves notice upon the utilities whose names and last-known addresses appear in Appendix A hereto that they shall, within 30 days of the date of this Order, show cause why their authority to operate in this Commonwealth should not be revoked for failure to comply with KRS 278.140.

KRS 278.140 requires each utility to file, on or before March 31 of each year, a report of its gross earnings or receipts derived from intrastate business for the preceding calendar year and, if applicable, an annual report. Based upon these reports, the Commission, pursuant to KRS 278.150, certifies to the Revenue Cabinet and the Finance and Administration Cabinet the intrastate revenue so collected. The Revenue Cabinet, pursuant to KRS 278.130 and for the purpose of maintaining the Commission, then assesses each utility in proportion to its receipts from intrastate business for the preceding calendar year. KRS 278.990 provides penalties for utilities that fail to file the required reports or to pay an assessment as provided in KRS 278.130 to 278.150.

The utilities listed in Appendix A to this Order have failed to submit either their reports of gross earnings, their annual reports, or both for 2007. Accordingly, it appears that they are subject to the penalties enumerated in KRS 278.990.

Based on the foregoing, the Commission concludes that the public interest would be served best by sending this Order, by certified mail, to the regulatory contact person submitted pursuant to 807 KAR 5:003 by each of the utilities listed in Appendix A, putting each utility on notice that it must show cause to this Commission within 30 days from the date of this Order why it should not be subject to the penalties prescribed in KRS 278.990 for failure to comply with the statutes cited herein. In the absence of such showing and without further Commission Order, each utility's authorization to provide service in Kentucky will be revoked, its tariff will be removed from the Commission's files, and its name will be stricken from the Commission's list of active utilities. At that time, any customer the utility currently serves will be notified by the utility that it no longer provides service in Kentucky and that the customer must obtain service from another utility.

Should any utility whose tariff is stricken under the terms of this Order later wish to file a tariff to provide service in this Commonwealth, the penalties for its failure to comply with KRS 278.140, together with accrued interest at the statutory rate of 6 percent per annum, must be paid prior to the reinstatement of service.

IT IS THEREFORE ORDERED that:

1. Within 30 days of the date of this Order, each utility listed in Appendix A, attached hereto and incorporated herein, shall show cause why it should not be assessed penalties for failure to file a gross earnings report for 2007 and, if applicable, an annual report.
2. In the absence of such showing, and without further Order, each utility's authorization to provide service shall be revoked, its tariff shall be removed from the

Commission's files, and its name shall be stricken from the Commission's list of active utilities.

Done at Frankfort, Kentucky, this 12th day of November, 2008.

By the Commission

ATTEST:



Stephanie Jumbo
Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY
PUBLIC SERVICE COMMISSION IN
ADMINISTRATIVE CASE NO. 2008-00437 DATED NOVEMBER 12, 2008

Airnex Communications, Inc.
ID: 5145000 (LD)
(Delinquent 2007 Gross Report)

3100 Cumberland Blvd SE
Suite 900
Atlanta, GA 30339-5930

Appalachian Waste Control
ID: 36850 (Sewer Company)
(Delinquent 2007 Annual & Gross Reports)

Squire Williams III
Temporary Receiver
P. O. Box 676
Frankfort, KY 40602

Big Valley Sanitation, Inc.
ID: 9001100 (Sewer Company)
(Delinquent Numerous Annual &
Gross Reports)

John L Ford
President
303 Overdale Drive
Louisville, KY 40229

**BLC Management LLC dba Angles
Communication Solutions**
ID: 5054430 (CLEC)
ID: 22205443 (LD)
(Delinquent 2007 Gross Report)

Ryan Wilson
Financial Manager
11121 Highway 70, Suite 201
Arlington, TN 38002-9754

Call Processing, Inc.
ID: 5156300 (LD)
(Delinquent 2007 Gross Report)

Charles J Stimson
President
901 E. 18th Street
Plano, TX 75074

CAT Communications International, Inc.
ID: 22205059 (LD)
(Delinquent 2007 Gross Report)

Debra Waller
Regulatory Assistant
P. O. Box 11845
Roanoke, VA 24017-0335

County of Boone, Kentucky
ID: 7001100 (Water District)
(Delinquent 2007 Annual Report)

Lisa Buerkley
Treasurer
P. O. Box 960
Burlington, KY 41005

Dialtone & More, Inc.
ID: 5012300 (CLEC)
(Delinquent 2007 Gross Report)

Kim Smith
Vice President
6784 West Broad Street
Douglasville, GA 30134

Epixtar Communications Corp.
ID: 5166400 (LD)
(Delinquent 2007 Gross Report)

William D Rhodes
President
11900 Biscayne Blvd
Suite 700
Miami, FL 33181

FreedomStarr Communications, Inc.
dba Planet Earth Communications and
dba iPhonebill.com
ID: 5150400 (LD)
(Delinquent 2007 Gross Report)

Gary Hickox
Regulatory
8383 Wilshire Blvd, Suite 333
Beverly Hills, CA 90211-2415

Dial-Around Telecom, Inc.
ID: 5170900 (LD)
(Delinquent 2007 Gross Report)

Mark J Angell
Secretary & General Counsel
1075 Rosewood Drive
Grapevine, TX 76051

Epicus Communications Group
ID: 5055070 (CLEC)
ID: 22205507 (LD)
(Delinquent 2007 Gross Report)

