

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

INVESTIGATION OF LIFECONNEX TELECOM,)
LLC FOR CONTINUATION AS AN ELIGIBLE) CASE NO.
TELECOMMUNICATIONS CARRIER IN THE) 2011-00045
COMMONWEALTH OF KENTUCKY)

O R D E R

On January 6, 2009, Swiftel, LLC (“Swiftel”), a competitive local exchange carrier, was granted designation as an Eligible Telecommunications Carrier (“ETC”) under 47 U.S.C. § 214(e)(2) to receive federal universal service support for service offered throughout its service area in the state of Kentucky.¹ Swiftel requested ETC designation in the service territory of BellSouth Telecommunications, Inc. d/b/a AT&T Kentucky (“AT&T Kentucky”).² Swiftel was only eligible to receive low-income support and not high-cost support.³ On June 19, 2009, Swiftel notified the Commission that it was changing its name to Lifeconnex Telecom, LLC (hereafter, the company formerly known as Swiftel shall be referred to as “Lifeconnex”).

On January 19, 2011, the Commission received notice from AT&T Kentucky that the interconnection agreement between itself and Lifeconnex Telecom, LLC was

¹ Case No. 2008-00356, Petition of Swiftel, LLC for Designation as an Eligible Telecommunications Carrier in the Commonwealth of Kentucky (Ky. PSC Jan. 6, 2009).

² Id. at 6.

³ Id.

terminated effective December 7, 2010. The notice is attached as Appendix A to this Order. The Commission has not received any correspondence from Lifeconnex of its intentions on a going-forward basis.

Based on Lifeconnex's petition for ETC status, the Commission notes that Lifeconnex relied on the facilities of AT&T Kentucky to provide service and did not have any facilities in place in the state of Kentucky. Therefore, it appears that Lifeconnex no longer has any means of providing service to customers or fulfilling its obligations as an ETC. As a result, the Commission now seeks information from Lifeconnex to determine if Lifeconnex is still eligible to be designated as an ETC and if Lifeconnex is still a communications provider in Kentucky.

Based upon the above, the Commission finds that a proceeding should be initiated to determine whether Lifeconnex continues to meet the requirements of an ETC and if Lifeconnex is continuing to provide service in Kentucky.

IT IS THEREFORE ORDERED that:

1. This proceeding is initiated to determine whether Lifeconnex continues to meet the requirements of an ETC and if Lifeconnex is continuing to provide service in Kentucky.
2. Lifeconnex shall file with the Commission the original and five copies of the information requested in Appendix B to this Order within 20 days of the date of the Order.
3. a. Responses to requests for information shall be appropriately bound, tabbed and indexed and shall include the name of the witness responsible for

responding to the questions related to the information provided, with copies to all parties of record and five copies to the Commission.

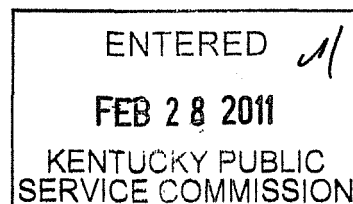
b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information and belief formed after a reasonable inquiry.

c. A party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

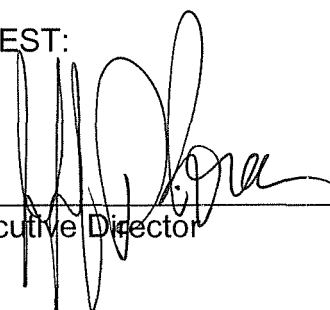
d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

4. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

By the Commission



ATTEST:



Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2011-00045 DATED FEB 28 2011



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January 18, 2011

Mr. Jeff Derouen
Executive Director
Public Service Commission
211 Sower Boulevard
P. O. Box 615
Frankfort, KY 40602

RECEIVED

JAN 19 2011

**PUBLIC SERVICE
COMMISSION**

Re: Termination of Agreement

Dear Mr. Derouen:

This is to inform the Commission that the following Agreement with BellSouth Telecommunications, Inc., d/b/a AT&T Kentucky, has been terminated:

Lifeconnex Telecom, LLC, effective December 7, 2010

Please pull down the terminated Agreement from the Commission's website. Should you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink that reads "Mary Keyer".

Mary K. Keyer

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APPENDIX B

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2011-00045 DATED FEB 28 2011

1. Explain the reasons for the cancellation of the interconnection agreement between Lifeconnex and AT&T Kentucky.
2. Provide the number of customers Lifeconnex is currently serving in Kentucky and the method by which it is providing service to those customers.
3. If Lifeconnex is serving any customers in Kentucky, are any of those customers Lifeline customers?
4. If Lifeconnex is serving any Lifeline customers in Kentucky, explain the method by which it is providing service to those Lifeline customers.
5. Lifeconnex shall also explain to the Commission whether it intends to continue to be an ETC and how it will fulfill those duties on a going-forward basis.
6. Lifeconnex shall explain to the Commission whether it intends to continue to be a communications provider in Kentucky and how it will provide service on a going-forward basis.

