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Suite 300

Maitland, FL 32751

P.O. Drawer 200

Winter Park, FL

32790-0200

Tel: 407-740-8575

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www.tminc.com

May 13, 2009

Via Overnight Service

RECEIVED

2009 MAY 28 PM 3:20

T.R.A. DOCKET ROOM

Ms. Sharla Dillon
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

RE: Joint Petition of Birch Telecom of the South, Inc. d/b/a Birch Communications of the Southeast and IDS Telcom Corp. and Now Communications, Inc. for Expedited Approval of Transfer of Customer Base

Dear Ms. Dillon:

Attached please find the original and thirteen (13) copies of the above-referenced petition submitted on behalf of Birch Telecom of the South, Inc. d/b/a Birch Communications of the Southeast and IDS Telcom Corp. and Now Communications, Inc. plus the necessary attachments. A filing fee of \$25.00 is also enclosed. Because of the nature of this transaction, expedited handling of this filing is respectfully requested.

Please acknowledge receipt of this filing by date-stamping the extra copy of this cover letter and returning it to me in the self-addressed, stamped envelope provided for that purpose. Any questions you may have regarding this filing may be directed to my attention at (407) 740-3006 or via e-mail at croesel@tminc.com.

Sincerely,

A handwritten signature in black ink, appearing to read "C. Roesel", is written over a horizontal line.

Carey Roesel, Consultant to
Birch Telecom of the South, Inc..
d/b/a Birch Communications

CR/gs
Enclosures

cc: Sharyl Fowler - Birch
cc: Randall P. Muench - Cleartel, NOW, IDS
file: Birch - TN Local
tms: TNx0901

BEFORE THE TENNESSEE REGULATORY AUTHORITY

Joint Petition of
Birch Telecom of the South, Inc.
d/b/a Birch Communications of the Southeast
and
IDS Telcom Corp. and
Now Communications, Inc.
For Approval of a Customer Base Transfer

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TRA Docket No. 09-00024

JOINT PETITION OF BIRCH TELECOM OF THE SOUTH, INC.
d/b/a BIRCH COMMUNICATIONS
AND
IDS TELCOM CORP.
NOW COMMUNICATIONS, INC.
FOR EXPEDITED APPROVAL OF
A CUSTOMER BASE TRANSFER

IDS Telcom Corp. ("IDS"), Now Communications, Inc. ("NOW") (IDS and NOW together, the "Sellers") and Birch Telecom of the South, Inc. d/b/a Birch Communications of the Southeast ("Birch") (IDS, NOW and Birch collectively, the "Petitioners") respectfully request, pursuant to Rule 1220-4-2-.56 of the Tennessee Regulatory Authority ("TRA") Rules, the TRA to approve on an expedited basis the transfer of customers from Sellers to Birch. Upon approval of this petition, the Petitioners propose to transfer approximately 160 business customers, 32 residential customers and 95 prepaid local service customers in Tennessee from Sellers to Birch.

IDS and NOW are each Delaware corporations. Sellers are wholly owned subsidiaries of Cleartel Communications, Inc. ("CCP"), a Delaware corporation and leading provider of voice and data solutions serving customers in the Northeast, Southeast, Southwest, and Midwestern United States. Sellers have principal offices at 1960 S. Congress Ave., Suite 201, Delray Beach, Florida 33445. CCI, through Sellers and its other subsidiaries, offers local, Internet and long distance services to both residential and business users in 30 states. In Tennessee, IDS and NOW hold the following authorizations:

IDS holds local exchange and interexchange authority granted in Docket No. 05-00048 .
NOW holds local exchange and interexchange authority granted in Docket No. 03-00455.

*TN Joint Petition of
Birch Telecom of the South, Inc.
d/b/a Birch Communications
and
IDS Telcom Corp.
Now Communications, Inc.
For Approval of a Customer Based Transfer*

Upon completion of the Transaction and the migration of customers to Birch, Sellers will no longer offer telecommunications services in Tennessee. After Sellers determine that they no longer need their authorizations for operational or billing purposes, Sellers will surrender their authorizations in a separate filing.

