

Suite 800 1919 Pennsylvania Avenue NW Washington, DC 20006-3401

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# RECEIVED

FEB 2 3 2018

PUBLIC SERVICE COMMISSION

### VIA OVERNIGHT MAIL

February 22, 2018

Gwen R. Pinson, Esq.
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40602

RE: Supplement to ALEC, LLC Notice of Discontinuance

Dear Ms. Pinson:

ALEC, LLC ("ALEC"), through undersigned counsel, hereby supplements its Notice of Discontinuance ("Notice") filed with the Commission on February 5, 2018. In the Notice, ALEC proposes to cease providing telecommunications services in Kentucky on or after March 31, 2018, and notes that it only has one customer in the State of Kentucky, an affiliate, Momentum Telecom Inc ("Momentum"). On February 6, 2018, ALEC provided Momentum with the enclosed notice that states that ALEC will terminate its provision of telecommunications services. ALEC supplements the Notice with the enclosed termination notice served on Momentum.

Enclosed please also a find a supplemental filing made by ALEC with the Federal Communications Commission to complete ALEC's Section 63.71 Application for Discontinuance. The supplemental filing provides the FCC with ALEC's customer notice letter that states that service will be discontinued.

Questions or inquiries regarding this Supplement may be directed to the undersigned. An extra copy of this cover letter is enclosed for stamp and return purposes. Please date-stamp and return in the self-addressed envelope included with this filing.

<sup>&</sup>lt;sup>1</sup> Letter from Michael C. Sloan, Counsel, ALEC, LLC, to Gwen Pinson, Executive Director, Kentucky Public Service Commission, *ALEC, LLC Notice of Discontinuance*, (filed on Feb. 5, 2018).

Respectfully submitted,

/s/ Christopher A. Cook

Christopher A. Cook Counsel to ALEC, LLC

Encls.

#### **ALEC LLC**

February 6, 2018

#### HAND DELIVERED

Todd Zittrouer Momentum Telecom, Inc. 880 Montclair Road, Suite 400 Birmingham, AL 35213

Dear Todd:

This is an important notice that affects the access and local termination telecommunications services that you receive from ALEC, LLC ("ALEC") in one or more of the following states: Alabama, Arkansas, Florida, Georgia, Idaho, Illinois, Kentucky, Louisiana, Mississippi, Nevada, North Carolina, Ohio, South Carolina, Tennessee, Texas, and Wisconsin.

I regret to inform you ALEC is planning to discontinue all of its service offerings effective March 30, 2018. As a result, you will have to choose a new provider (or providers) for these services.

This discontinuance is subject to approval by the Federal Communications Commission (FCC) and, in some cases, the state public utility commission in which service is provided. The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the § 63.71 Application of ALEC, LLC. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

If you have any questions regarding the discontinuance of ALEC's local telephone service, please do not hesitate to contact me at (859) 721-4224.

Respectfully,

Mark Hayes

ALEC LLC



Suite 800 1919 Pennsylvania Avenue NW Washington, DC 20006-3401

Michael C. Sloan 202.973.4227 (Tel) 202.973.4499 (Fax)

michaelsloan@dwt.com

#### VIA ECFS

February 7, 2018

Marlene H. Dortch Secretary Federal Communications Commission 445 12<sup>th</sup> Street, SW Washington, DC 20554

RE: Supplement to Section 63.71 Application of ALEC, LLC

Dear Ms. Dortch:

ALEC LLC ("ALEC"), through undersigned counsel, hereby supplements its Section 63.71 Application ("Application") filed with the Commission on January 30, 2018. In order to complete the Application, pursuant to the requirements in Section 63.71(a) of the Commission's rules, ALEC submits the attached customer notice letter stating that service will be discontinued.

In the Application, ALEC requests authority pursuant to Section 214(a) of the Communications Act to discontinue ALEC's provision of service in Alabama, Arkansas, Florida, Georgia, Idaho, Illinois, Kentucky, Louisiana, Mississippi, Nevada, North Carolina, Ohio, South Carolina, Tennessee, Texas, and Wisconsin. ALEC notes that it only has a single customer, Momentum Telecom, Inc. ("Momentum"), an affiliate of ALEC, in the locations described above. Pursuant to Section 63.71(a) of the Commission's rules, the attached document provides the necessary notice to Momentum that ALEC will be discontinuing its service.

Questions or inquiries regarding this supplement to the Application may be directed to the undersigned.

Respectfully submitted,

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Michael C. Sloan

Counsel to ALEC LLC

<sup>&</sup>lt;sup>1</sup> Section 63.71 Application of ALEC, LLC, WC Docket No. \_\_\_\_ (filed on Jan. 30, 2018).

<sup>&</sup>lt;sup>2</sup> 47 CFR § 63.71(a).

<sup>3</sup> Id

#### **ALEC LLC**

February 6, 2018

#### HAND DELIVERED

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Respectfully,

Mark Hayes

ALEC LLC

For assistance with using ECFS, please contact the ECFS Help Desk at 202-418-0193 (tel:+12024180193) or via email at ECFSHelp@fcc.gov (mailto:ECFSHelp@fcc.gov).

## Non-Docketed Filing



FCC Inbox:

INBOX-63.71: Section 214 Domestic Discontinuance Application

Confirmation #: Submitted:

20180207284947240 Feb 7, 2018 10:34:19 AM

Status:

RECEIVED

Name(s) of Filer(s)

ALEC, LLC

Law Firm(s)

Davis Wright Tremaine LLP

Attorney/Author Name(s)

Michael C. Sloan

**Primary Contact Email** 

christophercook@dwt.com

Type of Filing Address of OTHER Law Firm

Address

1919 Pennsylvania Ave. NW Suite 800, Washington, DC, 20003

**Email Confirmation** 

Yes

For assistance with using ECFS, please contact the ECFS Help Desk at 202-418-0193 (tel:+12024180193) or via email at ECFSHelp@fcc.gov (mailto:ECFSHelp@fcc.gov).

Federal Communications Commission 445 12th Street SW, Washington, DC 20554

Phone: 1-888-225-5322 TTY: 1-888-835-5322

Videophone: 1-844-432-2275

Fax: 1-866-418-0232

Contact Us (https://www.fcc.gov/contact-us)

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