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September 2, 2014

RECEIVED

Mr. Jeffrey DeRouen
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40601

SEP 02 2014

PUBLIC SERVICE
COMMISSION

RE: ADM Case No. 381--Birch Communications of Kentucky's Affidavit Pursuant to 47 C.F.R. § 54.314

Dear Mr. DeRouen:

Pursuant to the instructions from Jim Stevens of the Commission staff, enclosed is the referenced affidavit for Birch Communications of Kentucky, LLC ("Birch"), to enable the Commission to prepare its FCC filing to comply with 47 C.F.R. § 54.314(c). This affidavit is also intended to satisfy the annual certification requirement of Administrative Case No. 381.

The Commission certified Birch as an Eligible Telecommunications Carrier in 2013.¹ If there are any questions concerning this affidavit please contact Tara Jackson at Birch. Her email address is tara.jackson@birch.com.

Please return a copy of this letter marked as filed. Thank you.

Respectfully submitted,

Douglas F. Brent
Counsel to Birch

cc: Angela Collins (via email)
Angela Hoke (via email)

¹ In the Matter of Birch Communications of Kentucky, LLC Request for Transfer of ETC Designation of SE Acquisitions, LLC, Order, Case No. 2013-00296 (August 12, 2013).

AFFIDAVIT

Comes Affiant, Christopher Bunce, and after first being duly sworn, states as follows:

1. My name is Christopher Bunce, and I am Senior Vice President and General Counsel of Birch Communications of Kentucky, LLC ("Birch") Birch is a subsidiary of Birch Communications, Inc. ("BCI").
2. On September 27, 2013, BCI and Lightyear Network Solutions, LLC ("Lightyear") entered into an Asset Purchase Agreement ("Agreement") pursuant to which BCI purchased certain assets and customers of Lightyear and its subsidiary SE Acquisitions, LLC d/b/a Lightyear Network Solutions of Kentucky ("SEA") including certain customer accounts and receivables, certain customer agreements and contracts, certain vendor agreements and contracts, certain equipment, and certain intellectual property.
2. SEA was designated as an eligible telecommunications carrier by the Kentucky Public Service Commission (the "Commission") in PSC Case No. 2010-00340 dated September 27, 2010. Subsequently, this designation was transferred to Birch by Order of the Commission in PSC Case No. 2013-00296 dated August 12, 2013.
3. I certify that, to the best of my knowledge and belief, any support received by Birch will be used for the provision, maintenance and upgrading of facilities and services for which the support is intended, consistent with Section 254(e) of the Federal Telecommunications Act and 47 CFR § 54.314.

[continued on next page]

4. The matters addressed above are within my personal knowledge and are true and correct.

Christy Lee

[STATE] MISSOURI)
)SS
[COUNTY] JACKSON)



Subscribed and sworn to before me by, this 29 day of August, 2014.

My commission expires 6-9-18.

Angela Hoke
NOTARY PUBLIC