

**MILLER
& MARTIN**
PLLC
ATTORNEYS AT LAW

1200 ONE NASHVILLE PLACE
150 FOURTH AVENUE, NORTH
NASHVILLE, TENNESSEE 37219-2433
(615) 244-9270
FAX (615) 256-8197 OR (615) 744-8466

Melvin J. Malone

Direct Dial (615) 744-8572
mmalone@millermartin.com

March 12, 2007

Honorable Director Pat Miller, Hearing Officer
c/o Sharla Dillon, Docket & Records Manager
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

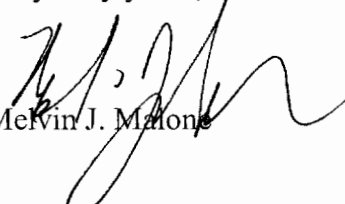
**RE: In the Matter of: Tennessee Rural Independent Coalition Petition for
Suspension and Modification Pursuant to 47 U.S.C. Section 251(f)(2)
TRA Docket No. 06-00228**

Dear Hearing Officer Miller:

Enclosed please find an original and thirteen (13) copies of the Motion Regarding CMRS Providers' Interrogatories and Requests for Production of Documents, along with a Memorandum in Support of the Motion. An additional copy of this filing is enclosed to be "File Stamped" for our records.

If you have any questions or require additional information, please let me know.

Very truly yours,


Melvin J. Malone

cc: Parties of Record

**BEFORE THE
TENNESSEE REGULATORY AUTHORITY**

In the Matter of:)	
)	
Tennessee Rural Independent)	Docket No. 06-00228
Coalition Petition for Suspension)	
And Modification Pursuant to)	
47 U.S.C. Section 251(f)(2))	

**MOTION REGARDING CMRS PROVIDERS' INTERROGATORIES AND
REQUESTS FOR PRODUCTION OF DOCUMENTS**

Cellco Partnership d/b/a Verizon Wireless; New Cingular Wireless PCS, LLC d/b/a Cingular Wireless;¹ Sprint Spectrum L.P. d/b/a Sprint PCS; and T-Mobile USA, Inc., (collectively referred to herein as “the CMRS Providers”) hereby jointly move and respectfully request the Tennessee Regulatory Authority (“TRA” or “Authority”) to permit the CMRS Providers to propound more than forty (40) discovery requests upon the members of the Rural Coalition.

GROUND FOR GRANTING MOTION

To reduce administrative burdens on both the parties and the TRA, the CMRS Providers have prepared and submitted discovery requests jointly. Therefore, to the extent the *CMRS Providers' Interrogatories and Requests for Production of Documents* directed to each member of the Rural Coalition are deemed to exceed the Authority's prescribed limits, it is both reasonable and appropriate to permit the CMRS Providers to exceed the amount of discovery requests set forth in the TRA's Rules of Practice and

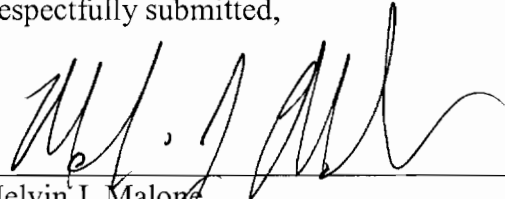
¹ Following the December 29, 2006, merger of AT&T, Inc. and BellSouth Corporation, Cingular Wireless became a wholly-owned indirect subsidiary of AT&T, Inc.

Procedure. A copy of the *CMRS Providers' Interrogatories and Requests for Production of Documents* is attached hereto.

CONCLUSION

Pursuant to the foregoing, the accompanying memorandum, and for good cause shown, the CMRS Providers respectfully request the TRA to grant this motion. Granting this motion is supported by sound TRA precedent and preserves valuable resources.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Melvin J. Malone', is written over a horizontal line.

