

KELLEY DRYE & WARREN LLP

A LIMITED LIABILITY PARTNERSHIP

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MUMBAI, INDIA

DIRECT LINE: (202) 342-8544

EMAIL: jheitmann@kelleydrye.com

November 8, 2012

VIA ECFS

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: Absolute Home Phones, Inc. Update to Amended Petition for Waiver;
WC Docket Nos. 11-42, 12-23, 03-109 and CC Docket No. 96-45

Dear Ms. Dortch:

On September 7, 2012, Absolute Home Phones, Inc. (“Absolute”) submitted a petition for waiver of Section 54.410(f) of the Commission’s rules requiring annual re-certification of Absolute’s wireline Lifeline customers. On September 20, 2012, Absolute amended its petition to clarify that fact that Absolute will discontinue Lifeline service to all wireline customers served using AT&T as the underlying provider and seeks waiver of the re-certification requirement for those customers.

All customers whose service will be discontinued have available to them other choices in service providers, including several ETCs providing wireline and wireless Lifeline service offerings. Absolute is assisting its customers in transitioning to new service providers. Notably, all customers whose service will be discontinued received a notice from Absolute referring them to Tele Circuit Network Corporation (“Tele Circuit”), which provides comparable wireline and Lifeline services in Alabama, Florida and North Carolina.¹ Customers have no obligation to switch to Tele Circuit, as they have several other options for providers of wireline or wireless Lifeline service in their states. Absolute’s customers in Kentucky also have several options for providers of landline Lifeline service, including Global Connection Inc. of America, Budget Prepay and AT&T Kentucky.

¹ Customers switching to Tele Circuit’s services have been advised that they will need to provide Tele Circuit with a letter of authorization confirming the customer’s desire to switch local and toll landline service providers. In addition, Lifeline subscribers have been advised that they will need to complete a new Lifeline certification form and show proof of program eligibility to Tele Circuit.

KELLEY DRYE & WARREN LLP

Marlene H. Dortch, Secretary
November 8, 2012
Page Two

In addition, for your reference, we have included copies of the relevant discontinuance filings for Absolute with this submission.

Please feel free to contact the undersigned with any questions.

Respectfully submitted,



John J. Heitmann
Joshua T. Guyan

Counsel to Absolute Home Phones, Inc.

Enclosure

cc: Kim Scardino
Divya Shenoy
Garnet Hanly
Alex Minard

Absolute Home Phones, Inc. Discontinuance Filings

Federal Communications Commission

Alabama

Florida

Kentucky

North Carolina

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DIRECT LINE: (202) 342-8819

EMAIL: wbrantl@kelleydrye.com

FILED/ACCEPTED

OCT 10 2012

Federal Communications Commission
Office of the Secretary October 10, 2012

RECEIPT COPY

BY HAND DELIVERY

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

Re: Absolute Home Phones, Inc. Section 63.71 Application

Dear Ms. Dortch:

On behalf of Absolute Home Phones, Inc. and pursuant to Section 63.71 of the Federal Communications Commission's rules, 47 C.F.R. § 63.71(b), enclosed please find an original and four copies of the Company's Section 63.71 Application for the discontinuance of selected domestic telecommunications services.

Also enclosed is a duplicate of this filing. Kindly date-stamp the duplicate and return it to the courier.

Respectfully submitted,



Winafred Brantl

Counsel to Absolute Home Phones, Inc.

Enclosures

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of)
)
Section 63.71 Application of)
Absolute Home Phones, Inc.)

SECTION 63.71 APPLICATION

Absolute Home Phones, Inc. (“Absolute,” the “Company” or “Applicant”) hereby seeks authorization pursuant to Section 214(a) of the Communications Act of 1934, as amended (the “Act”), 47 U.S.C. § 214, and Section 63.71 of the Commission’s rules, 47 C.F.R. § 63.71, to discontinue its provision of selected domestic telecommunications within the Company’s service territory – specifically, prepaid local exchange and long distance services that the Company currently provides to customers on a resale basis in Alabama, Florida, Kentucky, Louisiana, North Carolina and Tennessee, using AT&T as its underlying carrier.

Absolute, a Florida corporation, operates as a provider of domestic competitive telecommunications services in the southeastern United States. Currently, Absolute offers its customers a prepaid wireline package of residential local exchange and interexchange¹ services in these states.² Absolute does not provide international services.

¹ Absolute provides both intrastate and interstate long distance services.

² At this time, Absolute has no customers for these services in Alabama, Louisiana and Tennessee.

In response to changing market conditions, Absolute has determined that it is no longer feasible to offer its current resold wireline service package in the AT&T territories.³ The proposed discontinuance will not result in harm to the affected customers because they are being provided with ample notice of the discontinuance and equivalent service offerings are available from other carriers. One or more other carriers in each state provide similar prepaid packages and many more carriers, including the incumbent carrier, AT&T, provide these services on a post-paid basis.

