

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
CENTRAL DIVISION
(at Frankfort)

BELLSOUTH)
TELECOMMUNICATIONS, INC.,)
d/b/a AT&T Kentucky,)
)
Plaintiff,)
)
V.)
)
KENTUCKY PUBLIC SERVICE)
COMMISSION, et al.,)
)
Defendants.)

Civil Action No. 3: 09-14-DCR

JUDGMENT

*** **

In accordance with the Memorandum Opinion and Order entered this date, and pursuant to Rule 58 of the Federal Rules of Civil Procedure, it is hereby

ORDERED and **ADJUDGED** as follows:

- (1) Plaintiff BellSouth Telecommunications, Inc.’s request for declaratory and injunctive relief is **GRANTED**.
- (2) Defendant Kentucky Public Service Commission’s Orders, Case No. 2006-00316, dated March 28, 2007, May 10, 2007, and March 6, 2009, are declared unlawful and **VACATED**.
- (3) All defendants and other parties acting in concert with them are **ENJOINED** from seeking to enforce the unlawful decisions against Plaintiff BellSouth Telecommunications, Inc.

(4) This matter is **STRICKEN** from the Court's docket and **REMANDED** to Defendant Kentucky Public Service Commission for further proceedings.

(5) This is a **FINAL** and **APPEALABLE** Judgment and there is no just cause for delay.

This 27th day of October, 2010.



Signed By:

Danny C. Reeves DCR

United States District Judge