

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

February 25, 2014

IN RE:

**COMPLAINT OF TENNESSEE TELEPHONE D/B/A
FREEDOM COMMUNICATIONS AGAINST AT&T
TENNESSEE**

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**DOCKET NO.
10-00138**

ORDER DISMISSING COMPLAINT & CLOSING THE DOCKET

Upon appointment and delegation by the voting panel of Directors, this matter is before the Hearing Officer of the Tennessee Regulatory Authority (“Authority” or “TRA”) to resolve all preliminary matters in this proceeding.

On July 9, 2010, Tennessee Telephone d/b/a Freedom Communications (“Freedom”) filed a Complaint and Motion for Emergency Relief requesting that the Authority take action to prevent BellSouth Telecommunications, Inc. d/b/a AT&T Tennessee (“AT&T”) from suspending wholesale service to Freedom and disrupting Freedom’s service to 1,130 customers in Tennessee. Thereafter, on August 5, 2010, Freedom filed in the docket file a copy of its Voluntary Petition for Chapter 11 bankruptcy in the United States Bankruptcy Court for the Middle District of Tennessee (No. 10-08252), and these proceedings have remained in abeyance since that time.

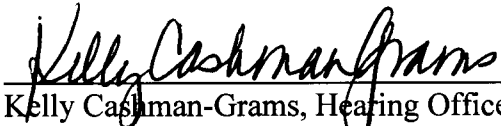
On April 3, 2012, the Hearing Officer requested an update concerning the status of the bankruptcy proceedings initiated by Freedom and to provide reasons that the docket should remain open. In response, AT&T filed a letter in the docket file on April 13, 2012, advising that AT&T had disconnected service to Freedom as of November 30, 2010, because Freedom had

rejected its contracts with AT&T. Further, that Freedom had converted to a Chapter 7 bankruptcy proceeding as of October 27, 2011. Freedom has not filed a response or otherwise taken any action in this docket to proceed on its Complaint.

Nevertheless, on June 19, 2013, Freedom advised the Authority that it was no longer doing business, had no customers, and was not providing telephone services, and, therefore, requested that the Authority cancel its Certificate of Public Convenience and Necessity ("CCN") to operate and provide utility services in Tennessee. Its request for cancellation was filed in Docket No. 04-00075, and subsequently granted by the panel during its regularly scheduled Authority Conference held on September 13, 2013.

Therefore, upon review and consideration, the Hearing Officer finds that in light of the extended period of docket inactivity, the disconnection of Freedom's service since November 2010, and the cancellation of Freedom's CCN, the docket file should be closed. For the foregoing reasons, the Hearing Officer hereby dismisses this matter and closes the docket file.

BE IT HEREBY ORDERED.



Kelly Cashman-Grams, Hearing Officer