Melvin J. Malone
Miller & Martin, PLLC
1200 One Nashville Place
150 4th Avenue North
Nashville, Tennessee 37219-2433
(615) 244-9270
mmalone@millermartin.com

Elaine D. Critides
Verizon Wireless
1300 I Street, NW, Suite 400W
Washington, DC 20005
(202) 589-3756
elaine.critides@verizonwireless.com

Attorneys for Cellco Partnership d/b/a
Verizon Wireless

Dan Menser
Marin Fettman
Corporate Counsel
T-Mobile USA, Inc.
12920 SE 38th Street
Bellevue, WA 98006
Dan.Menser@t-mobile.com
Marin.Fettman@t-mobile.com

Leon M. Bloomfield
Wilson & Bloomfield, LLP
1901 Harrison St., Suite 1620
Oakland, CA 94610
510-625-8250
lmb@wblaw.net

Attorneys for T-Mobile USA, Inc.

Joe Chiarelli
Sprint
6450 Sprint Parkway
Mailstop: KSOPHN0212-2A671
Overland Park, KS 66251
913-315-9223
Joe.M.Chiarelli@sprint.com

Bill Atkinson
Doug Nelson
Sprint
3065 Cumberland Cir., SE
Mailstop GAATLD0602
Atlanta, GA 30339
(404) 649-4882
Bill.Atkinson@sprint.com
Douglas.C.Nelson@sprint.com

Attorneys for Sprint PCS

Mark J. Ashby
Senior Attorney
Cingular Wireless
5565 Glenridge Connector
Suite 1700
Atlanta, GA 30342
Mark.Ashby@cingular.com

Paul Walters, Jr.
15 E. First St.
Edmond, OK 73034
405-359-1718
pwalters@sbcglobal.net

Attorneys for New Cingular Wireless PCS,
LLC d/b/a Cingular Wireless

DATED: March 12, 2007

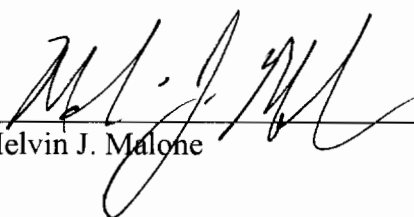
3653145_1.DOC

CERTIFICATE OF SERVICE

I hereby certify that on March 12, 2007, a true and correct copy of the foregoing has been served on the parties of record, via the method indicated:

<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Stephen G. Kraskin Kraskin, Lesse & Cosson, LLC 2120 L Street NW, Suite 520 Washington, D.C. 20037
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	William T. Ramsey Neal & Harwell, PLC 2000 One Nashville Place 150 Fourth Avenue North Nashville, TN 37219
<input checked="" type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input type="checkbox"/> Electronically	Melvin Malone Miller & Martin PLLC 1200 One Nashville Place 150 Fourth Avenue North Nashville, TN 37219
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Bill Atkinson Sprint Spectrum L.P. d/b/a Sprint PCS 3065 Cumberland Cir., SE Mailstop GAATLD0602 Atlanta, GA 30339
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Elaine D. Critides Verizon Wireless 1300 I Street, NW, Suite 400 West Washington, DC 20005
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Paul Walters, Jr. 15 East First Street Edmond, OK 73034

<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Mark J. Ashby Cingular Wireless 5565 Glennridge Connector, Suite 1700 Atlanta, GA 30342
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Dan Menser, Sr. Corp. Counsel Marin Fettman, Corp. Counsel Reg. Affairs T-Mobile USA, Inc. 12920 Southeast 38 th Street Bellevue, WA 98006
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Leon M. Bloomfield Wilson & Bloomfield, LLP 1901 Harrison Street, Suite 1630 Oakland, CA 94612
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Joe Chiarelli Spring 6450 Spring Parkway Mailstop: KSOPHN0212-2A671 Overland Park, KS 66251



Melvin J. Malone

**BEFORE THE
TENNESSEE REGULATORY AUTHORITY**

In the Matter of:)	
)	
Tennessee Rural Independent)	Docket No. 06-00228
Coalition Petition for Suspension)	
And Modification Pursuant to)	
47 U.S.C. Section 251(f)(2))	

