

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

IN RE:	April 4, 2006)	
)	
COMPLAINT OF TELEPAK NETWORKS, INC. TO)	DOCKET NO.
ENFORCE ITS INTERCONNECTION AGREEMENT)	05-00342
WITH BELL SOUTH TELECOMMUNICATIONS, INC.)	

ORDER GRANTING MOTION TO DISMISS COMPLAINT, WITH PREJUDICE

This matter came before the Hearing Officer upon the *Motion to Dismiss Complaint* filed by Telepak Networks, Inc. ("Telepak") on April 4, 2006. On December 29, 2005, Telepak filed a complaint against BellSouth Telecommunications, Inc. ("BellSouth") to enforce the volume and term discounts contained in the interconnection agreement between BellSouth and Telepak. BellSouth filed its answer to Telepak's complaint on January 18, 2006. At a regularly scheduled Authority Conference held on February 6, 2006, the panel assigned to this docket voted unanimously to convene a contested case and to appoint a Hearing Officer to hear preliminary matters, set a procedural schedule to completion and prepare the matter for a hearing before the panel.

On April 4, 2006, Telepak filed the *Motion to Dismiss Complaint*. Telepak states that it has reached a settlement of its dispute with BellSouth and requests, pursuant to that settlement, that Telepak's complaint be dismissed, with prejudice. Telepak further states that BellSouth is in agreement with the *Motion to Dismiss Complaint*. The Hearing Officer finds that Telepak's request for a dismissal with prejudice is reasonable and should be granted.

IT IS THEREFORE ORDERED THAT:

The *Motion to Dismiss Complaint* filed by Telepak Networks, Inc. is granted and this docket is closed.

A handwritten signature in cursive script, reading "Jean A. Stone", written over a horizontal line.

Jean A. Stone, Counsel
as Hearing Officer