In Tennessee, the Birch companies consist of the following, Birch Telecom of the South, Inc. d/b/a Birch Communications of the Southeast, a wholly owned subsidiary of Birch Communications, Inc. and Birch Communications, Inc. (formerly known as Access Integrated Networks, Inc. d/b/a Birch Communications) ("BCI"). BCI is a Georgia corporation with principal corporate offices located at 4885 Riverside Drive, Suite 304, Macon, Georgia 31210. Birch is one of the largest competitive local exchange carriers in the Southeast, Southwest and Midwest regions serving small and medium business customers. Birch deploys its own private IP network utilizing soft switch technology to deliver innovative, high quality, affordable voice and broadband communications services to small and medium business customers. BCI and/or its subsidiaries are authorized to provide telecommunications services in thirty (30) states, with certification pending in two additional states. BCI and/or its subsidiaries are also authorized to provide interstate and international telecommunications services. Birch was granted authority to provide resold local exchange and long distance services in Tennessee by order issued July 20, 2000 in Docket No. 00-00341.

After the necessary regulatory approvals and satisfaction of other closing conditions, the aforementioned customers will be served by Birch. Upon completion of the customer transfer, Birch will resolve any customer questions that may result from the transfer.

Prior to implementing these changes, notification will be sent by Petitioners, using envelopes and letterhead bearing the appropriate logo of Sellers or CCI, to all affected customers. This notification will advise the customers of the following: the pending change of their carrier selection to Birch; that there will be no change to the rates, terms, and conditions of the service(s) to be provided by the acquiring carrier without sufficient notices as identified herein; that there will be no charge to the customer associated with the change; that the subscriber has the right to select a different preferred carrier; a toll-free customer service telephone numbers for inquiries about the transfer; the fact that all subscribers receiving the notice, including those who have arranged preferred carrier freezes through their local service providers, will be transferred to the new carrier if they do not select a different preferred carrier before the transfer date; and who Customers should contact regarding questions or complaints before and after the transfer is completed. Birch agrees to provide the affected customers a thirty day written notice of any rate increase that may affect their service up to ninety

*TN Joint Petition of
Birch Telecom of the South, Inc.
d/b/a Birch Communications
and
IDS Telecom Corp.
Now Communications, Inc.
For Approval of a Customer Base Transfer
Page 2*

days from the date of the transfer of customers and will include this information in the initial notification letter to the customer.

Petitioners respectfully request that the TRA issue an order pursuant to Rule 1220-4-2-.56 permitting Petitioners to consummate the customer base transfer. In support of this request, Petitioners provide the following information:

I. DESCRIPTION OF THE PETITIONERS

Sellers and Birch are authorized to provide local and long distance services in Tennessee. These companies offer a competitive variety of local and interexchange telecommunications services. These companies are authorized to provide telecommunications and related services in other states either pursuant to certification or registration, or on an unregulated basis. These companies are also authorized by the FCC to provide interstate and international telecommunications services.

II. CONTACT INFORMATION

Correspondence or communications pertaining to this application should be directed to:

For Birch:

Carey Roesel
Technologies Management, Inc.
2600 Maitland Center Parkway
Suite 300
Maitland, FL 32751
Tel: 407-740-4006
Fax: 407-740-0613
croesel@tminc.com

with a copy to:

Sharyl Fowler
Manager, Legal & Regulatory
Birch Communications, Inc.
4885 Riverside Drive
Suite 304
Macon, Georgia 31210
Tel: 478-476-1165
Fax: 478-405-3112
sharyl.fowler@birch.com

*TN Joint Petition of
Birch Telecom of the South, Inc.
d/b/a Birch Communications
and
IDS Telecom Corp.
Now Communications, Inc.
For Approval of a Customer Base Transfer
Page 3*

For Sellers:

Catherine Wang
Brett P. Ferenchak
Bingham McCutchen LLP
2020 K Street, NW
Washington, DC 20006
Tel: 202-373-6000
Fax: 202-373-6001
catherine.wang@bingham.com
brett.ferenchak@bingham.com