**CMRS PROVIDERS' INTERROGATORIES AND REQUESTS FOR
PRODUCTION OF DOCUMENTS TO RURAL COALITION MEMBERS**

Cellco Partnership d/b/a Verizon Wireless; New Cingular Wireless PCS, LLC d/b/a Cingular Wireless;¹ Sprint Spectrum L.P. d/b/a Sprint PCS; and T-Mobile USA, Inc., (collectively referred to herein as “the CMRS Providers”) submit their Interrogatories and Requests for Production of Documents separately and independently to each member of the Rural Coalition, referred to separately and individually herein as Petitioner, pursuant to the Rules of the Tennessee Regulatory Authority (“TRA” or “Authority”) and the Tennessee Rules of Civil Procedure. These Interrogatories include requests for copies of documents as provided by the Tennessee Rules of Civil Procedure. Answers must be served consistent with the Procedural Schedule established by the Hearing Officer in this matter. Each member of the Rural Coalition should provide separate answers to these Interrogatories and Requests for Production, except to the extent that the answer to a particular question is the same for all or some portion of the

¹ Following the December 29, 2006, merger of AT&T, Inc. and BellSouth Corporation, Cingular Wireless became a wholly-owned indirect subsidiary of AT&T, Inc.

Rural Coalition members. Consistent with Authority Rules, all responses shall be signed under oath.²

DEFINITIONS AND INSTRUCTIONS

1. "Affiliate" shall have the meaning as defined in 47 U.S.C. § 153(1).
2. "CMRS" and "Commercial Mobile Radio Service" shall have the meaning defined and used by the Federal Communications Commission. *See* 47 C.F.R. §§ 20.3, 20.9(a)(4), (7), (11).
3. "Communication" or "communications" shall mean all meetings, conversations, conferences, discussions, correspondence, messages, telegrams, telefax, mailgrams, and all oral and written expressions or other occurrences whereby thoughts, opinions or data are transmitted between two or more persons.
4. "Documents" as used herein shall mean every original and every non-identical copy of any original of all mechanically written, handwritten, typed or printed material, electronically stored data, microfilm, microfiche, sound recordings, films, photographs, slides, and other physical objects of every kind and description containing stored information, including but not limited to, all transcripts, letters, notes, memoranda, tapes, records, telegrams, periodicals, pamphlets, brochures, circulars, advertisements, leaflets, reports, research studies, test data, working papers, drawings, maps, sketches, diagrams, blueprints, graphs, charts, diaries, logs, agreements, contracts, rough drafts, analyses, ledgers, inventories, financial information, books of account, understandings, minutes of meetings, minute books, resolutions, assignments, computer printouts, purchase

² The CMRS Providers hereby agree to be bound in TRA Docket No. 06-00228 by the Protective Order entered into by the parties and approved by the Hearing Officer in TRA Docket No. 03-00585.

orders, invoices, bills of lading, written memoranda or notes of oral communications, and any other tangible thing of whatever nature.

5. "Person" or "Persons" shall have the meaning as defined in 47 U.S.C. § 153(32).
6. "Rural Coalition Member" or "Coalition Member" shall mean any Petitioner herein.
7. "Telecommunications carrier" shall have the same meaning as defined in 47 U.S.C. § 153(44).
8. "Telecommunications service" shall have the same meaning as defined in 47 U.S.C. § 153(46).
9. "Termination" shall have the meaning as defined in 47 C.F.R. § 51.701(d).
10. "Transport" shall have the meaning as defined in 47 C.F.R. § 51.701(c).
11. "CMRS Providers" shall mean Verizon Wireless, Cingular Wireless, Sprint PCS, and T-Mobile.
12. "Identify" or "state the identity of" means:
 - (a) In the case of a person, to state the name; last known residence; employer or business affiliation; and occupation and business position held.
 - (b) In the case of a company, to state the name; if incorporated, the place of incorporation; the principal place of business; and the identity of the person(s) having knowledge of the matter with respect to which the company is named.
 - (c) In the case of a document, to state the identity of the person(s) who prepared it; the sender and recipient; the title or a description of the general nature of the subject matter; the date of preparation; the date and manner of distribution

and publication; the location of each copy and the identity of the present custodian; and the identity of the person(s) who can identify it.

