

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

November 12, 2009

IN RE:

COMPLAINT OF DELTACOM, INC. FOR ORDER
DETERMINING DELTACOM, INC. NOT LIABLE FOR
ACCESS CHARGES OF KMC DATA, LLC,
HYPERCUBE, LLC, AND HYPERCUBE TELECOM,
LLC

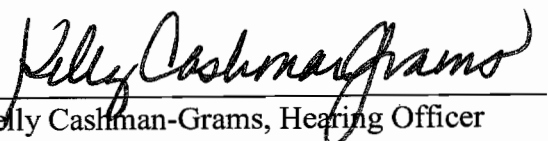
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ORDER GRANTING EXTENSION OF TIME TO FILE
RESPONSIVE PLEADING TO DELTACOM'S AMENDED COMPLAINT

This matter is before the Hearing Officer upon the filing of an *Unopposed Motion to Set Time for Filing Responsive Pleading to DeltaCom's Amended Complaint* ("Motion to Set Time") with the Tennessee Regulatory Authority ("TRA") on November 10, 2009. In the *Motion to Set Time*, Hypercube Telecom, LLC (f/k/a KMC Data, LLC) ("Hypercube") requests to set November 23, 2009 as the deadline for it to file a responsive pleading to the Amended Complaint of DeltaCom, Inc. ("DeltaCom") filed on October 20, 2009. In support of its request, Hypercube states that DeltaCom does not oppose its motion. Therefore, all premises considered, the Hearing Officer finds that the *Motion to Set Time* should be granted.

IT IS THEREFORE ORDERED THAT:

The *Unopposed Motion to Set Time for Filing Responsive Pleading to DeltaCom's Amended Complaint* filed by Hypercube Telecom, LLC (f/k/a KMC Data, LLC) is GRANTED.


Kelly Cashman-Grams, Hearing Officer