



May 23, 2016

**VIA ELECTRONIC FILING**

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

Re: CC Docket 02-33 – Notice of Permissive Detariffing of Wireline Broadband  
Internet Access Service by Kaplan Telephone Company (Study Area 270432)

Dear Ms. Dortch:

Pursuant to the Commission's Wireline Broadband Order, Kaplan Telephone Company hereby provides notice of its intent to discontinue offering wireline broadband service on a tariffed basis. Effective July 1, 2016, Kaplan Telephone Company, plans to offer wireline broadband service on a permissive, detariffed, common carrier basis.

Please direct any questions to Richard J. Constantin at 337-643-7171 or [rconstantin@ktcpace.com](mailto:rconstantin@ktcpace.com).

Sincerely,



Tony N. Turnley  
President

Cc: NECA Region Manager



Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
May 23, 2016

Notice of Permissive Detariffing of Wireline Broadband internet Access Service  
Effective July 1, 2016

Kaplan Telephone Company  
(STUDY AREA 270432)  
P.O. Box 369  
118 North Irving Avenue  
Kaplan, LA 70548  
(337) 643-7171

FCC CC Docket No. 02-33

Kaplan Telephone Company (“Kaplan”) hereby provides notice that it intends to cease offering wireline broadband service on a tariffed basis. Effective July 1, 2016, Kaplan Telephone Company, will begin offering wireline broadband service on a Title II, common carriage permissive detariffed basis pursuant to paragraph 94 of the Federal Communication’s Wireline Broadband Order.(1) The geographic areas affected are all Kaplan exchanges where DSL is technically feasible.

Today, this service is provided to only KTC Pace (“Pace”) Kaplan’s affiliated non-regulated ISP. Pace purchases wireline broadband access service for use as a component in their broadband service sold to residential and business customers. End user service will not be affected by discontinuance of the tariffed offering by Kaplan. As stated in the attached customer notice Kaplan will continue to offer services to existing ISP customers under current rates, terms and conditions until the end of their current terms or upon replacement with a Broadband Commercial Agreement. Kaplan’s rates, terms and conditions for its permissively detariffed wireline broadband access service will be available at its office located at 118 North Irving, Kaplan, LA 70548 and on its website at [www.ktccpace.com](http://www.ktccpace.com).

1. See Appropriate Framework for Broadband Access to the Internet Over Wireline Facilities, Universal Service Obligations of Broadband Providers, CC Docket No. 02-33, WC Docket no. 05-371, Report and Order and Notice of Proposed Rulemaking, 20 FCC Red 14853 (2005), FXX 05-150 (rel. September 23, 2003), (Wireline Broadband Order)



May 23, 2016

KTC Pace  
118 North Irving Avenue  
Kaplan, LA 70548

Re: CC Docket 02-33 – Notice of Permissive Detariffing of Wireline Broadband Internet Access Service by Kaplan Telephone Company (Study Area 270432)

Dear Valued Customer:

Our records reflect that KTC Pace is currently purchasing wholesale broadband transport services from Kaplan Telephone Company (“Kaplan”) under NECA Tariff No. 5 (“Tariff”). This letter is to advise you that Kaplan study area 270432 will discontinue provision services on July 1, 2016 pursuant to the tariff. Services will be made available to you on a common carrier non-tariffed basis. The existing rates, terms and conditions will not change until the end of your term or upon replacement with a Broadband Commercial Agreement. Kaplan’s rates, terms and conditions for its permissively detariffed wireline broadband access service will be available at its office located at 118 North Irving, Kaplan, LA 70548 and on its website at [www.ktccpace.com](http://www.ktccpace.com).

The actions described above are taken in accordance with the FCC’s Report and Order (FCC 15-150) released September 23, 2015 in Docket No. 02-33. In the order the FCC determined that facilities based wireline broadband internet service providers could offer their services on a common carrier, permissively detariffed basis.

Sincerely,

Toney N. Turnley  
President

Cc: NECA Region Manager



CERTIFICATE OF SERVICE

I, Toney N. Turnley, do hereby certify that a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service was served on May 26, 2016

By Federal Express mail to the following:

Secretary of Defense  
Attn: Special assistant for Telecommunications  
1400 Defense Pentagon  
Washington, DC 20301-1400

Louisiana Public Service Commission  
Attn: Eve K. Gonzalez, Executive Secretary  
Galvez Building, 12<sup>th</sup> Floor  
602 North Fifth Street  
Baton Rouge LA 70802

By U.S. First Class Mail to the following:

Governor John Edwards  
Post Office Box 94004  
Baton Rouge, LA 70804-9004

KTC Pace  
118 North Irving Avenue  
Kaplan, LA 70548

Toney N. Turnley  
President