(d) In the case of an act or event, to state a complete description of the act or event; when it occurred; where it occurred; the identity of the person(s) performing said act (or omission); the identity of all persons who have knowledge, information or belief about the act; when the act, event, or omission first became known; the circumstances; the manner in which such knowledge was first obtained; and the documents or other writings which memorialize the instance.

13. If you object to any Interrogatory or Request for Production of Documents, or any subpart thereof, or otherwise withhold responsive information because of the claim of privilege, work product, or other grounds:

- (a) identify the Interrogatory or Request for Production of Documents to which objection or claim of privilege is made;
- (b) state whether the information is found in a document, oral communication, or in some other form;
- (c) identify all grounds for objection or assertion of privilege, and set forth the factual basis for assertion of the objection or claim of privilege;
- (d) identify the information withheld by description of the topic or subject matter, the date of the communication, and the participants; and

- (e) identify all persons having knowledge of any facts relating to your claim of privilege.

- 14. If you object to any portion of an Interrogatory or Request for Production of Documents, explain your objection and answer the remainder.
- 15. The information requested herein is intended to include all knowledge and information of Petitioner in its corporate capacity, and includes, unless otherwise specifically indicated, Petitioner's predecessors, agents, legal representatives, divisions, subsidiary entities, both controlled and wholly-owned, and all other related companies (as defined by 15 U.S.C. § 1127), and the past and present officers, directors, employees, agents, representatives, attorneys and other personnel thereof, as well as each entity through which Petitioner provides telephone service.
- 16. These Interrogatories are deemed continuing in nature, requiring Petitioner to serve further responses promptly after Petitioner has acquired additional knowledge or information.

INTERROGATORIES

- 1. For each Rural Coalition member, identify all affiliated entities (excluding individuals) (1) that hold an ownership interest in a Coalition member, or (2) that a Coalition member holds an ownership interest in.
- 2. If not contained in the audited financial statements produced in response to Request for Production of Documents Number 1, identify the following for each Coalition member:
 - a. After-tax earnings or "surplus" for the most recent three (3) years.
 - b. Current book value of plant, equipment and other assets.
 - c. Annual gross revenue for the most recent three (3) years.
 - d. For the most recent three (3) years, equity (or "retained surplus") as a proportion of the book value of equity and debt (i.e., return on equity).
 - e. The effective corporate income tax rate.

- f. For the most recent three (3) years, annual cash-flow both before and after capital expenditures.
- 3. For each Rural Coalition member, provide:
 - a. The name of each entity from which an estimate was received of the cost to perform a forward looking study (e.g., LRIC, TSLRIC, TELRIC) of Transport and Termination.
 - b. Each and every cost estimate received for performing a forward looking study (e.g., LRIC, TSLRIC, TELRIC) from each entity identified in “a” above.
- 4. For TDS:
 - a. Identify each TELRIC cost study (by jurisdiction and date) that has been performed by or for TDS to support any Transport and Termination rate(s) it has sought to charge any interconnecting Telecommunications Carrier in any jurisdiction.
 - b. For each cost study, identify:
 - i. The name of the entity that performed the study.
 - ii. The cost of performing the study.
 - iii. Whether the study was filed in a state cost proceeding conducted under Section 252(d) of the Act.
 - iv. If answer to “iii” is yes, identify such state(s) and indicate whether such study was approved by such state commission(s) as producing TELRIC rates.
 - v. If answer to “iii” is yes, and such study was approved by such state commission(s) as producing TELRIC rates, identify with particularity such state commission order(s) approving such study.
- 5. For CenturyTel:
 - a. Identify each cost study (by jurisdiction and date) that has been performed by or for CenturyTel to support any Transport and Termination rate(s) it has sought to charge any interconnecting Telecommunications Carrier in any jurisdiction.
 - b. For each cost study, identify:
 - i. The name of the entity that performed the study.
 - ii. The cost of performing the study.
 - iii. Whether the study was filed in a state cost proceeding conducted under Section 252(d) of the Act;
 - iv. If answer to “iii” is yes, identify such state(s) and indicate whether such study was approved by such state commission(s) as producing TELRIC rates.

