



RECEIVED

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September 26, 2002

TN REGULATORY AUTHORITY
DOCKET ROOM

Joelle J. Phillips
Attorney

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VIA HAND DELIVERY

Hon. Sara Kyle, Chairman
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37238

Re: *Petition of Tennessee UNE-P Coalition to Open a Contested Case
Proceeding to Declare Switching an Unrestricted Unbundled Network
Element*

Docket No. 02-00207

Dear Chairman Kyle:

Enclosed for filing are fifteen copies of BellSouth's inquiry to ASCENT regarding the date BellSouth can expect ASCENT's responses to BellSouth's data requests. Copies of the enclosed have been provided to counsel of record.

Very truly yours

Joelle Phillips

JP:ch

cc: Hon. Ron Jones, Hearing Officer

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September 26, 2002

Andrew O. Isar, Esquire
ASCENT
7901 Skansie Ave., #240
Gig Harbor, WA 98335

Re: *Petition of Tennessee UNE-P Coalition to Open a Contested Case
Proceeding to Declare Switching an Unrestricted Unbundled Network
Element*
Docket No. 02-00207

Dear Mr. Isar:

As you may recall, on June 28, 2002, the Hearing Officer in the above referenced docket entered the Initial Order Resolving Discovery Disputes. In that Order, the Hearing Officer ordered that ASCENT provide responses to several BellSouth data requests. Specifically, the Order provided that:

[t]he Association of Communication Enterprises shall respond to discovery request number 1 to the extent that it asks the Association of Communication Enterprises to identify its members, request numbers 7 and 12 to the extent that each inquires as to the Association of Communication Enterprises' contentions in this docket and requests the facts and documents supporting those contentions; and request number 13 to the extent that it relates to request numbers 1, 7 and 12.

Order at 22 and 23. To date, BellSouth has not received ASCENT's responses to those discovery requests.

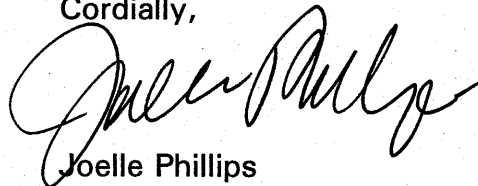
As you may also recall, this docket was temporarily held in abeyance pending the resolution of certain motions. Pursuant to the Hearing Officer's most recent Order, however, this docket is again proceeding forward, and the parties

Andrew Isar, Esquire
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have been asked to provide proposed dates for the filing of rebuttal testimony. BellSouth needs to review ASCENT's responses to its discovery requests in order to propose an appropriate schedule for the provision of further testimony in this docket.

In light of the resumed activity in this docket, BellSouth expects that ASCENT will be complying with the Hearing Officer's Order regarding discovery. I would appreciate knowing when BellSouth could expect to receive your discovery responses.

Cordially,

A handwritten signature in cursive script, appearing to read "Joelle Phillips", written in black ink.

Joelle Phillips

JJP:ch

CERTIFICATE OF SERVICE

I hereby certify that on September 26, 2002, a copy of the foregoing document was served on counsel for known parties, via the method indicated, addressed as follows:

☐ Hand
☒ Mail
☐ Facsimile
☐ Overnight
☐ Electronic

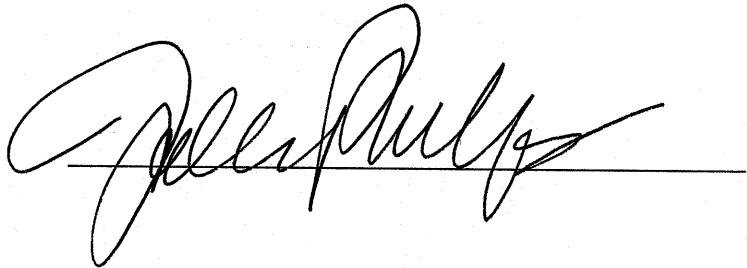
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A handwritten signature in black ink, appearing to read "J. R. Pulp", is written over a horizontal line.