

BY OVERNIGHT DELIVERY

January 11, 2006

Chairman Ron Jones
c/o Sharla Dillon, Dockets and Record Manager
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

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**Re: Docket 05-00341 – Joint Petition of Hypercube, LLC and KMC Data LLC
for Grant of the Authority to Complete a Series of Transactions Resulting in
the Transfer of Control of an Authorized Carrier
RESPONSE TO DATA REQUEST NO. 1**

Dear Chairman Jones:

On behalf of Hypercube, LLC and KMC Data LLC, enclosed for filing are an original and thirteen (13) copies of Petitioners' response to Data Request No. 1 issued on January 4, 2006.

Please date stamp the extra copy of this filing and return it in the envelope provided. Should you have any questions, please do not hesitate to contact us at (202) 424-7500.

Respectfully submitted,



Jean L. Kiddoo
Brett P. Ferenczak

Enclosure

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

January 11, 2006

IN RE)	
)	
JOINT PETITION OF HYPERCUBE, LLC)	
AND KMC DATA LLC FOR GRANT OF)	
THE AUTHORITY TO COMPLETE A)	Docket 05-00341
SERIES OF TRANSACTIONS RESULTING)	
IN THE TRANSFER OF CONTROL OF)	
AN AUTHORIZED CARRIER)	

**RESPONSES TO TENNESSEE REGULATORY AUTHORITY'S
DATA REQUEST NO. 1**

Hypercube, LLC ("Hypercube") and KMC Data LLC ("KMC Data") (collectively, "Petitioners"), by undersigned counsel, hereby provide the following responses to the Tennessee Regulatory Authority's ("TRA") Data Request No. 1:

- 1. Have the petitioners filed similar petitions or notices in other states? If so, provide a listing of states and action taken.**

ANSWER: Petitioners have requested approval from the following states. California, Colorado, Delaware, Georgia, Indiana, Louisiana, Maryland, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, North Carolina, Pennsylvania, Tennessee, Vermont, West Virginia, and Wyoming. All of these requests for approval are pending, except Delaware, which approved the transaction on January 10, 2006. Petitioners are in the process of filing additional requests for approval in Ohio, Texas, and Virginia. Petitioners have requested that all regulatory authorities grant approval by February 24, 2006.

- 2. Have the petitioners filed a similar petition with the FCC or other federal agency? If so, list any action taken and the associated file(s) or document number(s). If a**

schedule to complete the review of your petition has been established by any federal agency, provide such with your response.

ANSWER: Petitioners are in the process of filing an Domestic and International Section 214 Application with the FCC for approval of the transfer of control. Once filed, Petitioners expect to qualify for streamlined treatment and, therefore, obtain approval 30 days after the Public Notice establishing the pleading cycle for the Domestic Section 214 Application and 14 days after the Public Notice accepting the International Section 214 Application for filing.

3. Provide the number of customers that KMC Data LLC ("KMC Data") currently has in Tennessee.

ANSWER: KMC Data does not have any intrastate customers in Tennessee.

4. Will all KMC Data customers in Tennessee be transferred to Hypercube, LLC?

ANSWER: As stated above, KMC Data does not have any intrastate customers in Tennessee.

5. What telecommunications services will KMC Data continue to provide under its current CCN in Tennessee after the transfer?

ANSWER: As stated above, KMC Data does not currently have any intrastate customers in Tennessee. KMC Data's operations are focused on the provision of tandem services to wireless carriers, interexchange carriers, competitive local exchange carriers and incumbent local exchange carriers. In the future, KMC Data may offer such services in Tennessee on an intrastate basis.

6. Explain the current and future plans for existing MCI Network Services wholesale customers in Tennessee.

ANSWER: Petitioners do not have any knowledge regarding existing MCI Network Services wholesale customers in Tennessee. Pursuant to discussions with TRA Staff, Petitioners understand that this data request did not apply to them.

7. Consistent with TRA Rule 1220-4-2-.56(2)(d), provide a current customer notice or letter informing customer of the change in ownership and/or operating authority.

ANSWER: As stated above, KMC Data does not have any intrastate customers in Tennessee. This Data Request, therefore, is not applicable to Petitioners.

8. Verify all current CCNs issued by the Authority, and provide copies of all current business licenses of each Petitioner filed with the Tennessee Secretary of State's Office.

ANSWER: KMC Data verifies that its CCN was granted in Docket No. 01-00075 on January 29, 2002. The CCN authorizes KMC Data to provide resold and facilities-based local exchange and interexchange telecommunications services. Pursuant to discussions with TRA staff, Petitioners understand that staff has a copy of KMC Data's business license filed with the Tennessee Secretary of State and, therefore, that Petitioners do not need to provide a copy with this response. Hypercube is a holding company that does not plan to transact business in Tennessee. Hypercube, therefore, does not have a CCN or business license in Tennessee.

9. Confirm that petitioners will continue to operate under their present CCNs issued by the Authority and business licenses as filed with the Tennessee Secretary of State's Office.

ANSWER: KMC Data will continue to operate under its present CCN issued by the TRA and business licenses as filed with the Tennessee Secretary of State's Office. Hypercube does not have a CCN issued by the TRA or business licenses from the Tennessee Secretary of State's Office. As a holding company, Hypercube does not plan to transact business in Tennessee.

Respectfully submitted,



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Dated: January 11, 2006