- v. If answer to “iii” is yes, and such study was approved by such state commission(s) as producing TELRIC rates, identify with particularity such state commission order(s) approving such study.
6. For each Rural Coalition member other than TDS and CenturyTel:
 - a. Identify each cost study (by jurisdiction and date) that has been performed for the Coalition member or an Affiliate to support any Transport and Termination rate(s) that either the Coalition Member or an Affiliate has sought to charge any interconnecting Telecommunications Carrier.
 - b. For each cost study, identify:
 - i. The name of the entity that performed the study.
 - ii. The cost of performing the study.
 - iii. Whether the study was filed in a state cost proceeding conducted under Section 252(d) of the Act;
 - iv. If answer to “iii” is yes, identify such state(s) and indicate whether such study was approved by such state commission(s) as producing TELRIC rates.
 - v. If answer to “iii” is yes, and such study was approved by such state commission(s) as producing TELRIC rates, identify with particularity such state commission order(s) approving such study.
7. For each Coalition member, please, complete the following chart, which is not asking for production of company-specific data. This interrogatory merely asks that, as to each category of information described in Column (A), each Coalition member answer “Yes” or “No” to the questions respectively posed in Columns (B), (C) and (D). If Column (B) is answered “yes,” then Columns (C) and (D) need not be answered. If Column (C) is answered “yes,” then Column (D) need not be answered. Column (D) need be answered only if Columns (A) and (B) are both answered “no.”

(A)	(B) Is This Information Currently Available Within Your Records?	(C) If the Answer in Column (B) is No, Can This Information be Collected by Current Employee(s)?	(D) If the Answer in Columns (B) and (C) is No, Can This Information be Collected by an Outside Consultant?
1. Identification of host, remote and tandem switches by common name and CLLI Code.			
2. For each identified tandem, whether wireless-originated traffic is switched by			

(A)	(B) Is This Information Currently Available Within Your Records?	(C) If the Answer in Column (B) is No, Can This Information be Collected by Current Employee(s)?	(D) If the Answer in Columns (B) and (C) is No, Can This Information be Collected by an Outside Consultant?
and transits that tandem.			
3. The year each switch was originally placed in service.			
4. Lines in service for each switch.			
5. Lines in service for each exchange.			
6. Host-remote trunks in service (DSOs) for each switch.			
7. Total interoffice trunks in service (DSOs) for each switch (i.e., trunks to other standalone/host switches or tandem switches).			
8. Total annual switched access minutes of use.			
9. Location of meet points with other landline carriers.			
10. Length of each interoffice cable route.			
11. Type of each interoffice cable (copper or fiber, buried, underground or aerial).			
12. Size of each interoffice cable (e.g. 24 fiber cable).			
13. Number of interoffice fibers assigned used for digital loop carrier systems.			
14. Number of interoffice fiber leased to third-parties.			
15. Number of interoffice fibers used by interoffice transport system.			
16. The size of transport transmission			

(A)	(B) Is This Information Currently Available Within Your Records?	(C) If the Answer in Column (B) is No, Can This Information be Collected by Current Employee(s)?	(D) If the Answer in Columns (B) and (C) is No, Can This Information be Collected by an Outside Consultant?
equipment located at each switch.			
17. Copy of continuing property record (CPR) for Central Office Switching (e.g., account 2212) for year end 2005.			
18. Composite interstate and intrastate access charges			
19. Total DS1 and DS3 circuits between each end office switch and its corresponding access tandem.			
20. Total DS1 and DS3 circuits between each host central office switch and its subtending remote switch(es).			

REQUESTS FOR PRODUCTION OF DOCUMENTS

1. For each Rural Coalition member, produce copies of the three (3) most recent audited financial statements containing Part 32 – Uniform System of Accounts level detail.
2. Produce copies of all documents supporting the answers to Interrogatory Number 2.
3. Produce copies of all documents supporting the answers to Interrogatory 3(b).
4. Produce all documents supporting the cost estimates in Petitioners' Supplemental Statement filed herein.
5. Produce a copy of each cost study identified in response to Interrogatory 4(a).
6. Produce a copy of any orders supporting the answer to Interrogatory 4(b)(v).
7. Produce a copy of each cost study identified in response to Interrogatory 5(a).