The Applicant provides the following information pursuant to Section 63.71 of the Commission's Rules:

1. Name and Address of Carrier: Applicant's name and address is Absolute Home Phones, Inc. P.O. Box 830010, Ocala, FL 34483.

2. Date of Planned Service Discontinuance, Reduction or Impairment: Subject to receipt of necessary federal and state regulatory authorizations⁴, the proposed discontinuance is scheduled to take place on December 6, 2012.

3. Points of Geographic Areas of Service Affected: Absolute proposes to discontinue the provision of prepaid (wireline) local exchange and interexchange services delivered using AT&T as the underlying carrier in Alabama, Florida, Kentucky, Louisiana, North Carolina, and Tennessee.

³ Following implementation of this decision, Absolute will undertake a strategic re-assessment of the intrastate and national communications markets and determine in what manner the Company can most effectively compete with other service offerings.

⁴ Absolute understands that this application will be granted automatically on the 31st day after public notice of filing unless the Commission notifies the Company to the contrary.

4. Brief Description of Type of Service Affected: The communications services affected by the proposed discontinuance consist of prepaid (wireline) residential local exchange and interexchange services.

5. Brief Description of the Dates and Methods of Notice to All Affected Customers: On October 10, 2012, Absolute sent written notice to affected customers by first-class mail in accordance with the requirements of Section 63.71(a) of the Commission's rules, informing them that the Company will cease provision of prepaid residential local and long distance services effective December 6, 2012. The notice clearly underscores that customers must make arrangements with another carrier to avoid loss of service and provides a toll-free telephone number that customers may call to reach Absolute service representatives for assistance with this transition. A sample copy of the notice sent to Absolute's customers is appended as *Exhibit A*.⁵

6. Whether the Carrier is Considered Dominant or Non-Dominant with Respect to the Service to Be Discontinued, Reduced or Impaired: Applicant is considered non-dominant with respect to the affected services.

In accordance with Section 63.71 of the Commission's Rules and concurrent with this filing, a copy of this Application is being mailed to (i) the Governors and Public Service Commissions (or equivalent) of Alabama, Florida, Kentucky, Louisiana, North Carolina, and Tennessee and (ii) to the Special Assistant for Telecommunications for the Secretary of Defense.

⁵ Absolute's customer notice incorrectly refers (in a footnote) to discontinuance in all nine BellSouth states. The Company is not discontinuing services in Georgia, Mississippi or South Carolina; however, because Absolute currently has no customers in those three states, there is no risk of customer confusion arising from this error.

Additional questions regarding this application should be addressed to the undersigned.

Respectfully submitted,

Absolute Home Phones, Inc.

By: _____

John J. Heitmann
Winifred R. Brantl
Kelley Drye & Warren LLP
3050 K Street, NW – Suite 400
Washington, DC 20007
Tel: (202) 342-8819
E-Mail: wbrantl@kelleydrye.com

Its Attorneys

Dated: October 10, 2012

Exhibit A
Sample Customer Notice



P.O. Box 831327 • Ocala, FL 34483-1327



Customer Name
Address
Address

October 8, 2012

Notice of Discontinuance of Your Telephone Service by Absolute Home Phones, Inc.

Dear Customer:

Absolute Home Phones, Inc. ("Absolute") regrets to inform you that it is preparing to cease providing prepaid local and long distance service to customers in a significant part of its service area.¹ **In order to avoid a disruption in telephone service, you must make arrangements for service with a new telephone company before the cut-off date noted below.** The names and telephone numbers of local telephone service companies, which also typically provide long distance service, are listed in your telephone directory. Customer service representatives at these companies will help you to select services to most effectively replace your current Absolute service. If you arrange for new service before your Absolute service is terminated and wish to keep your current telephone number(s), please be sure to address this with your new service provider.

Subject to regulatory approvals, your service cut-off date is December 6, 2012. If you do not arrange to have your telephone service provided by a new telephone company prior to **December 6, 2012**, you may lose telephone service (which means that you will be unable to make local calls including 911) and you may not be able to keep your current telephone number(s) with the new service provider. Effective with this notice, Absolute will no longer make any changes to or reconnect existing service and will not accept orders for new service.

¹ This discontinuance affects customers for Absolute's prepaid wireline local and long distance service in those parts of Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, and Tennessee where AT&T is the incumbent local exchange carrier.

The Federal Communications Commission requires us to provide you with the following notice in connection with its review of the proposed discontinuance:

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 Absolute Home Phones, Inc. 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.

We thank you for being an Absolute customer and wish you well with your new provider. Should you have any questions, please contact Absolute at 800-495-5765.

Sincerely,

Absolute Home Phones, Inc.
PO Box 831327
Ocala, FL 34483

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Section 63.71 Application was served this 10th day of October, 2012, by mailing true and correct copies thereof, postage prepaid, to the following persons at the addresses listed below.

