

# TENNESSEE REGULATORY AUTHORITY



RECEIVED  
2011 JAN 10 10 49 AM  
TRA

460 James Robertson Parkway  
Nashville, Tennessee 37243-0505

January 13, 2011

Kimberly A. Lacey  
Bingham McCutchen, LLP  
One Federal Street  
Boston, Massachusetts 02110-1726

RE: Docket No. 10-00228, *Application of ATC Outdoor DAS, LLC for a Certificate to Provide Facilities-Based and Resold Competing Local and Interexchange Telecommunications Services in Tennessee*

Dear Ms. Lacey:

CLEC applicants are required, by statute, to demonstrate their managerial, financial and technical abilities to provide the services for which they seek authority. To assist the Authority in its review of ATC Outdoor DAS, LLC's application for Certificate of Convenience and Necessity to provide competing local exchange and interexchange telecommunications services in Tennessee, you are requested to provide the following information:

- 1) Pursuant to Tenn. Code Ann. § 65-4-125(j), please provide either a \$20,000 surety bond or irrevocable letter of credit to the Tennessee Regulatory Authority.
- 2) The application submitted requests a certificate to provide competing local exchange and interexchange telecommunications services in Tennessee and also requests market regulation. These are two (2) separate issues that are dealt with individually. Once the application to provide competing local and interexchange services has been processed, the company can then submit a request/notice of market regulation.
- 3) Will Mr. Gamota, who submitted pre-filed testimony in this matter, be involved in the day to day operations of ATC Outdoor DAS, LLC in Tennessee? If so, please submit a resume for Mr. Gamota.
- 4) Provide a statement from an authorized officer of American Tower Corporation, parent company of ATC Outdoor DAS, LLC, that funding will be provided to ATC Outdoor DAS, LLC for Tennessee operations.

Please provide the above information by January 25, 2011. In accordance with TRA Rules, please submit either (1) thirteen written copies of your response or (2) four written copies and an electronic version and reference Docket No. 10-00228 on the correspondence. If you have questions concerning this request or need additional information, please contact Lisa Foust at 615-741-2904 extension 220.

Sincerely,

David Foster  
Utilities Division Chief