Tammy Osborne-Habyan
Human Resource Supervisor
610 Crescent Executive Court
Suite 300
Lake Mary, FL 32746

Estill County Water District #1
ID: 21500 (Water District)
ID: 22221500 (Sewer Company)
(Delinquent 2007 Annual Report)

Audrea Miller
Office Manager
76 Cedar Grove Road
Irvine, KY 40336

Gates Communications, Inc.
ID: 5158200 (LD)
(Delinquent 2007 Gross Report)

Gates Communications, Inc.
3100 Cumberland Blvd SE
Suite 900
Atlanta, GA 30339-5930

Green Hills Water District
ID: 22100 (Water District)
(Delinquent 2007 Annual Report)

Alfred Witt
Chairman
P. O. Box 116
Bledsoe, KY 40810

Level 3 Communications, LLC
ID: 22250094 (LD)
(Delinquent 2007 Gross Report)

William P Hunt III, Esquire
Vice President & Regulatory Counsel
1025 Eldorado Boulevard
Broomfield, CO 80021

**Nations Broadband, Inc. dba Nations
Tel and MTS/Communicall**
ID: 5126300 (LD)
(Delinquent 2007 Gross Report)

Steven Green, Esq.
Vice President, Regulatory
13455 Noel Road
Suite 1000
Dallas, TX 75240

Oldham Woods Sanitation, Inc.
ID: 48250 (Sewer Company)
(Delinquent Numerous Annual &
Gross Reports)

Georgann Martin
Owner
P. O. Box 23226
Anchorage, KY 40223

Ledbetter Water and Sewer District
ID: 24200 (Water District)
ID: 22224200 (Sewer Company)
(Delinquent 2007 Annual Report)

Billy Downs
District Manager
P. O. Box 123
Ledbetter, KY 42058

Lewis Sanitation Company, Inc.
ID: 46100 (Sewer Company)
(Delinquent 2007 Annual Report)

John Lewis
President
771 Sargent Drive
P. O. Box 22988
Owensboro, KY 42304

NationsLine Kentucky, Inc.
ID: 5054800 (CLEC)
(Delinquent 2007 Gross Report)

Stephen Athanson
General Counsel
P. O. Box 11845
Roanoke, VA 24022-1845

Phonetec PCS, LLC
ID: 4201900 (Cellular)
(Delinquent 2007 Gross Report)

John Lowery
Manager
P. O. Box 9190
Midland, TX 79708

PT-1 Communications, Inc.
ID: 5123200 (LD)
(Delinquent 2007 Gross Report)

PT-1 Communications, Inc.
3100 Cumberland Blvd SE
Suite 900
Atlanta, GA 30339-5930

StarVox Communications, Inc.
ID: 5056050 (CLEC)
ID: 5176700 (LD)
(Delinquent 2007 Gross Report)

Catherine M Hannan
The CommLaw Group
1483 Chain Bridge Road, Suite 301
McLean, VA 22101

Tel-Tech Communications
ID: 5056000 (CLEC)
(Delinquent 2007 Gross Report)

Robert Morgan
President/General Manager
3400 Lower McIntosh Road
P. O. Box 242
Stinnett, KY 40868

Urtelecom, LLC
ID: 5055990 (CLEC)
(Delinquent 2007 Gross Report)

Wendell McCarty
Manager
310 Deer Run
Oneonta, AL 35121

R2C Communications, Inc.
ID: 5169200 (LD)
(Delinquent 2007 Gross Report)

Dennis E Bay
President/CEO
9532 Mission Road #25
Overland Park, KS 66206

Telmex USA, L.L.C.
ID: 5172400 (LD)
(Delinquent 2007 Gross Report)

Bobbi Ferguson
Consultant
PMB 253
1130 University Blvd, Suite B9
Tuscaloosa, AL 35401-0328

Total Telephone Concepts, Inc.
ID: 5169000 (LD)
(Delinquent 2007 Gross Report)

Andrew Farmer
Vice President
6 Fairway Drive
Lake Charles, LA 70605

Wherify Wireless, Inc.
ID: 4102700 (Cellular)
(Delinquent 2007 Gross Report)

Jerry Parrick
President
63 Bovet Road
San Mateo, CA 94402

Willow Pointe Sanitation

ID: 9001500 (Sewer Company)
(Delinquent 2007 Annual Report)

Jerry Deatherage
2135 Chamber Center Drive
Ft. Mitchell, KY 41017

Winstar Communications, LLC

ID: 22251210 (CLEC)
ID: 5121000 (LD)
(Delinquent 2007 Gross Report)

Kimberly Bradley
Senior Director, Regulatory Affairs
P. O. Box 7153
McLean, VA 22106

Ztar Mobile, Inc.

ID: 4102000 (Cellular)
(Delinquent 2007 Gross Report)

Cymun Horner
Regulatory
951 N. Walnut Creek Drive
Suite C
Mansfield, TX 76063

WinSonic Digital Media Group, Ltd.

ID: 5055560 (CLEC)
ID: 5175700 (LD)
(Delinquent 2007 Gross Report)

Beverly Jackson
Director of Regulatory Affairs
101 Marietta Street NW
Centennial Tower, Suite 2600
Atlanta, GA 30303

Woodland Acres Sanitation, Inc.

ID: 56900 (Sewer Company)
(Delinquent Numerous Annual &
Gross Reports)

John L Ford
President
303 Overdale Drive
Louisville, KY 40229