

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of
Cincinnati Bell Telephone Company
LLC For Approval of an Alternative
Form of Regulation of Basic Local
Exchange Service and Other Tier 1
Services Pursuant to Chapter 4901:1-4,
Ohio Administrative Code.

Case No. 09-875-TP-BLS

**PROOF OF PUBLICATION OF CUSTOMER NOTICE OF CINCINNATI BELL
TELEPHONE COMPANY LLC'S APPLICATION FOR BASIC LOCAL
EXCHANGE SERVICE ALTERNATIVE REGULATION**

Cincinnati Bell Telephone Company LLC ("CBT") filed its Application for Approval of an Alternative Form of Regulation for Basic Local Exchange Service and Other Tier 1 Services with the Commission on October 1, 2009. Pursuant to Rule 4901:1-4-09(B)(5), CBT caused the publication of a notice of its Application within seven days of the filing of the application in the legal notice section of newspapers of general circulation in the county corresponding to the exchanges for which BLES alternative regulation is sought. Copies of proof of such publication in the Enquirer on October 5, 2009 and The Clermont Sun on October 8, 2009 are attached hereto.

Respectfully submitted,

/s/ Douglas E. Hart
Douglas E. Hart (0005600)
441 Vine Street
Suite 4192
Cincinnati, OH 45202
(513) 621-6709
(513) 621-6981 fax
dhart@douglasshart.com

Attorney for Cincinnati Bell
Telephone Company LLC

CERTIFICATE OF SERVICE

It is hereby certified that a true copy of the foregoing was served electronically this 26th day of October, 2009 upon the following.

/s/ Douglas E. Hart

Duane W. Luckey
Assistant Attorney General
Chief, Public Utilities Section
180 East Broad Street, 9th Floor
Columbus, Ohio 43215-3793
duane.luckey@puc.state.oh.us

David C. Bergmann
Terry L. Etter
Assistant Consumers' Counsel
Office of the Ohio Consumers' Counsel
10 West Broad Street, Suite 1800
Columbus, OH 43215-3485
bergmann@occ.state.oh.us
etter@occ.state.oh.us

The Cincinnati Enquirer
The Kentucky Enquirer
Cincinnati.Com

312 ELM STREET
CINCINNATI, OHIO 45202-2739
(513) 721-2700

RECEIVED
ACCOUNTS PAYABLE

2009 OCT -9 PM 1:52

CINCINNATI BELL/PJ GRAPHICS
221 E 4TH ST
CINCINNATI, OH 45202

Monday, October 5, 2009

Acct#: 151309

Order #: 1001508348

LEGAL NOTICE NOTICE OF APPLICATION OF CI

PO Number: Billing to Pat Rupich

DATES			TOTAL AMOUNT
10/05/09			
			606.48
Affidavit of Publication Charge			10.00
TOTAL AMOUNT DUE			616.48

Check #: _____

Date: _____

CONFIRMATION OF PRICE
NOT AN INVOICE

Affidavit of Publication**Publisher's Fee 616.48 Affidavit Charge 10.00****State of Ohio**

}
 }
 } SS.
 }

Hamilton County

}

Personally appeared

Janice Colston

Of the The Enquirer, a newspaper printed in Cincinnati, Ohio and published in Cincinnati, in said County and State, and of general circulation in said county, and as to the Kentucky Enquirer published in Ft. Mitchell, Kenton County, Kentucky, who being duly sworn, depose and saith that the advertisement of which the annexed is a true copy, has been published in the said newspaper 1 times, once in each issue as follows:

10/05/09

- ☒ Cincinnati Enquirer
☐ Kentucky Enquirer
☒ Cincinnati.Com

**LEGAL NOTICE
 NOTICE OF APPLICATION OF CINCINNATI
 BELL TELEPHONE COMPANY LLC
 FOR APPROVAL OF PRICING FLEXIBILITY OF
 BASIC LOCAL TELEPHONE
 SERVICE AND OTHER TELEPHONE SERVICES**

