

**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

**NASHVILLE, TENNESSEE**

**July 28, 2010**

<b>IN RE:</b>	)	
	)	
<b>BELLSOUTH TELECOMMUNICATIONS, INC.</b>	)	
<b>D/B/A AT&amp;T SOUTHEAST D/B/A AT&amp;T</b>	)	<b>DOCKET NO.</b>
<b>TENNESSEE COMPLAINT AND PETITION</b>	)	<b>10-00005</b>
<b>FOR RELIEF VS. TENNESSEE TELEPHONE SERVICE,</b>	)	
<b>INC. D/B/A FREEDOM COMMUNICATIONS USA, LLC</b>	)	

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**ORDER LIFTING STAY ON ACTION BY AT&T TENNESSEE UNDER *NOTICE* OF  
JUNE 21, 2010**

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This matter is before the Hearing Officer in a Status Conference convened on July 26, 2010 to hear argument from the parties as to whether the order staying the actions proposed in the *Notice of Commencement of Treatment Pursuant to Current Interconnection Agreement* (“*Notice*”) filed by BellSouth Telecommunications, Inc. d/b/a AT&T Southeast d/b/a AT&T Tennessee (“AT&T”) in this docket on June 21, 2010 should remain in effect. In its *Notice*, AT&T informs Freedom Communications, USA, LLC (“Freedom”) that AT&T will “...suspend, discontinue, and/or terminate Freedom’s service in Tennessee...” unless Freedom pays in full, by July 21, 2010, all amounts Freedom owes to AT&T pursuant to the interconnection agreement between AT&T and Freedom.<sup>1</sup> On July 16, the Hearing Officers entered the *Order Staying Action by AT&T Tennessee under Notice of June 21, 2010 and Setting Status Conference for Oral Argument* (“*Stay Order*”). On July 21, 2010, a *Notice of Status Conference* was issued.

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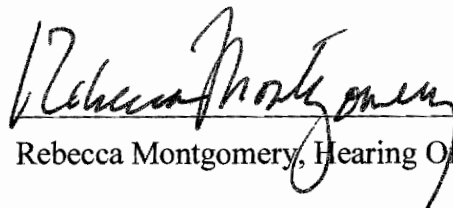
<sup>1</sup> *Notice*, p. 1 (June 21, 2010).

At the Status Conference, AT&T was represented by Guy Hicks, Esq. and Freedom was represented by Henry Walker, Esq. Counsel for the parties agreed that the *Memorandum of Understanding* ("MOU") filed in a related docket<sup>2</sup> governed the parties' future actions regarding matters encompassed by the *Notice* and rendered Freedom's request for emergency relief filed in Docket 10-00138 moot. Counsel further agreed that the *MOU* would be filed in the instant docket. With the *MOU* in place, the parties agreed that the Hearing Officer's *Stay Order* issued on July 16, 2010 was no longer necessary because the parties' actions with respect to the underlying disputes would be governed by the terms of the *MOU*.

The Hearing Officer advised the parties that after the *MOU* was filed in this docket, the *Stay Order* would be lifted. The *MOU* was filed by the parties in this docket on July 27, 2010.

**IT IS THEREFORE ORDERED THAT:**

The Stay Order is hereby lifted and the stay imposed there under is no longer in effect.

  
Rebecca Montgomery, Hearing Officer

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<sup>2</sup> See *In re: Complaint of Tennessee Telephone d/b/a Freedom Communications Against AT&T Tennessee*, Docket No. 10-00138.