

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

January 25, 2008

IN RE:

**APPLICATION OF TOTAL TELEPHONE CONCEPTS, INC. FOR
AUTHORITY TO PROVIDE OPERATOR SERVICES AND/OR
RESELL TELECOMMUNICATIONS SERVICES IN TENNESSEE
PURSUANT TO RULE 1220-4-2-.57**

)
) **DOCKET NO.**
) **02-01074**
)
) **Company ID:**
) **128245**

**ORDER REVOKING AUTHORITY TO PROVIDE OPERATOR SERVICES
AND/OR RESELL TELECOMMUNICATIONS SERVICES IN TENNESSEE
FOR NON-PAYMENT OF FEES**

This matter came before Chairman Eddie Roberson, Director Sara Kyle and Director Ron Jones of the Tennessee Regulatory Authority (the "Authority"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on January 14, 2008 to cancel the authority of Total Telephone Concepts, Inc. (the "Company") to provide operator services and/or resell telecommunications services in Tennessee due to non-payment of its annual inspection fee pursuant to Tenn. Code Ann. § 65-4-301(a)(1) (2004).¹

The Company originally filed an Application to provide operator services and/or resell telecommunications services within the State of Tennessee on August 17, 1998 in Docket No. 98-00667. During a regularly scheduled Authority Conference held on November 17, 1998, the Directors found that the Company had met all the requirements for certification and the requirements of Tenn. Comp. R. & Regs. 1220-4-2-.57, which was promulgated pursuant to, *inter alia*, Tenn. Code Ann. § 65-2-102 and Tenn. Code Ann. § 65-4-201, and approved the Application. The Company's authority to provide operator services and/or resell telecommunications services in Tennessee was subsequently revoked during an Authority Conference held on March 26, 2002 for failure to provide a surety bond or

¹ Tenn. Code Ann. § 65-4-301(a)(1) (2004) provides:

Every public utility doing business in this state and subject to the control and jurisdiction of the authority to which the provisions of this chapter apply, shall pay to the state of Tennessee on or before April 1 of each year, a fee for the inspection, control and supervision of the business, service and rates of such public utility.


irrevocable letter of credit as required by Tenn. Code Ann. § 65-4-125(j).² During a regularly scheduled Authority Conference held on October 7, 2002, the Company's authority was reinstated in Docket No. 02-01074 after the Company provided a perpetual surety bond as required by Tenn. Code Ann. § 65-4-125(j) and complied with all other rules and regulations of the Authority.³


An initial notice advising the Company of its failure to comply with the requirements of Tenn. Code Ann. § 65-4-301(a)(1) (2004) was mailed on February 12, 2007. A second notice was mailed on July 13, 2007. Finally, a Notice of Cancellation was mailed on November 29, 2007 via certified mail. The Company failed to respond. As a result of that failure, this matter was placed on the January 14, 2008 Authority Conference for the voting panel assigned to this docket to consider revocation of the authority of the Company to provide operator services and/or resell telecommunications services due to non-payment of fees.


Based upon careful consideration of the record in this matter, the panel voted unanimously to revoke the authority of the Company to provide operator services and/or resell telecommunications services in Tennessee.

IT IS THEREFORE ORDERED THAT:

As a result of the non-payment of fees, the authority granted to Total Telephone Concepts, Inc. to provide operator services and/or resell telecommunications services within the State of Tennessee is revoked, and this docket is closed.


Eddie Roberson, Chairman


Sara Kyle, Director


Ron Jones, Director

² See *In re: Total Telephone Concepts, Inc. for Revocation of Authority to Conduct Business as a Public Utility in the State of Tennessee*, Docket No. 98-00667, *Order Revoking Authority to Conduct Business as a Public Utility in the State of Tennessee for Failure to Provide Surety Bond or Irrevocable Letter of Credit* (March 28, 2002).

³ *Order Granting Reinstatement of Authority to Provide Operator Services and/or Resell Telecommunication Services in Tennessee* (October 10, 2002).