Secretary of Defense
Attn: Special Assistant for
Telecommunications
Pentagon
Washington, D.C. 20301

Alabama
Office of Governor Robert Bentley
State Capitol
600 Dexter Avenue
Montgomery, AL 36130-2751

Florida
Office of Governor Rick Scott
PL 05 The Capitol
400 South Monroe Street
Tallahassee, FL 32399-0001

Kentucky
Office of Governor Steven L. Beshear
700 Capitol Ave., Suite 100
Frankfort, KY 40601

Louisiana
Office of Governor Bobby Jindal
P. O. Box 94004
Baton Rouge, LA 70804-9004

North Carolina
Office of Governor Beverly Perdue
Office of the Governor
20301 Mail Service Center
Raleigh, NC 27699-0301

Tennessee
Office of Governor Bill Haslam
Tennessee State Capitol
Nashville, TN 37243-0001

Mr. Walter L. Thomas, Jr.
Commission Secretary
Alabama Public Service Commission
Suite 850
100 North Union Street
Montgomery, AL 36104

Ms. Ann Cole
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399

Mr. Jeff R. Derouen
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, KY 40601

Eve Kahao Gonzalez
Secretary
Louisiana Public Service Commission
602 North 5th Street
Baton Rouge, LA 70802

Ms. Renne Vance
Chief Clerk
North Carolina Utilities Commission
430 North Salisbury Street
Raleigh, NC 27603-5918

Ms. Sharla Dillon
Dockets & Records
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243


Winafred R. Brantl

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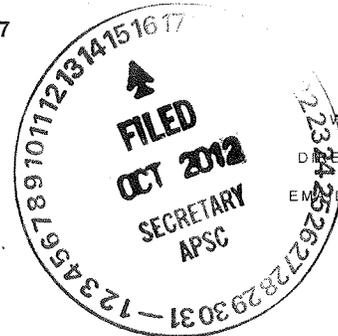
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AFFILIATE OFFICE
MUMBAI, INDIA



WINAFRED R. BRANTL
DIRECT LINE: (202) 342-8819
EMAIL: wbrantl@kelleydrye.com

October 12, 2012

DATE STAMP & RETURN

Mr. Walter L. Thomas, Jr.
Secretary
Alabama Public Service Commission
100 North Union Street, Suite 850
Montgomery, Alabama 36104

*via electronic filing
and courier*

Re: Notification of Absolute Home Phones, Inc.'s Intent to Discontinue Services

Dear Mr. Thomas,

Absolute Home Phones, Inc. ("Absolute" or the "Company"), through the undersigned counsel, respectfully notifies the Commission that it intends to discontinue the provision of certain resold prepaid local exchange and interexchange services currently offered to consumers within the State of Alabama. In response to changing market conditions, Absolute has determined that it is no longer feasible to offer these service packages. *At this time, Absolute has no customers for these services in Alabama.* Moreover, the proposed discontinuance will not result in harm to Alabama consumers generally as equivalent service offerings are available from other carriers, including the underlying carrier whose services Absolute resells.

In connection with this filing, Absolute submits the following information:

I. Description of Discontinuance

The Company

Absolute Home Phones, Inc.
PO Box 831327
Ocala, FL 34483

Absolute provides intrastate services in Alabama pursuant to authority granted by the Commission.¹ As explained below, the Company does not wish to surrender its authorization at this time.

Date of Proposed Discontinuance

Subject to receipt of any necessary regulatory approvals, the Company plans to discontinue the affected services on December 6, 2012.

Services to be Discontinued & Affected Customers in Alabama

Absolute proposes to discontinue prepaid local exchange and interexchange services currently provided to customers using AT&T as the underlying carrier. As noted above, Absolute currently has no customers for these services in Alabama.

Date and Method of Customer Notice

On October 10, 2012, Absolute sent written notice by first-class mail to affected customers, informing them that the Company will cease providing the prepaid local exchange and long distances services that they currently receive, effective December 6, 2012. The notice clearly underscores that customers must make arrangements with another carrier to avoid loss of service and provides a toll-free telephone number that customers may call to reach Absolute service representatives for assistance with this transition. A sample copy of this notice, which also complies with the requirements of the Federal Communications Commission ("FCC"), is appended as Exhibit A.²

¹ Absolute was authorized to provide facilities-based and resold local exchange and long distance intrastate services in Docket No. 31376 on July 19, 2010.

² Absolute has filed a Section 63.71 application with the FCC for approval to discontinue the domestic interstate services provided as part of these service offerings. A copy of that filing is being served on the Commission. As noted, Absolute does not provide international services.

II. Contacts for this Notice

Questions and correspondence regarding this Notice should be addressed to:

Winafred Brantl
Kelley Drye & Warren, LLP
3050 K Street, NW #400
Washington, DC 20007
(202) 342-8819
(202) 342-8451 (fax)
wbrantl@kelleydrye.com

with copies to:

Tina C. Allen
Senior Compliance Manager
Telecom Service Bureau, Inc
4352 SE 95th Street
Ocala, FL 34480
Fax: 352-233-2724

III. Circumstances of Discontinuance

As discussed above, Absolute has determined that market conditions make unfeasible its continued provision of prepaid intrastate services using AT&T as the underlying carrier. Therefore, the Company proposes to discontinue these service offerings at this time. Following implementation of this decision, Absolute will reassess its best alternatives for continued operations in the intrastate and interstate telecommunications markets. Because the Company anticipates that it may continue to provide regulated intrastate services in Alabama, Absolute does not wish to surrender its telecommunications authorization at this time.

