

**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

**NASHVILLE TENNESSEE**

**May 20, 2013**

<b>IN RE:</b>	)	
	)	<b>DOCKET NO.</b>
<b>APPLICATION OF EXPRESS CONNECTION,</b>	)	<b>04-00406</b>
<b>LLC FOR AUTHORITY TO PROVIDE RESELL</b>	)	
<b>TELECOMMUNICATIONS SERVICES IN</b>	)	<b>Company ID:</b>
<b>TENNESSEE</b>	)	<b>128924</b>

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**ORDER REVOKING AUTHORITY FOR FAILURE TO PROVIDE  
SURETY BOND OR IRREVOCABLE LETTER OF CREDIT**

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This matter came before Chairman James M. Allison, Director Kenneth C. Hill and Director David F. Jones of the Tennessee Regulatory Authority (the “Authority” or “TRA”), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on May 6, 2013. The Directors considered whether to revoke the authority of Express Connection, LLC (“Express Connection” or the “Company”) to conduct business in the State of Tennessee as a public utility for failure to comply with Tenn. Code Ann. § 65-4-125(j) (2004).<sup>1</sup>

Express Connection, LLC filed Applications in this docket for authority to resell interexchange long distance telecommunications services and for authority to resell local telecommunication services in Tennessee on November 18, 2004 and March 10, 2005, respectively. During regularly scheduled Authority Conferences held on January 10, 2005 and April 18, 2005, the Directors found that the Company had met all the requirements for certification and the requirements

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<sup>1</sup> Tenn. Code Ann. § 65-4-125(j) (2004) provides:

By September 1, 2000, all telecommunications service providers subject to the control and jurisdiction of the authority, except those owners or operators of public telephone service who pay annual inspection and supervision fees pursuant to § 65-4-301(b), or any telecommunications service provider that owns and operates equipment facilities in Tennessee with a value of more than five million dollars (\$5,000,000), shall file with the authority a corporate surety bond or irrevocable letter of credit in the amount of twenty thousand dollars (\$20,000) to secure the payment of any monetary sanction imposed in any enforcement proceeding, brought under this title or the Consumer Telemarketing Protection Act of 1990, compiled in title 47, chapter 18, part 15, by or on behalf of the authority.

of Tenn. Comp. R. & Regs. 1220-4-2-.57, which was promulgated pursuant to, *inter alia*, Tenn. Code Ann. § 65-2-102 and Tenn. Code Ann. § 65-4-201, and approved the Applications.

On August 15, 2012, the Authority received notification that the letter of credit in place for the Company would be cancelled on October 22, 2012. TRA Staff attempted to contact Express Connection via phone and certified mail to advise the Company of its failure to comply with the requirements of Tenn. Code Ann. § 65-4-125(j) (2004). The Company's phone was disconnected, and certified mail was returned as undeliverable.

As of the May 6, 2013 Authority Conference, the Company had failed to file with the Authority a \$20,000 corporate surety bond or an irrevocable letter of credit to secure the payment of any monetary sanction imposed in any enforcement proceeding. Accordingly, the Directors voted unanimously to revoke the Company's authority to conduct business in the State of Tennessee as a public utility.

**IT IS THEREFORE ORDERED THAT:**

The authority of Express Connection, LLC to conduct business in the State of Tennessee as a public utility is revoked, and this docket is closed.

**Chairman James M. Allison, Director Kenneth C. Hill and Director David F. Jones concur.**

**ATTEST:**

  
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**Earl R. Taylor, Executive Director**