

# TENNESSEE REGULATORY AUTHORITY



460 James Robertson Parkway  
Nashville, Tennessee 37243-0505

April 12, 2007

Henry Walker, Counsel  
Boult, Cummings, Conners & Berry, PLC  
1600 Division Street, Suite 700  
Nashville, TN 37203

RE: Docket 07-00078: Petition of FDN Holdings, LLC, Southern Digital Network, Inc. d/b/a FDN Communications and NuVox, Inc. for Approval of a Transfer of Control of an Authorized Telecommunications Provider

Dear Mr. Walker:

In order to fully analyze the above-referenced *Petition*, the Tennessee Regulatory Authority ("TRA" or "Authority") requires additional information. Please provide the information requested below by April 20, 2007, and refer to this correspondence as Data Request No. 1 in the response.

1. Have the Petitioners filed similar petitions or notices in other states? If so, provide a listing of states and actions taken.
2. Have the Petitioners filed a similar petition with the FCC or other federal agency? If so, list any action taken and the associated file(s) or document number(s). If a schedule to complete the review of your application has been established by any federal agency, provide such with your response.
3. Provide the number of customers that Southern Digital Network, Inc. d/b/a FDN Communications ("SDN") currently has in Tennessee.
4. As indicated on Page 1 of the *Petition*, provide the Authority with a copy of the Agreement and Plan of Merger ("Agreement") dated March 20, 2007, among the Petitioners.

If you have any questions or need further assistance, please call Carlos Black at 615-741-2904, ext. 196, or e-mail him at [Carlos.Black@state.tn.us](mailto:Carlos.Black@state.tn.us). Please respond by sending the original and 13 copies either by U.S. Mail or express mail. Alternatively, you may send the original and four (4) copies along with an electronic file to:

Ms. Sharla Dillon, Docket Room Manager  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243-0505  
Email: [sharla.dillon@state.tn.us](mailto:sharla.dillon@state.tn.us)

Sincerely,

Jerry Kettles, Chief  
Economics Analysis & Policy Division

cc: Riley M. Murphy  
Melissa Conway  
Matthew Feil  
Jean Kiddoo