IV. Public Interest Considerations

Absolute's proposed discontinuance is consistent with the public interest. There is no direct impact on Alabama consumers as Absolute has no customers in Alabama at this time for the services in question. Further, the services offered by Absolute are available from other providers in the Alabama market and therefore consumers will continue to have choices available to them.

V. Summary

Subject to any required regulatory approvals, Absolute expects to implement the proposed discontinuance on December 6, 2012. Should the Commission have any questions regarding this filing, please contact the undersigned counsel for Absolute.

Respectfully submitted,



Winafred R. Brantl
Kelley Drye & Warren, LLP
3050 K Street, NW #400
Washington, DC 20007
Phone: (202) 342-8819
Fax: (202) 342-8451
wbrantl@kelleydrye.com

Counsel for Absolute Home Phones, Inc.

Exhibit A

Sample Customer Discontinuance Notice



P.O. Box 831327 • Ocala, FL 34483-1327



Customer Name
Address
Address:

October 8, 2012

Notice of Discontinuance of Your Telephone Service by Absolute Home Phones, Inc.

Dear Customer:

Absolute Home Phones, Inc. ("Absolute") regrets to inform you that it is preparing to cease providing prepaid local and long distance service to customers in a significant part of its service area.¹ **In order to avoid a disruption in telephone service, you must make arrangements for service with a new telephone company before the cut-off date noted below.** The names and telephone numbers of local telephone service companies, which also typically provide long distance service, are listed in your telephone directory. Customer service representatives at these companies will help you to select services to most effectively replace your current Absolute service. If you arrange for new service before your Absolute service is terminated and wish to keep your current telephone number(s), please be sure to address this with your new service provider.

Subject to regulatory approvals, your service cut-off date is December 6, 2012. If you do not arrange to have your telephone service provided by a new telephone company prior to **December 6, 2012, you may lose telephone service (which means that you will be unable to make local calls including 911) and you may not be able to keep your current telephone number(s) with the new service provider.** Effective with this notice, Absolute will no longer make any changes to or reconnect existing service and will not accept orders for new service.

¹ This discontinuance affects customers for Absolute's prepaid wireline local and long distance service in those parts of Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, and Tennessee where AT&T is the incumbent local exchange carrier.

The Federal Communications Commission requires us to provide you with the following notice in connection with its review of the proposed discontinuance:

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 Absolute Home Phones, Inc. 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.

We thank you for being an Absolute customer and wish you well with your new provider. Should you have any questions, please contact Absolute at 800-495-5765.

Sincerely,

Absolute Home Phones, Inc.
PO Box 831327
Ocala, FL 34483

KELLEY DRYE & WARREN LLP

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BRUSSELS, BELGIUM

AFFILIATE OFFICE
MUMBAI, INDIA

October 12, 2012

Ms. Ann Cole
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399

electronically filed

Re: Notification of Absolute Home Phones, Inc.'s Intent to Discontinue Services

Dear Ms. Cole,

Absolute Home Phones, Inc. ("Absolute" or the "Company"), through the undersigned counsel, hereby notifies the Commission that it intends to discontinue the provision of certain resold prepaid local exchange and interexchange services currently offered to customers within the State of Florida. In response to changing market conditions, Absolute has determined that it is no longer feasible to offer these service packages. The proposed discontinuance will not result in harm to the affected customers because they are being provided ample advance notice of the discontinuance and equivalent service offerings are available from other carriers, including the underlying carrier whose services Absolute resells.

In connection with this filing, Absolute submits the following information:

I. Description of Discontinuance

The Company

Absolute Home Phones, Inc.
PO Box 831327
Ocala, FL 34483

Absolute provides intrastate services in Florida pursuant to authority granted by the Commission.¹ Because Absolute may continue to provide telecommunications services in Florida with a reformulated offering, the Company does not wish to surrender its authorization at this time.

Date of Proposed Discontinuance

Subject to receipt of necessary regulatory approvals, the Company plans to discontinue the affected services on December 6, 2012. *All customers will have received at least 50 days' advance notice in order to make other arrangements.*

Services to be Discontinued & Affected Customers in Florida

Absolute proposes to discontinue prepaid local exchange and interexchange services currently provided to customers using AT&T as the underlying carrier. At this time, Absolute delivers these services to approximately 72 customers in Florida.

Date and Method of Customer Notice

On October 10, 2012, Absolute sent written notice by first-class mail to affected customers, informing them that the Company will cease providing the prepaid local exchange and long distances services that they currently receive, effective December 6, 2012. The notice clearly underscores that customers must make arrangements with another carrier to avoid loss of service and provides a toll-free telephone number that customers may call to reach Absolute service representatives for assistance with this transition. A sample copy of this notice, which also complies with the requirements of the Federal Communications Commission ("FCC"), is appended as Exhibit A.²

¹ Absolute provides competitive telecommunications services in Florida pursuant to authority granted by the Commission in Order PSC-09-0540-PAA-TX.

