



Phone & Internet Service 1-888-577-2759 www.newsmyrnacommunications.com

P.O. Box 100 New Smyrna Beach, FL 32170-0100

May 30, 2006

Via Overnight Delivery

Ron Jones, Chairman
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243

Attention: Sharla Dillon, Dockets and Records Manager

Re: Cancellation of Certificate of Public Convenience and Necessity ("CNN")
Granted in Docket No. 04-00052
to Utilities Commission, City of New Smyrna Beach dba
Sparks Communications, issued June 10, 2004

Dear Mr. Chairman:

Pursuant to the requirements of Chapter 1220-4-8-.05 of the Rules of the Tennessee Regulatory Authority, the Utilities Commission, New Smyrna Beach ("Applicant") respectfully submits this formal notice that it seeks to cancel the captioned CNN¹ effective September 1, 2006. Due to continuing business challenges, Applicant will cease providing telecommunications services in the State of Tennessee upon receipt of all required state and federal approval. As required by this Commission, 90-days' notice of Applicant's intent has been sent to all current Tennessee customers (see attached notice, mailed to customers between May 31 and June 1, 2006). As noted in the attachment, Applicant will work with customers to facilitate the transition to new carriers.

An original and 13 copies of this letter and attachment are submitted herewith for filing. In addition, we request that the additional copy be date-stamped as received by the Authority and returned to this office in the enclosed pre-paid self-addressed envelope provided for that purpose.

Please refer any questions regarding this submission to our federal counsel:

Sylvia Lesse
Communications Advisory Counsel, LLC
2154 Wisconsin Avenue, NW
Washington, DC 20007
(202) 333-5273

Respectfully submitted,

Robert J. Rodi, GM/CEO

¹ The Authority granted Applicant's requested name change to "New Smyrna Communications" in Docket No. 05-00312, issued April 19, 2006.



**NOTICE OF COMMUNICATIONS SERVICE DISCONTINUANCE
DO NOT DISREGARD THIS NOTICE**



June 1, 2006

ACCOUNT NAME
CONTACT NAME
BILLING/NOTIFICATION ADDRESS
BILLING/NOTIFICATION ADDRESS 2
CITY, STATE, ZIP CODE

RE: Account # / Service Location: STREET ADDRESS, CITY, STATE

Dear New Smyrna Communications Customer:

Telephone Number(s):

- (001) 888 – 8888
- (002) 888 – 8888
- (003) 888 – 8888
- (004) 888 – 8888
- (005) 888 – 8888
- (006) 888 – 8888
- (007) 888 – 8888
- (008) 888 – 8888

Due to continuing business challenges, we regret to inform you that the Utilities Commission, City of New Smyrna Beach ("New Smyrna Communications") plans to discontinue the services it offers in your geographic area. As a result, this letter is to notify you we will **discontinue any and all LOCAL, DOMESTIC AND INTERNATIONAL LONG DISTANCE, TOLL FREE, PRIVATE LINE, and any other service you receive in your current service location as of September 1, 2006.**

You must select a new service provider(s) as soon as possible to avoid any interruption of service. Please do not delay in arranging for a new service provider as some carriers may require several weeks to install new services. **If you do not choose a new carrier by September 1, 2006, you risk losing communication service.** To assist in your service conversion, in the text box above is a list of each telephone number associated with your account, which you can provide to the new carrier that you have selected. To help avoid service disruption, please check carefully that all service types you currently have with New Smyrna Communications (local, long distance, toll free, calling card, and/or any other services) are moved to your new carrier. Once you have chosen your new provider, New Smyrna Communications will work with the carrier you have selected to assist in the transition of your service. Any deposit on your account that is held by New Smyrna Communications will be applied to your final bill. All attempts will be made to send you a refund within forty-five (45) calendar days of issuance of the final bill if your deposit exceeds the final bill amount.

We have informed the Federal Communications Commission ("FCC") of this discontinuance. The FCC permits customers to object to discontinuance of their service by a telecommunications provider. As provided in the FCC's rule 47 CFR 63.71:

The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments within 15 days after receipt of this notification. Address them to the Federal Communications Commission, Washington, D.C. 20554, referencing the Section 63.71 Application of Utilities Commission, City of New Smyrna Beach, dba New Smyrna Communications. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

New Smyrna Communications appreciates the opportunity we have had to serve you. We are committed to making your service transition as smooth as possible. If you have any further questions regarding the discontinuance of our services, please contact us at 1-888-577-2759, or P.O. Box 100, New Smyrna Beach, FL 32170.

Sincerely,

Roberto Montalvo
Finance Director