III. REQUEST FOR APPROVAL

Pursuant to Rule 1220-4-2-.56 of the Tennessee Regulatory Authority Rules, the telecommunications provider of a customer shall not be changed without the customer's authorization. Rule 1220-4-2-.56(2)(d) provides that in the case of a transfer of a customer base between two or more telecommunications providers, the Authority, upon petition by the acquiring provider may deem that sufficient notice has been given and grant approval of the petition. The Petitioners have complied with Federal Communications Commission ("FCC") notice requirements for a waiver of the authorization and verification rules for implementation of the subscriber carrier selection changes provisions of the Telecommunications Act of 1996. (Attachment 1) Further, the Petitioners have drafted proposed subscriber notification letters in compliance with Federal and Tennessee law (Attachment 2).

IV. CUSTOMER IMPACT

This transaction will be made in a seamless fashion that will avoid disruption to consumers. Following closing, virtually all Customers will continue to receive service at substantially the same rates, terms and conditions that they currently receive from Sellers. There may be instances, however, where there are service or rate structure dissimilarities that Birch cannot accommodate with its existing systems (e.g., customers currently utilizing a message or measured local service plan). In those cases, Birch will transition customers in as neutral a manner as is reasonably possible, with no increase to the regular monthly recurring charges, and will notify those customers of their new rates, terms and conditions of service. As a result, the proposed transaction will be almost transparent to customers in terms of the rates and terms and conditions of service that most of these customers currently receive. There will be no interruption of service, other than a minor change to the non-regulated voicemail, which must be reset. Customers will be well informed of their choices.

*TN Joint Petition of
Birch Telecom of the South, Inc.
d/b/a Birch Communications
and
IDS Telcom Corp.
Now Communications, Inc.
For Approval of a Customer Base Transfer
Page 4*

V. PUBLIC INTEREST CONSIDERATIONS


The proposed transaction will ensure that the Customers enjoy continuity of high-quality telecommunications service. As discussed above, Customers will be given prior written notice of the transfer of their account to Birch, in compliance with the customer base transfer requirements of the FCC and the TRA. Following the transaction, the Customers will continue to receive services which will be consistent with the quality of services currently provided by Sellers and which will be supported by Birch's experienced and well-qualified management team. As a result, the proposed transaction will be almost transparent to most customers in terms of the rates and terms and conditions of service that these customers currently receive.

If prior customer authorization were to be required in this event, customers may fail to respond to a request for authorization, neglect to select another long distance carrier or lose their long distance service during the transition. Consequently, granting this Petition is consistent with the public interest by maintaining continuity of customers' services and by promoting local and interexchange competition among telecommunications carriers in Tennessee. Further, by granting this Petition, unnecessary slamming complaints will be prevented during the transition, saving Petitioners and the TRA administrative burdens.

WHEREFORE, for reason stated above, the Petitioners submit that the public interest, convenience and necessity would be furthered by a grant of this Joint Petition for Approval of a Customer Base Transfer pursuant to Rule 1220-4-2-.56(2)(d).

Respectfully submitted this 13th day of May, 2009.

By: _____

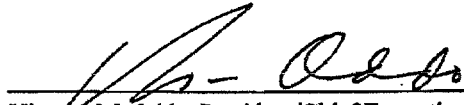

Carey Roesel, Consultant to
Birch Telecom of the South, Inc.
d/b/a Birch Communications of the
Southeast

*TN Joint Petition of
Birch Telecom of the South, Inc.
d/b/a Birch Communications
and
IDS Telecom Corp.
Now Communications, Inc.
For Approval of a Customer Base Transfer
Page 5*

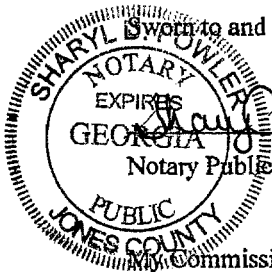
VERIFICATION

STATE OF GEORGIA
COUNTY OF BIBB

I, Vincent M. Oddo, being first duly sworn, do hereby certify, depose and state that I am President/Chief Executive Officer for Birch Telecom of the South, Inc. d/b/a Birch Communications of the Southeast and that I am authorized to make this verification on behalf of Birch Telecom of the South, Inc. d/b/a Birch Communications of the Southeast, a wholly owned subsidiary of Birch Communications, Inc.; that the foregoing Petition was prepared under my direction and supervision; and that the contents with respect to Birch are true and correct to the best of my knowledge, information and belief.