² Absolute has filed a Section 63.71 application with the FCC for approval to discontinue the domestic interstate services provided as part of these service offerings. A copy of that filing is being served on the Commission. As noted, Absolute does not provide international services.

II. Contacts for this Notice

Questions and correspondence regarding this Notice should be addressed to:

Winafred Brantl
Kelley Drye & Warren, LLP
3050 K Street, NW #400
Washington, DC 20007
(202) 342-8819
(202) 342-8451 (fax)
wbrantl@kelleydrye.com

with copies to:

Tina C. Allen
Senior Compliance Manager
Telecom Service Bureau, Inc
4352 SE 95th Street
Ocala, FL 34480
Fax: 352-233-2724

III. Circumstances of Discontinuance

As discussed above, Absolute has determined that market conditions make unfeasible its continued provision of prepaid intrastate services using AT&T as the underlying carrier. Consequently, the Company proposes to discontinue these service offerings at this time. Following implementation of this decision, Absolute will reassess its best alternatives for continued operations in the intrastate and interstate telecommunications markets. Because the Company anticipates that it may continue to provide regulated intrastate services in Florida, Absolute does not wish to surrender its telecommunications authorization at this time.

IV. Public Interest Considerations

Absolute's proposed discontinuance is consistent with the public interest. The services offered by Absolute are available from other providers in the Florida market. Consequently, Absolute's customers will not be unduly harmed as they will be able to transition to new providers. Consistent with Commission and FCC requirements, Absolute's customers have been given sufficient advance notice of the need to select a new provider that they will be able to

KELLEY DRYE & WARREN LLP

do so in a thoughtful and informed manner. Company representatives will be available throughout the transition period to assist customers with this process.

V. Summary

Subject to any required regulatory approvals, Absolute expects to implement the proposed discontinuance on December 6, 2012. Should the Commission have any questions regarding this filing, please contact the undersigned counsel for Absolute.

Respectfully submitted,



Winifred R. Brantl
Kelley Drye & Warren, LLP
3050 K Street, NW #400
Washington, DC 20007
Phone: (202) 342-8819
Fax: (202) 342-8451
wbrantl@kelleydrye.com

Counsel for Absolute Home Phones, Inc.

KELLEY DRYE & WARREN LLP

Exhibit A

Sample Customer Discontinuance Notice



P.O. Box 831327 • Ocala, FL 34483-1327



Customer Name
Address
Address:

October 8, 2012

Notice of Discontinuance of Your Telephone Service by Absolute Home Phones, Inc.

Dear Customer:

Absolute Home Phones, Inc. ("Absolute") regrets to inform you that it is preparing to cease providing prepaid local and long distance service to customers in a significant part of its service area.¹ **In order to avoid a disruption in telephone service, you must make arrangements for service with a new telephone company before the cut-off date noted below.** The names and telephone numbers of local telephone service companies, which also typically provide long distance service, are listed in your telephone directory. Customer service representatives at these companies will help you to select services to most effectively replace your current Absolute service. If you arrange for new service before your Absolute service is terminated and wish to keep your current telephone number(s), please be sure to address this with your new service provider.

Subject to regulatory approvals, your service cut-off date is December 6, 2012. If you do not arrange to have your telephone service provided by a new telephone company prior to December 6, 2012, you may lose telephone service (which means that you will be unable to make local calls including 911) and you may not be able to keep your current telephone number(s) with the new service provider. Effective with this notice, Absolute will no longer make any changes to or reconnect existing service and will not accept orders for new service.

¹ This discontinuance affects customers for Absolute's prepaid wireline local and long distance service in those parts of Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, and Tennessee where AT&T is the incumbent local exchange carrier.

The Federal Communications Commission requires us to provide you with the following notice in connection with its review of the proposed discontinuance:

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 Absolute Home Phones, Inc. 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.

We thank you for being an Absolute customer and wish you well with your new provider. Should you have any questions, please contact Absolute at 800-495-5765.

Sincerely,

Absolute Home Phones, Inc.
PO Box 831327
Ocala, FL 34483

Brantl, Winafred R.

From: Filings@psc.state.fl.us
Sent: Monday, October 15, 2012 7:16 AM
To: Brantl, Winafred R.
Subject: PSC electronic filing

Your electronic filing has been received by the Florida Public Service Commission, Office of Commission Clerk.

The filing date for an electronically transmitted document is the date that the Office of Commission Clerk receives the complete document. If the document is received on a non-business day, or after 5:00 p.m. (EST) on a business day, it will be considered filed as of 8:00 a.m. on the following business day.

