



BOULT ■ CUMMINGS®
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October 27, 2008

Hon. Tre Hargett, Chairman
c/o Sharla Dillon
Tennessee Regulatory Authority
460 James Robinson Parkway
Nashville, TN 37238

filed electronically in docket office on 10/27/08

Re: In re Petition of CompSouth for Declaratory Ruling
Docket 08-00184

Dear Chairman Hargett:

In response to the argument raised by AT&T Tennessee on October 24, 2008, that CompSouth's request for a declaratory ruling "is barred as a matter of law by res judicata," CompSouth respectfully directs the agency to the decision of the Tennessee Supreme Court in United Cities v. Tennessee Public Service Commission, 789 S.W.2d 256 (Tenn. 1990).

Very truly yours,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By:


Henry Walker

HW/cas

cc: Guy Hicks