Vincent M. Oddo, President/Chief Executive Officer
Birch Telecom of the South, Inc.
d/b/a Birch Communications of the Southeast



I, _____, sworn to and subscribed before me this 12 day of May, 2009.

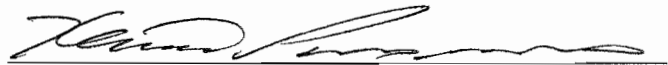
My Commission expires:

12/4/2012

VERIFICATION

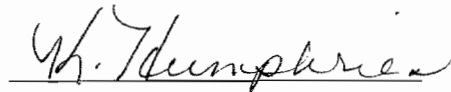
STATE OF FLORIDA
COUNTY OF PALM BEACH

I, Keith Parsons, being first duly sworn, do hereby certify, depose and state that I am Vice President of Cleartel Communications, Inc., Cleartel Telecommunications, Inc., IDS Telecom Corp., and Now Communications, Inc. (collectively, "Cleartel"); that I am authorized to make this verification on behalf of Cleartel; that the foregoing filing was prepared under my direction and supervision; and that the contents with respect to Cleartel are true and correct to the best of my knowledge, information and belief.



Keith Parsons
Vice President
Cleartel Communications, Inc.
Cleartel Telecommunications, Inc.
IDS Telecom Corp.
Now Communications, Inc.

Sworn to and subscribed before me this 11 day of May, 2009.



Notary Public

My Commission expires:

3-17-2012

K. HUMPHRIES
Notary Public, State of Florida
My Comm. Expires March 17, 2012
No. DD769624

**Joint Petition of
Birch Telecom of the South, Inc.
d/b/a Birch Communications of the Southeast
&
IDS Telecom Corp.
Now Communications, Inc.**

Attachment 1

FCC Notification



May 8, 2009
Via Overnight Delivery

Ms. Marlene H. Dortch, FCC Secretary
Federal Communications Commission
9300 East Hampton Drive
Capitol Heights, Maryland 20743

2600 Maitland Center Pkwy.

Suite 300

Maitland, FL 32751

P.O. Drawer 200

Winter Park, FL

32790-0200

Tel: 407-740-8575

Fax: 407-740-0613

www.tminc.com

Attention: Office of the Secretary

RE: CC Docket No. 00-257

Notification of Transfer of Certain Local and Long Distance Service Customers from Cleartel Telecommunications, Inc., IDS Telcom Corp., nii communications, ltd., NOW Communications, Inc., Supra Telecommunications and Information Systems, Inc., and Telecon Communications Corporation to Birch Telecom, Inc. d/b/a Birch Communications, a wholly owned subsidiary of Birch Communications, Inc.

Dear Ms. Dortch:

Pursuant to CC Docket No. 00-257 and in accordance with Section 64.1120(e)(1) of the Commission's rules, the original and four copies of this notification is submitted on behalf of Birch Telecom, Inc. d/b/a Birch Communications, ("Birch") a wholly owned subsidiary of Birch Communications, Inc. who hereby notifies the Commission that it has entered into an Asset Purchase Agreement with Cleartel Communications, Inc. and certain of its subsidiaries, including Cleartel Telecommunications, Inc., IDS Telcom Corp., nii communications, ltd, NOW Communications, Inc., Supra Telecommunications and Information Systems, Inc., and Telecon Communications Corporation ("Cleartel"), whereby the Birch subsidiaries will generally acquire Cleartel's residential and business local and long distance, prepaid and payphone customers in twenty-two states, Alabama, Arkansas, California, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Massachusetts, Michigan, Mississippi, Missouri, New Jersey, New York, North Carolina, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, and Wisconsin. Following the transaction, these customers will be served by the Birch operating company in each state. The transfer of the customer base will take place on or after July 1, 2009.