Cincinnati Bell Telephone Company, LLC (CBT) gives notice that on October 1, 2009 it filed an application (Case No. 09-875-TP-BLS) with the Public Utilities Commission of Ohio (PUCO) seeking approval of alternative regulation, or pricing flexibility of basic local telephone service, basic Caller ID service, and other telephone services in the Clermont and Newtonsville telephone exchanges. CBT already has pricing flexibility for all services except basic local telephone service and basic Caller ID service, including bundled packages and long distance services. In each telephone exchange area where CBT proves that competition exists, the company will be granted limited pricing flexibility. CBT's pricing flexibility for basic local telephone service will be limited to an annual increase of no more than \$1.25. The annual increase for basic Caller ID service will be limited to no more than 50 cents. Other telephone services such as second and third line local telephone service access lines, call waiting, call trace, Centrex access lines, private branch exchange trunks, per line number identification blocking, nonpublished number service and N11 access and usage (except 911) currently have limited pricing flexibility. Where CBT proves there is competition, these services will not be subject to any rate cap and may be priced at market-based prices. Any customer may provide the PUCO with a written statement objecting to the application by November 16, 2009. Such objections should be sent to PUCO, Attn: Docketing Division, 180 East Broad Street, Columbus, OH 43215-3793. Please reference Case No. 09-875-TP-BLS in the objection. The PUCO will consider any objections received when reviewing the application. The PUCO will decide on the application within 120 days. At this time, CBT is not changing prices. Rather CBT is requesting to be able to change prices in the future in response to the competitive market. If the PUCO grants CBT pricing flexibility, CBT must provide customers with 30 days notice prior to any rate increases. Lifeline telephone rates for low income customers will not change as a result of this application. Regardless of the outcome of this application, the PUCO retains regulatory oversight of service quality and consumer protections.

8348

Janice Colston

AFFIANT

Sworn to before me, this

October 6, 2009Katrina Jones

Notary Public of Ohio



Katrina Jones
 Notary Public, State of Ohio
 My Commission Expires 05-19-2013

CASE NO. _____

The Clermont Sun

PROOF OF PUBLICATION

against

Filed _____ **2009**

**LEGAL NOTICE
NOTICE OF APPLICATION OF
CINCINNATI BELL
TELEPHONE COMPANY LLC
FOR APPROVAL OF PRICING
FLEXIBILITY OF BASIC
LOCAL TELEPHONE SERVICE
AND OTHER**

TELEPHONE SERVICES
Cincinnati Bell Telephone Company, LLC (CBT) gives notice that on October 1, 2009 it filed an application (Case No. 09-875-TP-BLS) with the Public Utilities Commission of Ohio (PUCO) seeking approval of alternative regulation, or pricing flexibility of basic local telephone service, basic Caller ID service, and other telephone services in the Clermont and Newtonsville telephone exchanges. CBT already has pricing flexibility for all services except basic local telephone service and basic Caller ID service, including bundled packages and long distance services.

In each telephone exchange area where CBT proves that competition exists, the company will be granted limited pricing flexibility. CBT's pricing flexibility for basic local telephone service will be limited to an annual increase of no more than \$1.25. The annual increase for basic Caller ID service will be limited to no more than 50 cents.

Other telephone services such as second and third line local telephone service access lines, call waiting, call trace, Centrex access lines, private branch exchange trunks, per line number identification blocking, nonpublished number service and N11 access and usage (except 911) currently have limited pricing flexibility. Where CBT proves there is competition, these services will not be subject to any rate cap and may be priced at market-based prices.

Any customer may provide the PUCO with a written statement objecting to the application by November 16, 2009. Such objections should be sent to PUCO, Attn: Docketing Division, 180 East Broad Street, Columbus, OH 43215-3793. Please reference Case No. 09-875-TP-BLS in the objection. The PUCO will consider any objections received when reviewing the application. The PUCO will decide on the application within 120 days.

At this time, CBT is not changing prices. Rather CBT is requesting to be able to change prices in the future in response to the competitive market. If the PUCO grants CBT pricing flexibility, CBT must provide customers with 30 days notice prior to any rate increases. Lifeline telephone rates for low income customers will not change as a result of this application.

Regardless of the outcome of this application, the PUCO retains regulatory oversight of service quality and consumer protections.

CS 10-811

**The State of Ohio
Clermont County, ss:**

Personally appeared before me, the undersigned authority, within and for said County, TONY ADAMS, Vice President.

The Clermont Sun

a weekly newspaper published and of general circulation in said County, and made oath that the annexed advertisement was published in said newspaper once a week for 1 consecutive numbers, commencing on the 8th day of Oct, A.D., 2009

and that each insertion was upon the same day of each week, viz: Thursday.

Tony Adams

Charges, \$ 100.45

Sworn to and subscribed before me, this

8th day of Oct
A.D., 2009

Virginia G. Burns

VIRGINIA G. BURNS



NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES 05/21/10

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

10/26/2009 10:12:51 AM

in

Case No(s). 09-0875-TP-BLS

Summary: Proof of Pub of Customer Notice electronically filed by Mr. Douglas E. Hart on behalf of CINCINNATI BELL TELEPHONE COMPANY