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May 10, 2006

VIA HAND DELIVERY

Filed Electronically in Docket Office on 05/10/06

Hon. Ron Jones, Chairman  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37238

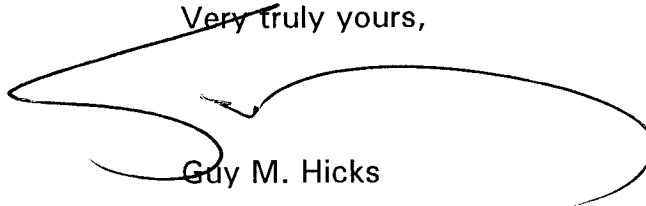
Re: *Petition to Establish Generic Docket to Consider Amendments to  
Interconnection Agreements Resulting from Changes of Law*  
Docket No. 04-00381

Dear Chairman Jones:

BellSouth would like to bring to the attention of the Authority the attached Order Denying Preliminary Injunction, entered April 26, 2006 by the U.S. District Court in Tallahassee, Florida. As background, the Florida Public Service Commission rejected Covad's argument with respect to line sharing and Covad sought an injunction from the District Court. The Court found that Covad had failed to establish a likelihood of success on the merits and denied Covad's request. A copy of the Order is attached.

A copy of this letter is being provided to counsel of record.

Very truly yours,

A handwritten signature in black ink, appearing to be "Guy M. Hicks", written over a horizontal line.

Guy M. Hicks

GMH:njc

**IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF FLORIDA  
TALLAHASSEE DIVISION**

DIECA COMMUNICATIONS, INC., etc.,

Plaintiff,

v.

CASE NO. 4:06cv72-RH/WCS

FLORIDA PUBLIC SERVICE  
COMMISSION et al.,

Defendants.

\_\_\_\_\_ /

**ORDER DENYING PRELIMINARY INJUNCTION**

Plaintiff's motion for a preliminary injunction (document 26) is denied because, especially in light of the deference due the Federal Communications Commission's interpretations of the Telecommunications Act of 1996, plaintiff has failed to establish a likelihood of success on the merits and that the balance of equities and the public interest favor issuance of the requested injunction.

SO ORDERED this 26th day of April, 2006.

s/Robert L. Hinkle  
Chief United States District Judge

## CERTIFICATE OF SERVICE

I hereby certify that on May 10, 2006, a copy of the foregoing document was served on the following, via the method indicated:

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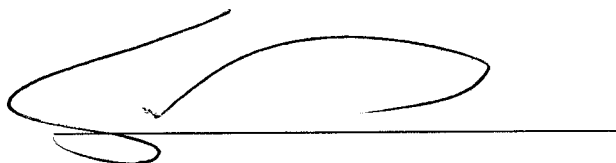
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