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December 21, 2006

VIA UPS

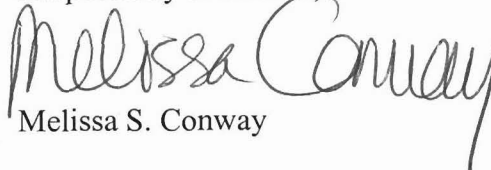
Sharla Dillon, Docket Room Manager
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243

Re: Application of Acceris Management and Acquisition LLC and First
Communications, LLC for Approval of an Asset Transfer –
Docket No. 06-00300 – Data Request No. 1

Dear Ms. Dillon:

Enclosed please find an original, a duplicate and thirteen (13) copies of the responses of the Applicants to **Data Request No. 1** in the above-referenced docket. Please date-stamp the duplicate and return it in the envelope provided. Should there be any questions regarding this matter, please contact Melissa Conway at (202) 342-8552.

Respectfully submitted,


Melissa S. Conway

Enclosures

cc: Jerry Kettles
Carlos Black

T.R.A. DOCKET ROOM
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Application of Acceris Management and
Acquisition, LLC and First Communications, LLC
d/b/a First Communications of Ohio, LLC for
Approval of an Asset Transfer
Docket No. 06-00300

- 1) Have the applicants filed similar applications or notices in other states? If so, please provide a listing of states and actions taken.

Answer: As of the date of this filing, the Applicants have filed similar applications or notices, as applicable, in the following jurisdictions: Arkansas, California, Colorado, Connecticut, Delaware, Florida, Georgia, Hawaii, Illinois, Indiana, Iowa, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Montana, Nevada, New Hampshire, New Jersey, New York, Nebraska, North Carolina, North Dakota, Mississippi, Missouri, Oregon, Pennsylvania, Rhode Island, Utah, Vermont, Virginia, Washington, West Virginia, and Wisconsin. As of the date of this filing, all of the above-referenced filings are pending.

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- 2) As required by FCC Rules in CC Docket No. 00-257, provide a copy of the self-certification letter filed with the FCC regarding transfer transactions.

Answer: The Applicants have not yet filed the self-certification letter with the FCC because the customer notification letters have not yet been sent to the affected customers. It is anticipated that the letter will be filed in early 2007. After the self-certification letter has been filed with the FCC, the Applicants will file a copy of the letter with the Authority.

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- 3) Provide the number of long distance resale customers that Acceris Management and Acquisition LLC ("Acceris") currently has in Tennessee.

Answer: Acceris currently has approximately 1800 customers in Tennessee.

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- 4) Will all Acceris long distance resale customers in Tennessee be transferred to First Communications, LLC d/b/a First Communications or Ohio, LLC ("First")?

Answer: Yes.

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- 5) Page 6 of the Joint Application filed with the Authority on November 29, 2006, states that First will provide advance written notice to all affected customers at least thirty (30) days prior to the transfer, explaining the change in service provider in accordance with applicable Federal Communications Commission ("FCC") and TRA requirements for changing a customer's presubscribed carrier. Consistent with TRA Rule 1220-4-2-.56(2)(d), provide a current customer notification that meet the requirements and/or complies with the above-referenced rule (see attachment).

Answer: See *Exhibit A*.

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- 6) Page 6 of the Joint Application states that the Applicants have reached an agreement providing for the acquisition by First of certain of the remaining assets of Acceris (except for certain cash equivalent assets retained by Acceris), including the remaining long distance resale customers and any remaining personal property, but not including any federal or state telecommunications authorizations. Please provide a copy of the agreement.

Answer: Although the Applicants have reached an agreement, the final purchase agreement has not yet been executed. It is anticipated that the final agreement will be executed on December 28, 2006. A copy of the agreement will be late-filed with the Authority after execution.

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Exhibit A



IMPORTANT INFORMATION REGARDING YOUR TELECOMMUNICATIONS SERVICE.

December 5, 2006

Dear _____ :

We are happy to share some exciting news about your telecommunications services. We are proud to announce that, beginning on or about March 1, 2007, your telecommunications services, formerly provided by Acceris Communications will be provided by First Communications.

Who is First Communications?

First Communications is a full service, facilities-based telecommunications provider located in Northeast Ohio. First Communications serves more than 130,000 business and residential customers across the U.S. with the majority located in Ohio, Michigan and Indiana. First Communications is a solid financial company with 23 straight quarters of profitable growth with a strong equity base, including a Fortune 100 company. For more information about First Communications, please visit the First Communications website www.firstcomm.com.

What does this mean?

First Communications is purchasing the proprietary rights to many of Acceris Communications products, including long distance and circuits. The initial period of transition will involve your account migration to First Communications billing system. Therefore, once the migration is complete, First Communications will support your telecommunications needs.

What happens to my services?

Your services will not be affected during this transition. In fact, from the first day of the transitional period you will experience a superior quality of service led by First Communications veteran staff of Client Care management. During this transition, there will be **NO** change to your rates, service options, or the way that you dial and **NO** interruption in service. Please, also be assured that the operations of Acceris Communications Network Operations Center (NOC) will remain fully functional during this period. Therefore, you will continue to be able to request changes to your service, submit trouble tickets and receive timely troubleshooting resolutions.

Any future changes in rates, terms and conditions of service will be done as prescribed by the Federal Communications Commission (FCC) and your applicable state regulatory commission. In addition, First Communications will provide a 30-day notification for any pricing changes within 90 days of the acquisition.

Will I be charged for this change?

Absolutely **NOT!** There will be no charge or fee as a result of this change to First Communications. Please contact First Communications if a charge does appear on your bill. The only difference that you will notice will be the name of your carrier and the look of your new monthly bill.

When will this Change Occur?

No further action is required on your part. First Communications anticipates that the transfer will occur on or about March 1, 2007, provided that the necessary regulatory approvals have been

obtained. Beginning on or after that date, First Communications will be providing your service and Acceris Communications will no longer be your service provider. First Communications is confident that you will find that remaining with us is the smart choice to meet your telecommunications needs; however, First Communications realizes that you have a choice of service providers, and you may choose another carrier at any point, subject to any applicable termination provisions in your contract.

All subscribers receiving this notice, even those who had arranged preferred carrier freezes through their local service providers on the service(s) involved in the transfer, will be transferred to First Communications, unless they select a different carrier before the transfer date. Existing preferred carrier freezes on the service(s) involved in the transfer will be lifted. You must contact your new local service provider (First Communications or other local service provider that you choose) to arrange a new freeze to protect you from unauthorized carrier changes after the transfer.

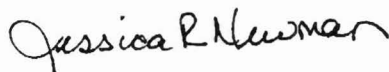
If you have any questions or concerns in regards to service needs, complaints or billing issues, you can also call First Communications at 1.800.274.1015 or prior to the transfer on or around March 1, 2007, call Acceris Communications at 1.800.852.7023, and a representative will assist you.

Welcome to First Communications and thank you for your time.

Sincerely,

A handwritten signature in black ink, appearing to read "Ray Hexamer".

Ray Hexamer
Chief Executive Officer
First Communications

A handwritten signature in black ink, appearing to read "Jessica R. Newman".

Jessica R. Newman
Chief Executive Officer
Acceris Management and Acquisition LLC
d/b/a Acceris Communications



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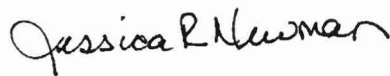
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Welcome to First Communications and thank you for your time.

Sincerely,



Ray Hexamer
Chief Executive Officer
First Communications



Jessica R. Newman
Chief Executive Officer
New Access Communications