

**BOULT
CUMMINGS
CONNERS
& BERRY** PLC

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November 3, 2000

David Waddell
Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

**In Re: Complaint of Discount Communications against BellSouth
Telecommunications
Docket No. 00-00230**

Dear David:

Late yesterday afternoon, Discount Communications, Inc. ("Discount") filed in the Western District of Tennessee a voluntary petition for bankruptcy pursuant to Chapter 11 of the federal bankruptcy code. Mr. Neal Labovitz, a Memphis attorney representing Discount on the bankruptcy filing, faxed me a copy of the petition this morning. I have attached it to this letter.

According to Mr. Labovitz, the filing of the petition automatically stays any efforts by BellSouth to terminate service to Discount and, furthermore, gives the bankruptcy court exclusive jurisdiction over all claims by BellSouth against Discount.

As we discussed on the telephone this morning, Discount's filing makes it unnecessary for the Authority to take any action at this time to insure that Discount's customers will continue receiving service or to consider further any of the disputed issues between Discount and BellSouth.

I hope to have more information for the Authority concerning this matter by the time of the Authority's next public meeting on November 7.

Sincerely,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By:


Henry Walker

HW/nl
Attachment
c: Guy Hicks

POSTED
11-3-00

Name of Debtor (If individual, enter Last, First, Middle) ATM/DISCOUNT COMMUNICATIONS, INC.		Name of Joint Debtor (Spouse Last, First, Middle)		All Other Names used by the Debtor in the last 5 years (include married, maiden, and trade names)		All Other Names used by the Joint Debtor in the last 5 years (include married, maiden, and trade names)	
62-175414		See Sec. 175414, No. (If more than one, state all)		Street Address of Debtor (No. & Street, City, State & Zip Code)		Street Address of Joint Debtor (No. & Street, City, State & Zip Code)	
3798 Park Avenue Memphis, TN 38111-6649		3798 Park Avenue Memphis, TN 38111-6649		County of Residence or of the Principal Place of Business: Shelby		County of Residence or of the Principal Place of Business:	
Mailing Address of Debtor (If different from street address)		Mailing Address of Joint Debtor (If different from street address)		Principal Place of Business:		Principal Place of Business:	
3798 Park Avenue Memphis, TN 38111-6649		3798 Park Avenue Memphis, TN 38111-6649		Principal Place of Business:		Principal Place of Business:	
Location of Principal Assets of Business Debtor (If different from street address above)		Location of Principal Assets of Business Debtor (If different from street address above)		Principal Place of Business:		Principal Place of Business:	
3798 Park Avenue Memphis, TN 38111-6649		3798 Park Avenue Memphis, TN 38111-6649		Principal Place of Business:		Principal Place of Business:	
Information Regarding the Debtor (Check the Applicable Boxes)		Information Regarding the Debtor (Check the Applicable Boxes)		Principal Place of Business:		Principal Place of Business:	
☒ Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. ☐ There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.		☐ Debtor is a small business as defined in 11 U.S.C. § 541. ☒ Debtor is and elects to be considered a small business under 11 U.S.C. § 541(c)(2)(B) (Optional).		Principal Place of Business:		Principal Place of Business:	
☐ Individuals ☒ Corporation ☐ Partnership ☐ Other		☐ Consumer Non-Business ☒ Business		Principal Place of Business:		Principal Place of Business:	
☐ Railroad ☐ Stockbroker ☐ Commodity Broker		☐ Full Filing Fee attached ☐ Filing Fee to be paid in installments. (Applicable to individuals only.) (First attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1009(b). See Official Form No. 3.)		Principal Place of Business:		Principal Place of Business:	
☐ Chapter 7 ☒ Chapter 11 ☐ Chapter 12 ☐ Sec. 501 - Case Amended to Foreign Proceeding		☐ Full Filing Fee attached ☐ Filing Fee to be paid in installments. (Applicable to individuals only.) (First attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1009(b). See Official Form No. 3.)		Principal Place of Business:		Principal Place of Business:	
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(Official Form 1007/87) Voluntary Petition (This page must be completed and filed in every case)		Prior Bankruptcy Case Filed Within Last 8 Years (If none, then none, attach additional sheet) Case Number: _____ Date: _____		Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate (If none, then none, attach additional sheet) Case Number: _____ Date: _____		Relationship Name of Debtor: _____		Signature(s) of Debtor(s) (Individual/ Joint) I declare under penalty of perjury that the information provided in this petition is true and correct. If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7, I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, to proceed under chapter 7. I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.		Signature of Debtor Signature of Joint Debtor Telephone Number (if not represented by attorney) _____ Date _____		Signature of Attorney Signature of Attorney for Debtor(s) Neal H. Labovitz #17381393-DWD Neal H. Labovitz Attorney At Law 915 Ferncliff Cove, Ste 1B Southaven, MS 38671 Telephone Number (662) 342-7957 Date November 2, 2000		Exhibit A (To be completed if debtor is required to file periodic reports (e.g., firms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934) and is requesting relief under chapter 11.) ☐ Exhibit A is attached and made a part of this petition.		Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that (he or she) may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, and have explained the relief available under each such chapter.		Signature of Attorney for Debtor(s) Date _____	
FORM BI, Page 2 Name of Debtor(s) ATM\DISCOUNT COMMUNICATION		Case Number: _____ Date: _____		Case Number: _____ Date: _____		Signature of Debtor (Corporation/Partnership) I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor. The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.		Signature of Authorized Individual Morris Harris Sr. Printed Name of Authorized Individual President Title of Authorized Individual November 2, 2000 Date		Signature of Non-Attorney Petition Preparer I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. §1101, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document. Printed or Typed Name of Bankruptcy Petition Preparer Social Security Number Address		Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document. If more than one person prepared this document, attach additional signed sheets conforming to the appropriate official form for each person.		Signature of Bankruptcy Petition Preparer Date		A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy may result in fines or imprisonment or both. 11 U.S.C. §1101; 18 U.S.C. §150.			

United States Bankruptcy Court
Western District of Tennessee, Western Division

IN RE

ATM\DISCOUNT COMMUNICATIONS, INC
Discount Communications Inc
Air Time Management Inc
3798 Park Avenue
Memphis, TN 38111-6649

DEBTOR(S)

Case No. _____
Chapter 11 _____

VERIFICATION OF CREDITOR MATRIX

The above named debtor hereby verifies that the attached matrix listing creditors is true to the best of my knowledge.

Date: _____
Signature: _____
Debtor

Date: _____
Signature: _____
(John T. Blair, Esq.)

Date: 11/02/2000
Signature: Neal H. Labovitz
Attorney

ATMISDISCOUNT.COMMUNICATIONS, INC.

3758 Park Avenue
Memphis, TN 38111-6619

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Attorney At Law
915 Fernhill Cove, Ste 115
Southaven, MS 38871

Bell South Telecommunication
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Nashville, TN 37201-3800

McIke
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P.O. Box 30292
Salt Lake City, UT 84130-0292

Office Max
Janel Hancock
P.O. Box 30292
Salt Lake City, UT 84130-0292

Rossman & Company
G. Reynolds
P.O. Box 29017
Columbus, OH 43229-7517

The Home Depot
P.O. Box 105991 Dept 24
Atlanta, GA 30348-5991

The Home Depot (TR)
GE Capital Financial Inc.
P.O. Box 9767
Macon, GA 31297

US LFC Corp
P.O. Box 601310
Charlotte, NC 28260-1310