

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Rhythms)
Links, Inc. to Abandon Service.) Case No. 01-2076-TP-ABN

FINDING AND ORDER

The Commission finds:

- (1) By finding and order issued March 4, 1999, in Case No. 98-1246-TP-ACE, Rhythm Links, Inc. (Rhythms) was authorized to provide local and interexchange telecommunication services in Ohio. Certificate No. 90-9070 was subsequently issued to Rhythms.
- (2) On August 13, 2001, Rhythms filed an application to abandon its service in Ohio. In its application, Rhythms states that, due to financial difficulties, it filed for protection under Chapter 11 of the Bankruptcy Code in United States Bankruptcy Court for the Southern District of New York. In addition, Rhythms notes that it investigated alternatives that would allow it to reorganize the company through the bankruptcy court, but it was unable to develop a viable plan. As a result, Rhythms stated that, in order to satisfy federal bankruptcy and corporate law obligations, it made the decision to terminate its service throughout the country and in Ohio. Rhythms indicated that its customers in Ohio were provided notice of the termination of service. A copy of the customer notice that was sent to customers was provided in the application. The notice stated, in part, that the company plans to cease to provide all service nationwide as of September 10, 2001.
- (3) On October 16, 2001, Rhythms filed a letter indicating that, on September 25, 2001, the bankruptcy court authorized the sale of certain assets of Rhythms to MCI WorldCom Network Services, Inc. (WorldCom). In addition, the October 16 letter noted that, under the supervision of the bankruptcy court, Rhythms would cease operations and liquidate all remaining assets that are not being transferred to WorldCom.
- (4) The Commission finds that Rhythms abandoned service in Ohio and filed an application with the Commission to abandon its service in Ohio. As Rhythms has abandoned its Ohio service, Rhythms' tariff (90-9070-TP-TRF) and certificate (90-9070) should be cancelled and Rhythms should be removed from the Commission's list of regulated utilities.

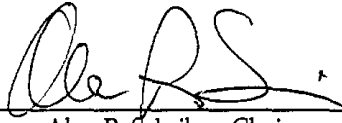
It is, therefore, This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business
Technician J Date Processed 08/05

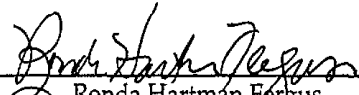
ORDERED, That Rhythms be removed from the Commission's list of regulated utilities and that its tariff and certificate be cancelled. It is, further,

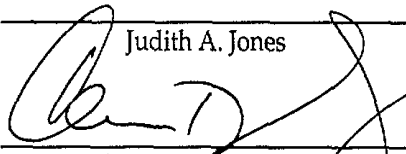
ORDERED, That a public utility whose certificate has been cancelled may not, unless it possesses other operating authority from this Commission, provide any public utility service in Ohio unless it reapplies for, and is granted, a certificate of public convenience and necessity from this Commission. It is, further,

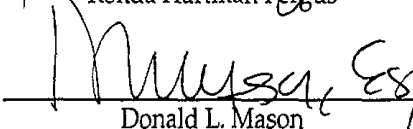
ORDERED, That a copy of this finding and order be served upon Rhythms, its counsel, and all interested persons of record.

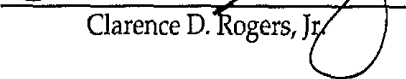
THE PUBLIC UTILITIES COMMISSION OF OHIO


Alan R. Schriber, Chairman


Ronda Hartman Fergus


Judith A. Jones

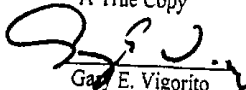

Donald L. Mason


Clarence D. Rogers, Jr.

SEF;geb

Entered in the Journal
NOV 8 2001

A True Copy


Gary E. Vigorito
Secretary