

**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

## NASHVILLE, TENNESSEE

**February 27, 2009**

**IN RE:**

**APPLICATION OF METROPOLITAN  
TELECOMMUNICATIONS OF TENNESSEE, INC.  
FOR A CERTIFICATE OF PUBLIC CONVENIENCE  
AND NECESSITY TO PROVIDE COMPETING LOCAL  
EXCHANGE AND INTEREXCHANGE  
TELECOMMUNICATIONS SERVICES WITHIN THE  
STATE OF TENNESSEE**

**DOCKET NO.**  
**06-00014**

**Company ID:**  
**128985**

**ORDER REVOKING AUTHORITY TO PROVIDE COMPETING  
LOCAL EXCHANGE AND INTEREXCHANGE TELECOMMUNICATIONS  
SERVICES IN TENNESSEE FOR NON-PAYMENT OF FEES**

This matter came before Chairman Eddie Roberson, Director Sara Kyle and Director Mary W. Freeman of the Tennessee Regulatory Authority (the “Authority”), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on February 23, 2009 to revoke the authority of Metropolitan Telecommunications of Tennessee, Inc. (the “Company”) to provide competing local exchange and interexchange telecommunications services in Tennessee due to non-payment of its annual inspection fee pursuant to Tenn. Code Ann. § 65-4-301(a)(1) (2004).<sup>1</sup>

The Company originally filed an Application for a Certificate of Public Convenience and Necessity (“CCN”) to provide competing local telecommunications services, including exchange access telecommunications services, and facilities-based and resold interexchange telecommunications services in Tennessee on January 17, 2006. During a Hearing held on March 30, 2006, the Hearing Officer found that the Company had met all the requirements for certification and

<sup>1</sup> Tenn. Code Ann. § 65-4-301(a)(1) (2004) provides:

Every public utility doing business in this state and subject to the control and jurisdiction of the authority to which the provisions of this chapter apply, shall pay to the state of Tennessee on or before April 1 of each year, a fee for the inspection, control and supervision of the business, service and rates of such public utility.

the requirements 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 Application.

An initial notice advising the Company of its failure to comply with the requirements of Tenn. Code Ann. § 65-4-301(a)(1) (2004) was mailed on February 11, 2008. A second notice was mailed on August 20, 2008. Finally, a Notice of Cancellation was mailed on January 9, 2009 via certified mail. The Company failed to respond. As a result of that failure, this matter was placed on the February 23, 2009 Authority Conference for the voting panel assigned to this docket to consider revocation of the authority of the Company to provide competing local exchange and interexchange telecommunications services in Tennessee due to non-payment of fees.

Based upon careful consideration of the record in this matter, the panel voted unanimously to revoke the authority of the Company to provide competing local exchange and interexchange telecommunications services in Tennessee.

**IT IS THEREFORE ORDERED THAT:**

As a result of the non-payment of fees, the authority granted to Metropolitan Telecommunications of Tennessee, Inc. to provide competing local exchange and interexchange telecommunications services in Tennessee is revoked, and this docket is closed.



Eddie Roberson, Chairman



Sara Kyle, Director



Mary W. Freeman, Director