E-filings are accepted in accordance with the Commission's Electronic Filing Requirements, which can be accessed on the Commission's Web Site at <http://www.floridapsc.com/dockets/e-filings/> or by contacting the Office of Commission Clerk at (850) 413-6770 during normal business hours. By electing to file electronically, you agree to abide by and accept the electronic filing requirements posted on the PSC's Web site.

Questions should be directed to the Office of Commission Clerk, Clerk@psc.state.fl.us, or call (850) 413-6770.

KELLEY DRYE & WARREN LLP

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3050 K STREET, NW

WASHINGTON, DC 20007

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LOS ANGELES, CA
CHICAGO, IL
STAMFORD, CT
PARSIPPANY, NJ

BRUSSELS, BELGIUM

AFFILIATE OFFICE
MUMBAI, INDIA

DATE STAMP & RETURN

October 12, 2012

Mr. Jeff R. Derouen
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40601

RECEIVED

OCT 15 2012

PUBLIC SERVICE
COMMISSION

via courier

Re: Notification of Absolute Home Phones, Inc.'s Intent to Discontinue Services

Dear Mr. Derouen,

Absolute Home Phones, Inc. ("Absolute" or the "Company"), through the undersigned counsel, hereby notifies the Commission that it intends to discontinue the provision of certain resold prepaid local exchange and interexchange services currently offered to customers within the State of Kentucky. In response to changing market conditions, Absolute has determined that it is no longer feasible to offer these service packages. The proposed discontinuance will not result in harm to the affected customers because they are being provided ample advance notice of the discontinuance and equivalent service offerings are available from other carriers, including the underlying carrier whose services Absolute resells.

In connection with this filing, Absolute submits the following information:

I. Description of Discontinuance

The Company

Absolute Home Phones, Inc.
PO Box 831327
Ocala, FL 34483

Absolute provides intrastate services in Kentucky pursuant to its registration with the Commission.¹ Because Absolute may continue to provide telecommunications services in Kentucky with a reformulated offering, the Company does not wish to surrender its registration at this time.

Date of Proposed Discontinuance

Subject to receipt of necessary regulatory approvals, the Company plans to discontinue the affected services on December 6, 2012. *All customers will have received at least 50 days' advance notice in order to make other arrangements.*

Services to be Discontinued & Affected Customers in Kentucky

Absolute proposes to discontinue prepaid local exchange and interexchange services currently provided to customers using AT&T as the underlying carrier. At this time, Absolute delivers these services to approximately 24 customers in Kentucky.

Date and Method of Customer Notice

On October 10, 2012, Absolute sent written notice by first-class mail to affected customers, informing them that the Company will cease providing the prepaid local exchange and long distances services that they currently receive, effective December 6, 2012. The notice clearly underscores that customers must make arrangements with another carrier to avoid loss of service and provides a toll-free telephone number that customers may call to reach Absolute service representatives for assistance with this transition. A sample copy of this notice, which also complies with the requirements of the Federal Communications Commission ("FCC"), is appended as Exhibit A.²

¹ Absolute provides intrastate telecommunications services in Kentucky under Utility ID 5056400.

² Absolute has filed a Section 63.71 application with the FCC for approval to discontinue the domestic interstate services provided as part of these service offerings. A copy of that filing is being served on the Commission. As noted, Absolute does not provide international services.

II. Contacts for this Notice

Questions and correspondence regarding this Notice should be addressed to:

Winafred Brantl
Kelley Drye & Warren, LLP
3050 K Street, NW #400
Washington, DC 20007
(202) 342-8819
(202) 342-8451 (fax)
wbrantl@kelleydrye.com

with copies to:

Tina C. Allen
Senior Compliance Manager
Telecom Service Bureau, Inc
4352 SE 95th Street
Ocala, FL 34480
Fax: 352-233-2724

III. Circumstances of Discontinuance

As discussed above, Absolute has determined that market conditions make unfeasible its continued provision of prepaid intrastate services using AT&T as the underlying carrier. Consequently, the Company proposes to discontinue these service offerings at this time. Following implementation of this decision, Absolute will reassess its best alternatives for continued operations in the intrastate and interstate telecommunications markets. Because the Company anticipates that it may continue to provide regulated intrastate services in Kentucky, Absolute does not wish to surrender its telecommunications authorization at this time.

IV. Public Interest Considerations

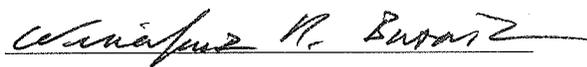
Absolute's proposed discontinuance is consistent with the public interest. The services offered by Absolute are available from other providers in the Kentucky market. Consequently, Absolute's customers will not be unduly harmed as they will be able to transition to new providers. Consistent with Commission and FCC requirements, Absolute's customers have been given sufficient advance notice of the need to select a new provider such that they will be

able to do so in a thoughtful and informed manner. Company representatives will be available throughout the transition period to assist customers with this process.

V. Summary

Subject to any required regulatory approvals, Absolute expects to implement the proposed discontinuance on December 6, 2012. Should the Commission have any questions regarding this filing, please contact the undersigned counsel for Absolute.