8. Produce a copy of any orders supporting the answer to Interrogatory 5(b)(v).
9. Produce a copy of each cost study identified in response to Interrogatory 6(a).
10. Produce all documents supporting the answers to Interrogatory 6(b)(ii).
11. Produce a copy of any orders supporting the answer to Interrogatory 6(b)(v).



Melvin J. Malone
Miller & Martin, PLLC
1200 One Nashville Place
150 4th Avenue North
Nashville, Tennessee 37219-2433
(615) 244-9270
mmalone@millermartin.com

Elaine D. Critides
Verizon Wireless
1300 I Street, NW, Suite 400W
Washington, DC 20005
(202) 589-3756
elaine.critides@verizonwireless.com

Attorneys for Cellco Partnership d/b/a
Verizon Wireless

Dan Menser
Marin Fettman
Corporate Counsel
T-Mobile USA, Inc.
12920 SE 38th Street
Bellevue, WA 98006
Dan.Menser@t-mobile.com
Marin.Fettman@t-mobile.com

Leon M. Bloomfield
Wilson & Bloomfield, LLP
1901 Harrison St., Suite 1620
Oakland, CA 94610
510-625-8250
lmb@wblaw.net

Attorneys for T-Mobile USA, Inc.

Joe Chiarelli
Sprint
6450 Sprint Parkway
Mailstop: KSOPHN0212-2A671
Overland Park, KS 66251
913-315-9223
Joe.M.Chiarelli@sprint.com

Bill Atkinson
Doug Nelson
Sprint
3065 Cumberland Cir., SE
Mailstop GAATLD0602
Atlanta, GA 30339
(404) 649-4882
Bill.Atkinson@sprint.com
Douglas.C.Nelson@sprint.com

Attorneys for Sprint PCS

Mark J. Ashby
Senior Attorney
Cingular Wireless
5565 Glenridge Connector
Suite 1700
Atlanta, GA 30342
Mark.Ashby@cingular.com

Paul Walters, Jr.
15 E. First St.
Edmond, OK 73034
405-359-1718
pwalters@sbcglobal.net

Attorneys for New Cingular Wireless PCS,
LLC d/b/a Cingular Wireless

DATED: March 12, 2007

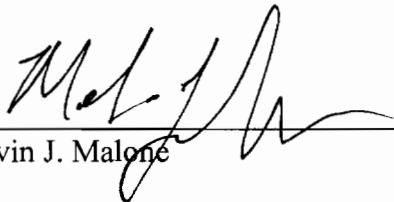
3650833_1.DOC

CERTIFICATE OF SERVICE

I hereby certify that on March 12, 2007, a true and correct copy of the foregoing has been served on the parties of record, via the method indicated:

<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Stephen G. Kraskin Kraskin, Lesse & Cosson, LLC 2120 L Street NW, Suite 520 Washington, D.C. 20037
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	William T. Ramsey Neal & Harwell, PLC 2000 One Nashville Place 150 Fourth Avenue North Nashville, TN 37219
<input checked="" type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input type="checkbox"/> Electronically	Melvin Malone Miller & Martin PLLC 1200 One Nashville Place 150 Fourth Avenue North Nashville, TN 37219
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Bill Atkinson Sprint Spectrum L.P. d/b/a Sprint PCS 3065 Cumberland Cir., SE Mailstop GAATLD0602 Atlanta, GA 30339
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Elaine D. Critides Verizon Wireless 1300 I Street, NW, Suite 400 West Washington, DC 20005
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Paul Walters, Jr. 15 East First Street Edmond, OK 73034

<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Mark J. Ashby Cingular Wireless 5565 Glennridge Connector, Suite 1700 Atlanta, GA 30342
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Dan Menser, Sr. Corp. Counsel Marin Fettman, Corp. Counsel Reg. Affairs T-Mobile USA, Inc. 12920 Southeast 38 th Street Bellevue, WA 98006
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Leon M. Bloomfield Wilson & Bloomfield, LLP 1901 Harrison Street, Suite 1630 Oakland, CA 94612
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Joe Chiarelli Spring 6450 Spring Parkway Mailstop: KSOPHN0212-2A671 Overland Park, KS 66251



