

# BINGHAM

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February 5, 2009

## By Overnight Delivery

Chairman Ron Jones  
c/o Sharla Dillon, Docket Room Manager  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243-0505

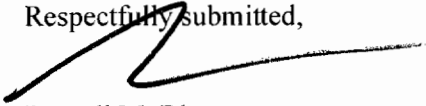
**Re: Docket No. 09-00010 – Petition of Americatel Corporation, Matrix Telecom, Inc. and Startec Global Operating Company for Approval to Participate in Certain Financing Arrangements and to Encumber Utility Property Response to Data Request No. 1**

Dear Chairman Jones:

On behalf of Americatel Corporation ("Americatel"), Matrix Telecom, Inc., ("Matrix"), and Startec Global Operating Company ("Startec") (Americatel, Matrix, and Startec, collectively, "Petitioners"), enclosed for filing are an original and thirteen (13) copies of Petitioners' response to Data Request No. 1 in the above cited docket issued on February 3, 2009. Petitioners request **confidential treatment** of the summary of the financing arrangements provided in Exhibit A. This Exhibit contains commercially sensitive and competitively significant information that is not otherwise released to the public. Unrestricted availability of this information would provide competitors with knowledge that would be otherwise unavailable and could place Petitioners at a competitive disadvantage. Confidential and trade secret treatment is therefore required to avoid commercial and competitive injury.

Please date stamp the extra copy of this filing and return it in the envelope provided. Should you have any questions, please do not hesitate to contact Jeff Strenkowski at (202) 373-6002.

Respectfully submitted,

  
Russell M. Blau  
Brett P. Ferenchak  
Jeffrey R. Strenkowski

Enclosure

Cc: Carlos Black (TRA) (via email)

Boston  
Hartford  
Hong Kong  
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Silicon Valley  
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**2. Provide a term sheet including interest rates for the transaction described in the *Petition*.**

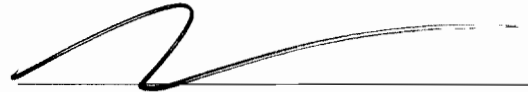
**ANSWER:** In response to this data request, Petitioners provide *confidentially and under seal* a summary of the terms of the financing arrangements as Exhibit A. Due to the sensitive nature of this information, the Petitioners respectfully request confidential treatment of the information provided in this Exhibit.

**2. What is the expected closing date for the transaction described in the *Petition*.**

**ANSWER:** The financing arrangements described in the Petition were entered into by the Petitioners on December 29, 2008, although the Petitioners emphasize that the financing arrangements described in the Petition, including the encumbrance of the Petitioners' assets to secure the financing arrangements described in the Petition, do not become *effective* with respect to the Petitioners until after the Petitioners receive authority from the Tennessee Regulatory Authority and other relevant state public utility commissions, and counsel for the Petitioners certify to the lender that such authorizations have been so obtained. As noted in the Petition, the Petitioners hope to obtain all such authorizations no later than March 31, 2009 so that the financing arrangements described in the Petition may become effective on or before that date.

Should you have any questions concerning this information, please do not hesitate to contact us.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Russell M. Blau', is written over a horizontal line.

Russell M. Blau

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Counsel for the Petitioners

**List of Exhibits**

**Exhibit A**      Terms of Financing Second and Third Priority Financing Arrangements  
**[CONFIDENTIAL - Filed Under Seal]**