

**BellSouth Telecommunications, Inc.**

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September 15, 2006

VIA HAND DELIVERY

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

Re: *Complaint by Aeneas Internet & Telephone*  
Docket No. 02-01274

Dear Chairman Kyle:

On August 25, 2006, Mr. Richard Collier, General Counsel of the Authority, requested that BellSouth and Aeneas submit a joint letter by September 15, 2006 advising the Authority either that this matter is being resolved or that mediation should be scheduled. After discussing the matter with my clients, I prepared a draft letter and forwarded it to local counsel for Aeneas in an effort to comply with Mr. Collier's request. Aeneas' counsel in Jackson, Tennessee, chose to file a "Restated Petition" in lieu of a joint letter. In its September 13, 2006 cover letter accompanying the Restated Petition, Aeneas acknowledged that many of its claims are no longer viable or have become moot.

While BellSouth appreciates Aeneas' efforts to eliminate stale issues from this proceeding, Aeneas' Restated Petition includes new information and arguments. BellSouth must research these matters before filing a response. BellSouth believes that the Restated Petition should be considered a new complaint under TRA rules, which allow BellSouth 30 days to respond. (See Rule 1220-1-2-03.) Accordingly, BellSouth will file its written response to the Restated Petition by Monday, October 16, 2006.

Respectfully submitted,



Guy M. Hicks

cc: J. Richard Collier, General Counsel

GMH:ch

**CERTIFICATE OF SERVICE**

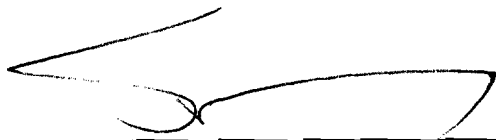
I hereby certify that on September 15, 2006, a copy of the foregoing document was served on the parties of record, via the method indicated:

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