

# TENNESSEE REGULATORY AUTHORITY

**Deborah Taylor Tate**, Chairman  
**Pat Miller**, Director  
**Sara Kyle**, Director  
**Ron Jones**, Director



460 James Robertson Parkway  
Nashville, Tennessee 37243-0505

August 11, 2003

Terry J. Romine  
Deputy General Counsel of Operations  
Adelphia Business Solutions, Inc.  
712 North Main Street  
Coudersport, PA 16915

RE: TRA Docket No. 03-00458 - Notification of the Use of the "Doing Business As" (DBA) TelCove by Adelphia Business Solutions of Nashville, L.P.

Dear Mr. Romine:

On August 1, 2003, the Tennessee Regulatory Authority ("TRA") received notification from Adelphia Business Solutions of Nashville, L.P. of its intention to conduct business in Tennessee under the name of TelCove. Based upon the information provided by Adelphia and as clarified by the Tennessee Secretary of State's Office, we are presently unable to submit this matter for consideration by the TRA Directors.

Before the TRA can consider a request to operate under an assumed name, the business entity must first register the assumed name with the Secretary of State and provide the resulting documentation. The "Application for Amended Registration of Foreign Limited Partnership" is inadequate for this purpose. Furthermore, based upon the records of the Secretary of State, TelCove is already registered as an assumed name to Adelphia Business Solutions Operations, Inc, not Adelphia Business Solutions of Nashville, L.P. According to Tenn. Code Ann. § 48-14-101, two business entities may not operate under the same assumed name. There is no apparent exception for sister corporations. Nor does the statute provide for blanket use by subsidiaries of a name, assumed by a parent corporation. In other words, Tennessee law may not permit the use of TelCove by Adelphia Business Solutions Operations, Inc, and a sister corporation or by Adelphia Business Solutions, Inc. and all of its subsidiaries operating in Tennessee.

Adelphia  
August 11, 2003  
Page 2 of 2

We do thank you for bringing this matter to the attention of the TRA and hope that the information provided will be helpful in bringing the proposed use of an assumed name into compliance with Tennessee law. Once Adelphia has done so, it will need to submit the associated documentation for consideration by the TRA. In the meantime, please do not hesitate to contact us with any additional questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "K Beals". The signature is fluid and cursive, with the first letter of the last name being a large, stylized 'B'.

Kim Beals  
Counsel

C: Richard Collier, General Counsel  
Aster Adams, Chief, Economic Analysis Division