

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

IN RE:	June 13, 2007)	
)	
PETITION OF US LEC OF TENNESSEE INC. TO ASSUME)	DOCKET NO.
THE FICTITIOUS NAME OF PAETEC BUSINESS SERVICES)	07-00035


ORDER GRANTING APPROVAL OF AN ASSUMED NAME

This matter came before Director Eddie Roberson, Director Pat Miller 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 February 26, 2007, upon the Petition of US LEC of Tennessee, Inc. ("US LEC, Inc." or the "Company") to utilize an assumed name.

At a regularly scheduled Authority Conference on September 18, 1997, in Docket No. 97-00387, this Authority approved a Certificate of Public Convenience and Necessity ("CCN") allowing US LEC of Tennessee, LLC ("US LEC, LLC") to provide local exchange, exchange access and interexchange telecommunications services in Tennessee. During a regularly scheduled Authority Conference on December 16, 1997, in Docket No. 97-07584, this Authority authorized the transfer of US LEC, LLC to US LEC, Inc., which was part of an overall corporate reorganization. On January 24, 2007, US LEC, Inc. filed a *Petition* in this Docket notifying the Authority that it is assuming the fictitious name of PAETEC Business Services to do business in Tennessee.

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

IT IS SO ORDERED.


Eddie Roberson, Director


Pat Miller, 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 asserted 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.