



Robert Culpepper
General Attorney

AT&T Tennessee
333 Commerce Street
Suite 2101
Nashville, TN 37201-1800

T: 615.214.6300
F: 615.214.7406

April 25, 2014

Hon. James M. Allison, Chairman
Tennessee Regulatory Authority
502 Deaderick Street
Nashville, TN 37238

Re: *Petition of Cellco Partnership d/b/a Verizon Wireless for Arbitration under the
Telecommunications Act; etc.*
Docket No. 03-00585

Dear Chairman Allison:

Pursuant to the Authority's *Order Granting Motion for Clarification*, please find enclosed an original and four copies of *AT&T Mobility's Reply Brief on Reconsideration*. A copy of the same has been served on all parties of record.

Very truly yours,

A handwritten signature in black ink, appearing to read "Robert Culpepper", written over a horizontal line.

Robert Culpepper

Enclosure

cc: Parties of Record (w/enclosure)

BEFORE THE TENNESSEE REGULATORY AUTHORITY
Nashville, Tennessee

In Re: *Petition of Celco Partnership d/b/a Verizon Wireless for Arbitration under the Telecommunications Act; Petition for Arbitration of BellSouth Mobility, LLC, BellSouth Personal Communications, LLC and Chattanooga MSA Limited Partnership, collectively dba Cingular Wireless; Petition for Arbitration of AT&T Wireless PCS, LLC dba AT&T Wireless; Petition for Arbitration of T-Mobile, USA, Inc., Petition for Arbitration of Sprint Spectrum LP d/b/a Sprint PCS*

Docket No. 03-00585

AT&T MOBILITY'S REPLY BRIEF ON RECONSIDERATION

As the Authority correctly stated in its March 21, 2014, Order Granting Motion for Clarification (at 2-3), AT&T Mobility's Motion for Clarification asked the Commission to clarify that (i) the parties are required to prepare and submit for Authority review an interconnection agreement ("ICA") conforming with the 2006 and 2014 Arbitration Awards, and (ii) the reciprocal compensation rates established in the 2014 Award do not apply to traffic exchanged after June 30, 2012. The RLECs do not disagree with either proposition. On the contrary, they agree that "an interconnection agreement must be filed with the TRA for approval, since federal law expressly and unambiguously requires it to be so filed." Brief of the Tennessee Rural Coalition Re: AT&T Mobility Motion for Clarification ("RLEC Brief") at 2. And they agree that bill-and-keep, rather than the reciprocal compensation rates established in the 2014 Award, applies to traffic exchanged after June 30, 2012. *Id.* at 1. Accordingly, the Authority should enter the Proposed Order Granting Motion for Reconsideration that AT&T Mobility filed with its Brief on Reconsideration.

The RLECs contend that the Motion for Reconsideration was unnecessary (*id.*), but the Authority effectively rejected that contention when it granted the Motion, which the RLECs opposed on the same ground. Furthermore, as AT&T Mobility previously explained, the Motion

was not filed for purposes of delay, as the RLECs also contend (*id.* at 3). Rather, AT&T Mobility needs the Authority's explicit recognition that the 2014 Award is not immediately appealable, but instead must be implemented by means of a conforming ICA. *See* Reply Brief in Support of Motion for Clarification (filed March 10, 2014), at 3. The RLECs agree that is the case (*see* RLEC Brief at 2), but their agreement would be of little value if the Authority did not concur.

Simply put, there is good reason for the Authority to provide the clarification AT&T Mobility has requested, and the RLECs have provided no reason for the Authority not to do so.

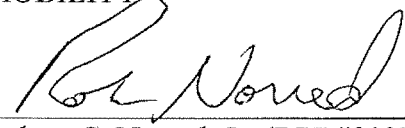
Finally, the RLECs' suggestion that there was a directive that AT&T Mobility "propose specific language for a finalized interconnection in its Brief" (RLEC Brief at 3) is mistaken. The Order Granting Motion for Clarification included no such directive. Rather, it directed AT&T Mobility to "suggest specific language it proposes should be included in the Authority's Order" — not in the ICA — to address the issues AT&T Mobility has raised," *i.e.*, the clarifications AT&T Mobility requested.¹ AT&T Mobility complied with that directive by submitting a Proposed Order on Reconsideration with its initial brief. As AT&T Mobility informed the RLECs before they filed their brief, however, AT&T Mobility will provide the RLECs on April 28, 2014, with comments on the proposed ICA language the RLECs sent AT&T Mobility, so that the parties will be in a position to file not long after the Authority issues its Order on reconsideration either agreed ICA language for the Authority to review or competing language if the parties are unable to agree. *See* Exhibit 1 hereto (March 31, 2014, e-mail from Paul Walters to Norman Kennard).

¹ The Order Granting Motion for Reconsideration accurately reflects Chairman Allison's motion as recorded in the Transcript of Proceedings. Chairman Allison made no mention of AT&T Mobility providing language for the ICA.

Respectfully submitted,

AT&T MOBILITY

By: _____



Robert G. Norred, Jr. (BPR#012740)

Logan-Thompson, P.C.

30 2d Street NW

Cleveland, TN 37311

423-7166261

rnorred@loganthompsonlaw.com

April 25, 2014

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing pleading has been forwarded to opposing party by U.S. Mail with sufficient postage thereon to carry the same to its destination:

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Mark J. Ashby, Esq.
Cingular Wireless
5565 Glenridge Connector, #1700
Atlanta, GA 30342
mark.ashby@cingular.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

James L. Murphy, III, Esq.
Bradley, Arrant, et al.
PO Box 198062
Nashville, TN 37219-8062
jmurphy@babco.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Henry Walker, Esq.
Bradley, Arrant, et al.
PO Box 198062
Nashville, TN 37219-8062
hwalker@babco.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Sue Benedek, Esq.
CenturyLink
14111 Capitol Blvd.
Wake Forest, NC 27587
sue.benedek@centurylink.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Donald L. Scholes, Esq.
Branstetter, Kilgore, et al.
227 Second Ave., N
Nashville, TN 37219
dscholes@branstetterlaw.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Don Baltimore, Esq.
Farris Mathews Bobango, PLC
618 Church St., Ste. 300
Nashville, TN 37219
dbaltimore@farrismathews.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Bill Ramsey, Esq.
Neal & Harwell, PLC
150 Fourth Avenue North, #2000
Nashville, TN 37219-2498
ramseywt@nealharwell.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Melvin Malone, Esq.
Butler, Snow, et al.
150 Fourth Ave., N, #1200
Nashville, TN 37219-2433
Melvin.malone@butlersnow.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Dulaney O'Roark, Esq.
Verizon
5055 North Point Parkway
Atlanta, GA 30022
de.oroark@verizon.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Paul Walters, Jr., Esq.
15 E. 1st St.
Edmond, OK 73034
pwalters@sbcglobal.net

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Bill Atkinson, Esq.
Sprint
3065 Akers Mill Road, SE
MailStop GAATLD0704
Atlanta, GA 30339
Bill.atkinson@sprint.com
Susan.berlin@sprint.com
Joseph.cowin@sprint.com

☐ Hand
☐ Mail
☐ Facsimile
☐ Overnight
☒ Electronic

Norman J. Kennard
Thomas Long Niesen & Kennard
212 Locust Street, Ste. 500
Harrisburg, PA 17101
mkenard@thomaslonglaw.com

This 25 day of April, 2014.

By

