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TRA DOCKET ROOM

September 25, 2006
Via Fax (615) 741-5015

Hon Sarah Kyle, Chairman
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

ATT: Shirley Frierson

IN RE: APPLICATION OF ELECTRIC POWER BOARD OF CHATTANOOGA
TO EXPAND ITS CERTIFICATE OF CONVENIENCE AND NECESSITY TO
PROVIDE INTRASTATE TELECOMMUNICATIONS SERVICES
STATEWIDE Docket 06-00193 [Hearing today]

Dear Chairman Kyle,

I represent Aeneas Communications, a CLEC in Jackson, Tennessee. I was scanning the TRA website today and found the hearing set for the EPB application. I did not get the notice sent to incumbent ILECs by statute, nor otherwise, but I would like to be heard on this application by phone today if possible.

Since the EPB is a governmental entity, recognized in practice and in law as existing and operating under different rules than private providers, the application for statewide coverage would seem a case of first impression. Neither Jackson Energy Authority or Bristol's network has such authority. We believe there are legal issues affecting this Application as well as questions surrounding the public necessity of the government of Chattanooga entering the West Tennessee market.

Any indulgence to enable us to be heard on this docket would be appreciated.

Sincerely,

Paul Rice, Attorney

Cc: via Fax, Melvin Malone, Esq.