Birch hereby certifies that it has complied with the advance subscriber notification requirements set forth in Section 64.1120(e)(3) of the Commission's rules, with the obligations specified in that notice and with Commission requirements that apply to this streamlined process. Customer notice will be mailed to approximately 60,400 affected subscribers on or after June 1, 2009, each being sent thirty or more days in advance of the projected transfer date for their particular state. Sample copies of the notices are enclosed as Attachment A.

Please date stamp the receipt copy and return it in the self addressed, stamped envelope provided. Questions regarding this filing may be directed to the undersigned at (407) 740-3006 or via e-mail at croesel@tminc.com.

Sincerely,

Carey Roessel
Technologies Management, Inc.

Enclosures

Cc: Brett Ferencsak, for Cleartel
Sharyl D Fowler, Birch
File: Birch - FCC

**Joint Petition of
Birch Telecom of the South, Inc.
d/b/a Birch Communications of the Southeast
&
IDS Telcom Corp.
Now Communications, Inc.**

Attachment 2

Customer Notices



DATE

Customers Name
Customers Address
City, State, Zipcode

IMPORTANT NOTICE REGARDING A CHANGE IN YOUR TELECOMMUNICATIONS SERVICES

Dear _____

Birch Communications (Birch) and Cleartel Communications, Inc. (CCI) are pleased to announce that Birch will acquire the business, residential and payphone customers of CCI and its subsidiaries, including **[State-Specific Entities:]** Cleartel Telecommunications, Inc. (CTI), nii communications, ltd. (nii), Now Communications, Inc. (NOW), and Telecon Communications Corporation (Telecon). Subject to approval by the Federal Communications Commission and state regulators, Birch will replace CCI, CTI, nii, NOW, or Telecon (collectively, Cleartel) as your current telecommunications service provider on or after **[60 DAYS]** (the Transfer Date). As a result of this transaction, Birch will assume responsibility for all services previously provided to you by Cleartel. Birch is excited about the opportunity to provide your phone service and looks forward to a long and successful business relationship.

Please rest assured, the transition will have little or no impact on your current services, nor will there be any interruption of your service. The agreement between Birch and CCI has been structured so that the transfer of service will be an almost seamless transition with only a minor change to voicemail services. You will retain all service rates, features, terms and conditions of service and your telephone phone number. You will not incur any charges for the transfer of services to Birch and **no action is required from you to continue your telecommunications service(s) with Birch**. You will receive your first billing statement from Birch starting with your _____ or _____ bill. As in the past, you are responsible for paying all bills rendered to you by Cleartel during the transition of service.

You have the right to select a different carrier for the telecommunications service(s) at issue. If you do not wish to receive service from Birch, you should select and contact an alternate carrier directly to make arrangements to complete the transfer of your service to the alternate carrier before **[30 Days]**. If you choose to switch to an alternate carrier for services, you may incur a fee for the transfer of services to that alternate carrier. In addition, should you have a term commitment with Cleartel and you disconnect services or transfer to another carrier prior to the end of that term, you will be liable for early termination charges. If you select a local telephone provider other than Birch, you should also contact your current long distance provider to ensure that your current long distance plan is not changed. Please note that if you are a customer of Cleartel on the Transfer Date, your account will automatically be transferred to Birch.

Please note that any preferred carrier "freeze" you have placed on your existing telephone lines to prevent unauthorized transfer of your services to another carrier will be over-ridden for purposes of this transaction and will need to be reinstated by you by contacting your local exchange carrier after the transfer is complete.

