

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

IN RE:

PETITION OF XSPEDIUS COMMUNICATIONS, LLC TO
CHANGE NAME AND TO WAIVE TRA RULE 1220-4-
1.8(1)(A)

)
)
)
)
)

DOCKET NO.
06-00227


ORDER GRANTING APPROVAL OF AN ASSUMED NAME

This matter came before Chairman Sara Kyle, Director Eddie Roberson, and Director Ron Jones of the Tennessee Regulatory Authority (the "Authority"), the voting panel assigned to this Docket, at a regularly scheduled Authority Conference held on September 25, 2006, upon the Petition of Xspedius, LLC (the "Company") to add an assumed name.

At a regularly scheduled Authority Conference on August 24, 2000, this Authority in Docket No. 00-00572 authorized the Company to provide facilities based local exchange, exchange access and interexchange telecommunications services within Tennessee, and an Order was issued on August 25, 2000. Subsequently, on January 23, 2001, in Docket No. 00-01145, at a regularly scheduled Authority Conference, the panel found that the Company had met all TRA requirements for changing its name and approved Xspedia, Corp. to change its name to Xspedius, Corp. On May 7, 2002, in Docket No. 02-00476, at a regularly scheduled Authority Conference, the panel found that the Company had met all TRA requirements for changing its name and approved Xspedius, Corp. to change its name to Xspedius, LLC. On September 5, 2006, the Company filed a Petition to change its name to Xspedius Communications, LLC and to waive TRA Rule 1220-4-1-.8(1)(a)[sic].

Based upon careful consideration of the record of this matter and upon a finding that the Company has substantially met the requirements of Tenn. Comp. R. & Regs. 1220-4-1-.08, a majority of the panel voted¹ to approve the name change *nunc pro tunc*.

IT IS SO ORDERED.


Sara Kyle, Chairman


Eddie Roberson, Director

Ron Jones, Director

¹ Director Jones abstained from voting and asserted that Tenn. Comp. R. & Reg. 1220-4-1-.08 does not require Directors' approval for a name change, and further, that requiring such approval is in direct opposition to the Authority's decision in Rulemaking Docket No. 04-00072 and is contrary to the plain language of the Rule.