Respectfully submitted,



Winifred R. Brantl
Kelley Drye & Warren, LLP
3050 K Street, NW #400
Washington, DC 20007
Phone: (202) 342-8819
Fax: (202) 342-8451
wbrantl@kelleydrye.com

Counsel for Absolute Home Phones, Inc.

Exhibit A

Sample Customer Discontinuance Notice



P.O. Box 831327 • Ocala, FL 34483-1327



Customer Name
Address
Address

October 8, 2012

Notice of Discontinuance of Your Telephone Service by Absolute Home Phones, Inc.

Dear Customer:

Absolute Home Phones, Inc. ("Absolute") regrets to inform you that it is preparing to cease providing prepaid local and long distance service to customers in a significant part of its service area.¹ **In order to avoid a disruption in telephone service, you must make arrangements for service with a new telephone company before the cut-off date noted below.** The names and telephone numbers of local telephone service companies, which also typically provide long distance service, are listed in your telephone directory. Customer service representatives at these companies will help you to select services to most effectively replace your current Absolute service. If you arrange for new service before your Absolute service is terminated and wish to keep your current telephone number(s), please be sure to address this with your new service provider.

Subject to regulatory approvals, your service cut-off date is December 6, 2012. If you do not arrange to have your telephone service provided by a new telephone company prior to December 6, 2012, you may lose telephone service (which means that you will be unable to make local calls including 911) and you may not be able to keep your current telephone number(s) with the new service provider. Effective with this notice, Absolute will no longer make any changes to or reconnect existing service and will not accept orders for new service.

¹ This discontinuance affects customers for Absolute's prepaid wireline local and long distance service in those parts of Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, and Tennessee where AT&T is the incumbent local exchange carrier.

The Federal Communications Commission requires us to provide you with the following notice in connection with its review of the proposed discontinuance:

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 Absolute Home Phones, Inc. 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.

We thank you for being an Absolute customer and wish you well with your new provider. Should you have any questions, please contact Absolute at 800-495-5765.

Sincerely,

Absolute Home Phones, Inc.
PO Box 831327
Ocala, FL 34483

OFFICIAL COPY

BEFORE THE STATE OF NORTH CAROLINA

UTILITIES COMMISSION

P-1481, SUB 1

FILED
OCT 11 2012
Clerk's Office
N.C. Utilities Commission

In the Matter of the Petition of)
Absolute Home Phones, Inc.)
For Approval of Proposed)
Service Discontinuance)
)

PETITION

Absolute Home Phones, Inc. ("Absolute" or the "Company"), by counsel, and pursuant to *Commission Rule R21-2*, respectfully requests that the North Carolina Utilities Commission ("Commission") approve the Company's proposed discontinuance of services as described herein. Absolute proposes to discontinue the provision of certain prepaid local exchange and interexchange services to residential customers within the State of North Carolina.¹ Concisely, in response to changing market conditions, Absolute has determined that it is not feasible at the present time to continue to offer these service packages. The proposed discontinuance will not result in harm to the affected customers, because they are being provided ample advance notice of the discontinuance and equivalent service offerings are available from other carriers, including the underlying carrier whose services Absolute resells.

In connection with this filing, Absolute submits the following information:

¹ Absolute has not entered into an agreement to transfer these customers to another carrier and consequently no migration plan is included in this filing. To ease its customers transition to new providers, Absolute is providing significant advance notice and will make its customer service representatives available to assist individual customers who may have questions regarding the process.

FILED
OCT 11 2012
Clerk's Office
N.C. Utilities Commission

I. Description of Discontinuance

The Company

Absolute Home Phones, Inc.
PO Box 831327
Ocala, FL 34483

Absolute provides intrastate services in North Carolina pursuant to authority granted by the Commission.² Because Absolute may continue to provide telecommunications services with a reformulated offering, the Company does not wish to surrender its authorization at this time.

Date of Proposed Discontinuance

Subject to receipt of necessary regulatory approvals, the Company plans to discontinue the affected services on December 6, 2012. *All customers will have received at least 50 days' advance notice in order to make other arrangements.*

Services to be Discontinued & Affected Customers in North Carolina

Absolute proposes to discontinue prepaid local exchange and interexchange services currently provided to customers using AT&T as the underlying carrier. At this time, Absolute delivers these services to approximately 1,124 customers in North Carolina.

Date and Method of Customer Notice

On October 10, 2012, Absolute sent written notice by first-class mail to affected customers, informing them that the Company will cease providing the prepaid local exchange and long distances services that they currently receive,

² See, P-1481, sub O.

effective December 6, 2012. The notice clearly underscores that customers must make arrangements with another carrier to avoid loss of service and provides a toll-free telephone number that customers may call to reach Absolute service representatives for assistance with this transition. (The Company's toll-free customer service number is posted on the Absolute website as well.) A sample copy of this notice, which also complies with the requirements of the Federal Communications Commission ("FCC"), is appended as Exhibit A.³

Compliance with Commission Rules

Within seven days of Commission approval of this Petition, the Company will comply with the requirements of Commission Rules R21-2(f) and (g). Specifically, the Company will post on its website information designed to assist customers and other carriers with the transition. Further, the Company will file with the Commission a spreadsheet containing the customer information specified in Rule R21-2(g).