If you have any questions about this transaction or your service or billing prior to the actual Transfer Date, you should contact the appropriate Cleartel entity at: **[STATE SPECIFIC ENTITIES]**

Cleartel & Telecon: 888-389-1400
nii: 866-388-6500

NOW: 888-565-1011
Payphone Customers: 866-660-5994

If you have any questions regarding this transaction or your service or billing after the actual Transfer Date, you should contact Birch at **888-275-0777** or **888-772-4724**. (will be state specific)

About Birch Communications

Headquartered in Atlanta GA, Birch Communications is one of the largest competitive local exchange carriers in its 31-state southeast, southwest, midwest and northeast regions serving residential and business customers. Birch was the first in its class to deploy its own private IP network utilizing soft switch technology to deliver innovative, high quality, affordable voice and broadband communications services to small and medium business customers.

Cleartel thanks you for your business and Birch looks forward to continuing to provide you with quality service for many years to come.

Sincerely,

Cleartel Communications and
Birch Communications



DATE _____

Customers Name _____
 Customers Address _____
 City, State, Zipcode _____

IMPORTANT NOTICE REGARDING A CHANGE IN YOUR TELECOMMUNICATIONS SERVICES

Dear _____

Birch Communications (Birch) and Cleartel Communications, Inc. (CCI) are pleased to announce that Birch will acquire the business, residential and payphone customers of CCI and its subsidiaries, including **[State-Specific Entities:]** Cleartel Telecommunications, Inc. (CTI), IDS Telcom Corp. (IDS), nii communications, Ltd. (nii), Now Communications, Inc. (NOW), Supra Telecommunications and Information Systems, Inc. (Supra), and Telecon Communications Corporation (Telecon). Subject to approval by the Federal Communications Commission and state regulators, Birch will replace CCI, CTI, IDS, nii, NOW, Supra, or Telecon (collectively, Cleartel) as your current telecommunications service provider on or after **[30-45 DAYS]** (the Transfer Date). As a result of this transaction, Birch will assume responsibility for all services previously provided to you by Cleartel. Birch is excited about the opportunity to provide your phone service and looks forward to a long and successful business relationship.

Please rest assured, the transition will have little or no impact on your current services, nor will there be any interruption of your service. The agreement between Birch and CCI has been structured so that the transfer of service will be an almost seamless transition with only a minor change to voicemail services. You will retain all service rates, features, terms and conditions of service and your telephone phone number. You will not incur any charges for the transfer of services to Birch and **no action is required from you to continue your telecommunication service(s) with Birch**. You will receive your first billing statement from Birch starting with your _____ or _____ bill.

You do have the right to select a different carrier for the telecommunication service(s) at issue. If you choose to switch to an alternate carrier for services, you may incur a fee for the transfer of services to that alternate carrier. In addition, should you have a term commitment with Cleartel and you disconnect services or transfer to another carrier prior to the end of that term, you will be liable for early termination charges. Please note that if you are a customer of Cleartel on the Transfer Date, your account will automatically be transferred to Birch.

Please note that any preferred carrier "freeze" you have placed on your existing telephone lines to prevent unauthorized transfer of your services to another carrier will be over-ridden for purposes of this transaction and will need to be reinstated by you by contacting your local exchange carrier after the transfer is complete.

If you have any questions about this transaction or your service or billing prior to the actual Transfer Date, you should contact the appropriate Cleartel entity at: **[STATE SPECIFIC ENTITIES]**

Cleartel: 888-389-1400	Supra: 800-412-1234	IDS: 888-389-1400
nii: 866-388-6500	NOW: 888-565-1011	Payphone Customers: 866-660-5994

If you have any questions regarding this transaction or your service or billing after the actual Transfer Date, you should contact Birch at **888-275-0777 or 888-772-4724. (will be state specific)**

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Cleartel thanks you for your business and Birch looks forward to continuing to provide you with quality service for many years to come.

