

BEFORE THE COMMONWEALTH OF KENTUCKY  
PUBLIC SERVICE COMMISSION

RECEIVED  
SEP 14 2000  
PUBLIC SERVICE  
COMMISSION

IN THE MATTER OF THE APPLICATION )  
OF IC FIBER KENTUCKY LLC'S APPROVAL )  
OF PRO FORMA NAME CHANGE )

Docket No. \_\_\_\_\_

05050890  
22250589

APPLICATION AND APPROVAL OF NAME CHANGE

Application is hereby made to the Commonwealth of Kentucky Public Service Commission ("Commission") for approval of IC Fiber Kentucky LLC's ("IC Fiber") pro forma name change to 360networks Kentucky LLC ("360networks"). In support of its Application, the following information is provided:

1. **Corporate Organization**

IC Fiber is a corporation duly organized under the laws of the State of Delaware.

2. **Amended and Restated Certificate of Formation**

360networks' Amended and Restated Certificate of Formation is attached as **Exhibit A.**

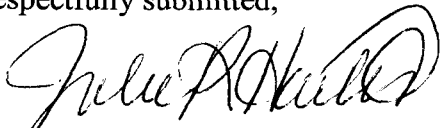
3. **Tariff**

360networks' Tariff is attached as **Exhibit B.**

4. **Conclusion**

In light of the foregoing, IC Fiber respectfully requests the Commission to enter an order granting approval of its pro forma name change to 360networks Kentucky LLC.

Respectfully submitted,



Julie R. Hawkins  
Assistant General Counsel

Enclosure

**EXHIBIT A**

**AMENDED AND RESTATED CERTIFICATE OF FORMATION  
OF  
IC FIBER KENTUCKY LLC**

This Amended and Restated Certificate of Formation of IC Fiber Kentucky LLC (the "Company"), dated as of August 31, 2000, has been duly executed and is being filed by 360networks LLC, as an authorized person, in accordance with the provisions of 6 Del. C. §18-208, to amend and restate the original Certificate of Formation of the Company which was filed on May 18, 1999, with the Secretary of State of the State of Delaware (the "Certificate"), to form a limited liability company under the Delaware Limited Liability Company Act (6 Del. C. §18-101, et seq.).

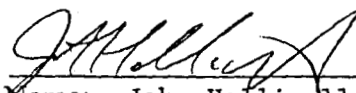
The Certificate is hereby amended and restated in its entirety to read as follows:

1. Name. The name of the limited liability company formed and continued hereby is 360networks Kentucky LLC.
2. Registered Office. The address of the registered office of the Company in the State of Delaware is c/o The Corporation Trust Company, Corporation Trust Center, 1209 Orange Street, Wilmington, New Castle County, Delaware 19801.
3. Registered Agent. The name and address of the registered agent for service of process on the Company in the State of Delaware are The Corporation Trust Company, Corporation Trust Center, 1209 Orange Street, Wilmington, New Castle County, Delaware 19801.

IN WITNESS WHEREOF, the undersigned has executed this Amended and Restated Certificate of Formation as of the date first-above written.

360networks LLC,  
authorized person

By: \_\_\_\_\_

  
Name: John Helliwell  
Title: Manager

**EXHIBIT B**

INTEREXCHANGE TELECOMMUNICATIONS SERVICE

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**TITLE SHEET**

**360NETWORKS KENTUCKY LLC**  
**143 Union Blvd., Suite 300**  
**Lakewood, Colorado 80228**

**TELECOMMUNICATIONS TARIFF**

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of Telecommunications Services by 360networks Kentucky LLC, with principal offices at 143 Union Blvd., Suite 300, Lakewood, Colorado 80228. This tariff applies to services furnished within the Commonwealth of Kentucky. This tariff is on file with the Kentucky Public Service Commission and copies may be inspected, during normal business hours, at the company's principal place of business.

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Effective Date:

Issue Date:

David Love  
Senior Vice President  
360networks Kentucky LLC  
143 Union Blvd., Suite 300  
Lakewood, Colorado 80228

INTEREXCHANGE TELECOMMUNICATIONS SERVICE

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CHECK SHEET

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