Melvin J. Malone

**BEFORE THE
TENNESSEE REGULATORY AUTHORITY**

In the Matter of:)	
)	
Tennessee Rural Independent)	Docket No. 06-00228
Coalition Petition for Suspension)	
And Modification Pursuant to)	
47 U.S.C. Section 251(f)(2))	

**MEMORANDUM IN SUPPORT OF MOTION REGARDING CMRS
PROVIDERS' INTERROGATORIES AND REQUESTS FOR PRODUCTION OF
DOCUMENTS**

Cellco Partnership d/b/a Verizon Wireless; New Cingular Wireless PCS, LLC d/b/a Cingular Wireless;¹ Sprint Spectrum L.P. d/b/a Sprint PCS; and T-Mobile USA, Inc., (collectively referred to herein as "the CMRS Providers") submit this memorandum in support of their motion to permit the CMRS Providers to propound more than forty (40) discovery requests upon the members of the Rural Coalition. For the reasons set forth herein, and for good cause shown, the CMRS Providers respectfully request the Tennessee Regulatory Authority ("TRA" or "Authority") to grant the motion.

I.

BACKGROUND

Pursuant to the Procedural Schedule in this matter, discovery requests are due on March 12, 2006. Hence, simultaneously with the filing of the Motion and this memorandum, the CMRS Providers have submitted joint discovery requests upon each

¹ Following the December 29, 2006, merger of AT&T, Inc. and BellSouth Corporation, Cingular Wireless became a wholly-owned indirect subsidiary of AT&T, Inc.

member of the Rural Coalition.² In their *Motion Regarding CMRS Providers' Interrogatories and Requests for Production of Documents* (the "Motion"), the CMRS Providers requested permission, to the extent necessary, to exceed the Authority's prescribed limits. The basis of the Motion is to reduce administrative burdens on both the parties and the TRA.³

II.

ARGUMENTS

Simultaneously with the filing of the Motion, the CMRS Providers submitted joint discovery requests upon the members of the Rural Coalition to reduce administrative burdens on both the parties and the TRA. On its face, the Authority rule that provides that "No Party" shall serve more than forty (40) discovery requests without leave of the Authority does not appear to contemplate joint submissions.⁴ To be sure, each of the CMRS Providers could have, under the Authority's rules, separately submitted up to forty (40) discovery requests upon each of the members of the Rural Coalition, resulting in a total of some 160 interrogatories (i.e. 40 requests x 4 CMRS Providers). Though permissible, such an approach would have far exceeded the number of requests that the CMRS Providers jointly propounded and would have been far less efficient from the perspective of the parties and the Authority. For these reasons, the CMRS Providers have attempted, in good faith, to work in a manner consistent with the spirit of the Authority's rules and have jointly submitted discovery requests in a number far short of 160.

² Section 251(f)(2) of the Telecommunications Act of 1996 requires each petitioning rural carrier to demonstrate that it meets the statutory and regulatory standards for a suspension.

³ A copy of the *CMRS Providers' Interrogatories and Requests for Production of Documents* is attached to the Motion.

⁴ See Tenn. Reg. Auth. R. 1220-1-2.11(5)(a).

Finally, the agency has a long and common practice of permitting parties to exceed prescribed limits on discovery requests when such requests are submitted jointly.⁵

III.

CONCLUSION

Consistent with their *Motion Regarding CMRS Providers' Interrogatories and Requests for Production of Documents*, and for good cause shown, the CMRS Providers respectfully request the Hearing Officer to grant their motion and thereby permit the CMRS Providers to propound more than forty (40) discovery requests upon the members of the Rural Coalition.