Sincerely,

Cleartel Communications and
Birch Communications



DATE

Customers Name
Customers Address
City, State, Zipcode

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You do have the right to select a different carrier for the telecommunication service(s) at issue. If you do not wish to receive service from Birch, you should select and contact an alternate carrier directly to make arrangements to transfer your service before **[30 Days]**. If you choose to switch to an alternate carrier for services, you may incur a fee for the transfer of services to that alternate carrier. In addition, should you have a term commitment with Cleartel and you disconnect services or transfer to another carrier prior to the end of that term, you will be liable for early termination charges. If you select a local telephone service provider other than Birch, you should also contact your current long distance provider to ensure that your current long distance plan is not changed. Please note that if you are a customer of Cleartel on the Transfer Date, your account will automatically be transferred to Birch.

Please note that any preferred carrier "freeze" you have placed on your existing telephone lines to prevent unauthorized transfer of your services to another carrier will be over-ridden for purposes of this transaction and will need to be reinstated by you by contacting your local exchange carrier after the transfer is complete.

If you have any questions about this transaction or your service or billing prior to the actual Transfer Date, you should contact the appropriate Cleartel entity at: **[STATE SPECIFIC ENTITIES]**

Cleartel & Telecon: 888-389-1400

NOW: 888-565-1011

nii: 866-388-6500

Payphone Customers: 866-660-5994

If you have any questions regarding this transaction or your service or billing after the actual Transfer Date, you should contact Birch at **888-275-0777 or 888-772-4724. (will be state specific)**

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Cleartel thanks you for your business and Birch looks forward to continuing to provide you with quality service for many years to come.

Sincerely,

Cleartel Communications and
Birch Communications



DATE

Customers Name
Customers Address
City, State, Zipcode

IMPORTANT NOTICE REGARDING A CHANGE IN YOUR TELECOMMUNICATIONS SERVICES

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Please rest assured, the transition will have little or no impact on your current services, nor will there be any interruption of your service. The agreement between Birch and CCI has been structured so that the transfer of service will be an almost seamless transition with only a minor change to voicemail service. There may be instances, however, where there are service or rate structure dissimilarities that Birch cannot accommodate with its existing systems (e.g., customers currently utilizing a message or measured local service plan). In those cases, Birch will transition you in as neutral a manner as is reasonably possible with *no increase to your regular monthly recurring charges*. You will retain all other service rates, features, terms and conditions of service and your telephone phone number. You will not incur any charges for the transfer of services to Birch and **no action is required from you to continue your telecommunications service(s) with Birch**. You will receive your first billing statement from Birch starting with your _____ or _____ bill.

You do have the right to select a different carrier for the telecommunication service(s) at issue. If you choose to switch to an alternate carrier for services, you may incur a fee for the transfer of services to that alternate carrier. In addition, should you have a term commitment with Cleartel and you disconnect services or transfer to another carrier prior to the end of that term, you will be liable for early termination charges. Please note that if you are a customer of Cleartel on the Transfer Date, your account will automatically be transferred to Birch.

Please note that any preferred carrier "freeze" you have placed on your existing telephone lines to prevent unauthorized transfer of your services to another carrier will be over-ridden for purposes of this transaction and will need to be reinstated by you by contacting your local exchange carrier after the transfer is complete.

If you have any questions about this transaction or your service or billing prior to the actual Transfer Date, you should contact the appropriate Cleartel entity at: **[STATE SPECIFIC ENTITIES]**

Cleartel:	888-389-1400	Supra:	800-412-1234	IDS:	888-389-1400
nli:	866-388-6500	NOW:	888-565-1011	Payphone Customers:	866-660-5994

If you have any questions regarding this transaction or your service or billing after the actual Transfer Date, you should contact Birch at **888-275-0777** or **888-772-4724**. (will be state specific)

About Birch Communications

Headquartered in Atlanta GA, Birch Communications is one of the largest competitive local exchange carriers in its 31-state southeast, southwest, midwest and northeast regions serving residential and business customers. Birch was the first in its class to deploy its own private IP network utilizing soft switch technology to deliver innovative, high quality, affordable voice and broadband communications services to small and medium business customers.

Cleartel thanks you for your business and Birch looks forward to continuing to provide you with quality service for many years to come.

Sincerely,

Cleartel Communications and
Birch Communications