

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

October 28, 2015

IN RE:

APPLICATION OF FOUR STAR MARKETING, LLC
D/B/A MIDSOUTH HOME PHONE FOR A CCN TO
PROVIDE COMPETING LOCAL EXCHANGE AND
INTEREXCHANGE TELECOMMUNICATIONS
SERVICES IN TENNESSEE

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DOCKET NO.
10-00023

Company ID:
129087

ORDER REVOKING CERTIFICATE OF PUBLIC CONVENIENCE
AND NECESSITY FOR NON-PAYMENT OF FEES

This matter came before Chairman Herbert H. Hilliard, Director Kenneth C. Hill and Director Robin Morrison of the Tennessee Regulatory Authority (the "Authority" or "TRA"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on October 19, 2015 to revoke the authority of Four Star Marketing, LLC d/b/a Midsouth Home Phone (the "Company")¹ to provide telecommunications services in Tennessee due to non-payment of its annual inspection fee pursuant to Tenn. Code Ann. § 65-4-301(a)(1) (2015).²

The Company originally filed an Application for a Certificate of Public Convenience and Necessity to provide competing local exchange and interexchange telecommunications services in Tennessee on February 12, 2010. During a Hearing held on March 22, 2010, the Directors found that the Company had met all the requirements for certification and the requirements of Tenn. Comp. R. & Regs. 1220-4-2-.57, which was promulgated pursuant to, *inter alia*, Tenn. Code Ann. § 65-2-102 and Tenn. Code Ann. § 65-4-201, and approved the Application.

¹ On July 22, 2013, in Docket No. 13-00105, the Company notified the TRA that it had added the assumed name Frayser Phone Company.

² Tenn. Code Ann. § 65-4-301(a)(1) (2015) provides:

Every public utility doing business in this state and subject to the control and jurisdiction of the authority to which the provisions of this chapter apply, shall pay to the state of Tennessee on or before April 1 of each year, a fee for the inspection, control and supervision of the business, service and rates of such public utility.

A notice advising the Company of its obligation to comply with the requirements of Tenn. Code Ann. § 65-4-301(a)(1) (2015) was mailed on February 2, 2015. On April 6, 2015, the Authority received a letter from the Company stating that it had discontinued providing telecommunications services in Tennessee on May 15, 2014 and that it did not have the funds to cover the filing fee associated with the Statement of Gross Earnings and Computation of Inspection Fees. On April 27, 2015, a Notice of Cancellation was mailed to the Company via certified mail. The Company failed to respond. As a result of that failure, this matter was placed on the October 19, 2015 Authority Conference for the Directors to consider revocation of the Company's authority to provide telecommunications services in Tennessee due to non-payment of fees.

Based upon careful consideration of the record in this matter, the panel voted unanimously to revoke the Company's authority to provide telecommunications services in Tennessee.

IT IS THEREFORE ORDERED THAT:

As a result of the non-payment of fees, the authority granted to Four Star Marketing, LLC d/b/a Midsouth Home Phone d/b/a Frayser Phone Company to provide telecommunications services in Tennessee is revoked, and this docket is closed.

Chairman Herbert H. Hilliard, Director Kenneth C. Hill and Director Robin Morrison concur.

ATTEST:



Earl R. Taylor, Executive Director