Respectfully submitted,



Melvin J. Malone
Miller & Martin, PLLC
1200 One Nashville Place
150 4th Avenue North
Nashville, Tennessee 37219-2433
(615) 244-9270
mmalone@millermartin.com

Elaine D. Critides
Verizon Wireless
1300 I Street, NW, Suite 400W
Washington, DC 20005
(202) 589-3756
elaine.critides@verizonwireless.com

Attorneys for Cellco Partnership d/b/a
Verizon Wireless

⁵ See, e.g., *Order Regarding Discovery*, TRA Consolidated Docket No. 03-00585 (April 15, 2004) (Hearing Officer granted motion to exceed Authority's prescribed limits to the number of discovery requests where requests were submitted jointly).

Dan Menser
Marin Fettman
Corporate Counsel
T-Mobile USA, Inc.
12920 SE 38th Street
Bellevue, WA 98006
Dan.Menser@t-mobile.com
Marin.Fettman@t-mobile.com

Leon M. Bloomfield
Wilson & Bloomfield, LLP
1901 Harrison St., Suite 1620
Oakland, CA 94610
510-625-8250
lmb@wblaw.net

Attorneys for T-Mobile USA, Inc.

Joe Chiarelli
Sprint
6450 Sprint Parkway
Mailstop: KSOPHN0212-2A671
Overland Park, KS 66251
913-315-9223
Joe.M.Chiarelli@sprint.com

Bill Atkinson
Doug Nelson
Sprint
3065 Cumberland Cir., SE
Mailstop GAATLD0602
Atlanta, GA 30339
(404) 649-4882
Bill.Atkinson@sprint.com
Douglas.C.Nelson@sprint.com

Attorneys for Sprint PCS

Mark J. Ashby
Senior Attorney
Cingular Wireless
5565 Glenridge Connector
Suite 1700
Atlanta, GA 30342
Mark.Ashby@cingular.com

Paul Walters, Jr.
15 E. First St.
Edmond, OK 73034
405-359-1718
pwalters@sbcglobal.net

Attorneys for New Cingular Wireless PCS,
LLC d/b/a Cingular Wireless

DATED: March 12, 2007

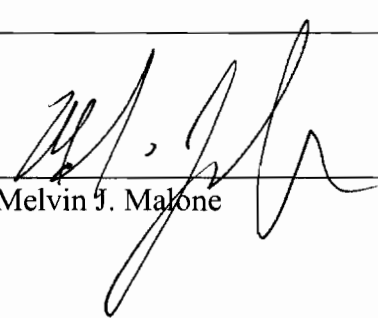
3653226_1.DOC

CERTIFICATE OF SERVICE

I hereby certify that on March 12, 2007, a true and correct copy of the foregoing has been served on the parties of record, via the method indicated:

<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Stephen G. Kraskin Kraskin, Lesse & Cosson, LLC 2120 L Street NW, Suite 520 Washington, D.C. 20037
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	William T. Ramsey Neal & Harwell, PLC 2000 One Nashville Place 150 Fourth Avenue North Nashville, TN 37219
<input checked="" type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input type="checkbox"/> Electronically	Melvin Malone Miller & Martin PLLC 1200 One Nashville Place 150 Fourth Avenue North Nashville, TN 37219
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Bill Atkinson Sprint Spectrum L.P. d/b/a Sprint PCS 3065 Cumberland Cir., SE Mailstop GAATLD0602 Atlanta, GA 30339
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Elaine D. Critides Verizon Wireless 1300 I Street, NW, Suite 400 West Washington, DC 20005
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Paul Walters, Jr. 15 East First Street Edmond, OK 73034

<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Mark J. Ashby Cingular Wireless 5565 Glennridge Connector, Suite 1700 Atlanta, GA 30342
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Dan Menser, Sr. Corp. Counsel Marin Fettman, Corp. Counsel Reg. Affairs T-Mobile USA, Inc. 12920 Southeast 38 th Street Bellevue, WA 98006
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Leon M. Bloomfield Wilson & Bloomfield, LLP 1901 Harrison Street, Suite 1630 Oakland, CA 94612
<input type="checkbox"/> Hand <input type="checkbox"/> Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Overnight <input checked="" type="checkbox"/> Electronically	Joe Chiarelli Spring 6450 Spring Parkway Mailstop: KSOPHN0212-2A671 Overland Park, KS 66251


Melvin J. Malone