II. Contacts for this Petition

Questions and correspondence regarding this Petition should be addressed to:

Ralph McDonald
Bailey & Dixon, L.L.P.
P.O. Box 1351
Raleigh, North Carolina 27602-1351
Phone: 919-828-0731
Fax: 919-828-6592
rmcdonald@bdixon.com

³ Absolute has filed a Section 63.71 application with the FCC for approval to discontinue the domestic interstate services provided as part of these service offerings. A copy of that filing is being served on the Commission. As noted, Absolute does not provide international services.

with copies to:

Tina C. Allen
Senior Compliance Manager
Telecom Service Bureau, Inc
4352 SE 95th Street
Ocala, FL 34480
Fax: 352-233-2724

III. Circumstances of Discontinuance

As discussed above, Absolute has determined that market conditions make unfeasible its current provision of prepaid intrastate services using AT&T as the underlying carrier. Consequently, the Company proposes to discontinue these service offerings at this time. Following implementation of this decision, Absolute will reassess its best alternatives for continued operations in the intrastate and interstate telecommunications markets. Because the Company anticipates that it may continue to provide regulated intrastate services in North Carolina, Absolute does not wish to surrender its telecommunications authorization at this time.

IV. Public Interest Considerations

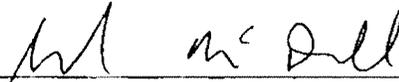
Commission approval of this plan will serve the public interest. The services offered by Absolute are available from other providers in the North Carolina market. Consequently, Absolute's customers will not be unduly harmed as they will be able to transition to new providers. Consistent with North Carolina and FCC requirements, Absolute's customers have been given sufficient advance notice of the need to select a new provider such that they will be able to do so in a thoughtful and informed manner. Company representatives will be available throughout the transition period to assist customers with this process.

V. Summary

Subject to any required regulatory approvals, Absolute expects to implement the proposed discontinuance on December 6, 2012. The Company respectfully requests that the Commission grant this petition for approval to proceed with the proposed discontinuance of service.

Respectfully submitted this 11th day of October, 2012

ABSOLUTE HOME PHONES, INC.



Ralph McDonald
Bailey & Dixon, L.L.P.
P.O. Box 1351
Raleigh, North Carolina 27602-1351
Phone: 919-828-0731
Fax: 919-828-6592
rmcdonald@bdixon.com

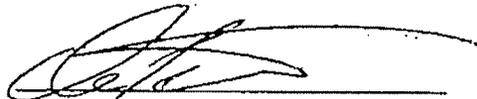
Exhibit A

Sample Customer Discontinuance Notice

VERIFICATION

I, Chris Peltier, state that I am President of Absolute Home Phones, Inc. ("Absolute"), and am authorized to represent Absolute, and to make this verification on its behalf. The statements in the foregoing document relating to Absolute, except as otherwise specifically attributed, are true and correct to the best of my knowledge and belief.

I declare under penalty of perjury that the foregoing is true and correct.



Name: **Chris Peltier**
Title: **President**

Subscribed and sworn to before me this 10th day of October 2012

Wanda G. Nagovich
Notary Public

My Commission expires: 08/01/2016

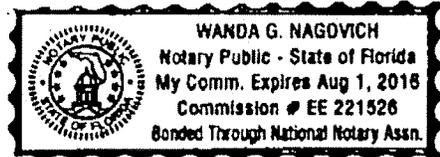


Exhibit A

Sample Customer Discontinuance Notice



P.O. Box 831327 • Ocala, FL 34483-1327



Customer Name
Address
Address:

October 8, 2012

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Dear Customer:

Absolute Home Phones, Inc. ("Absolute") regrets to inform you that it is preparing to cease providing prepaid local and long distance service to customers in a significant part of its service area.¹ **In order to avoid a disruption in telephone service, you must make arrangements for service with a new telephone company before the cut-off date noted below.** The names and telephone numbers of local telephone service companies, which also typically provide long distance service, are listed in your telephone directory. Customer service representatives at these companies will help you to select services to most effectively replace your current Absolute service. If you arrange for new service before your Absolute service is terminated and wish to keep your current telephone number(s), please be sure to address this with your new service provider.

Subject to regulatory approvals, your service cut-off date is December 6, 2012. If you do not arrange to have your telephone service provided by a new telephone company prior to December 6, 2012, you may lose telephone service (which means that you will be unable to make local calls including 911) and you may not be able to keep your current telephone number(s) with the new service provider. Effective with this notice, Absolute will no longer make any changes to or reconnect existing service and will not accept orders for new service.

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We thank you for being an Absolute customer and wish you well with your new provider. Should you have any questions, please contact Absolute at 800-495-5765.

Sincerely,

Absolute Home Phones, Inc.
PO Box 831327
Ocala, FL 34483