

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

February 23, 2010

IN RE:

PETITION FOR ARBITRATION OF ITC^DELTACOM
COMMUNITCATIONS, INC. WITH BELL SOUTH
TELECOMMUNICATIONS, INC. PURSUANT TO THE
TELECOMMUNICATIONS ACT OF 1996

DOCKET NO.
03-00119

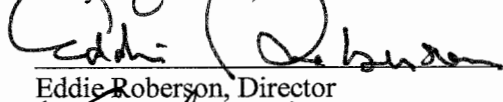
ORDER CLOSING DOCKET

This matter came before Director Mary W. Freeman, Director Eddie Roberson and Director Kenneth C. Hill of the Tennessee Regulatory Authority (the "Authority" or "TRA"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on January 25, 2010 to consider closing this docket which was opened on February 7, 2003 upon the filing of the *Petition for Arbitration of ITC^DeltaCom* by ITC^DeltaCom Communications, Inc.

After negotiation of certain issues, hearings were held to resolve the remaining issues on various dates in August and September of 2003, after which the parties filed post-hearing briefs and continued to negotiate in good faith to resolve outstanding issues. The arbitration panel issued a recommendation dated October 20, 2005, and a portion of the case was still pending before the Authority. On November 5, 2009, a *Joint Motion to Terminate Proceeding and Close Docket* ("Joint Motion") was filed in this docket. The parties stated that they had signed an agreement to extend their current interconnection agreement thus resolving the arbitration proceeding in this docket.¹ Based upon the foregoing, the panel unanimously voted to approve the *Joint Motion* and directed the docket manager to close the docket.

IT IS SO ORDERED.


Mary W. Freeman, Director


Eddie Roberson, Director


Kenneth C. Hill, Director

¹ The parties' amendment to their interconnection agreement was approved by the Authority on December 14, 2009. *In re: Petition for Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. d/b/a AT&T Tennessee and ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom d/b/a Grapevine*, Docket No. 09-00185, *Order Approving Petition* (December 16, 2009).