

**BEFORE THE TENNESSEE REGULATORY AUTHORITY  
NASHVILLE, TENNESSEE**

IN RE: :  
COMPLAINT OF :  
CONCORD TELEPHONE EXCHANGE, INC., :  
HUMPHREYS COUNTY TELEPHONE :  
COMPANY, TELLICO TELEPHONE :  
COMPANY, TENNESSEE TELEPHONE :  
COMPANY, CROCKETT TELEPHONE : DOCKET NO.: 1100108  
COMPANY, INC. PEOPLES TELEPHONE :  
COMPANY, WEST TENNESSEE :  
TELEPHONE COMPANY, INC., NORTH :  
CENTRAL TELEPHONE COOP., INC. AND :  
HIGHLAND TELEPHONE COOPERATIVE, :  
INC. AGAINST HALO WIRELESS, INC., :  
TRANSCOM ENHANCED SERVICES, INC. :  
AND OTHER AFFILIATES FOR FAILURE :  
TO PAY TERMINATING INTRASTATE :  
ACCESS CHARGES FOR TRAFFIC AND :  
OTHER RELIEF AND AUTHORITY TO :  
CEASE TERMINATION OF TRAFFIC :

**REQUEST FOR TRA TO TAKE NOTICE OF ADDITIONAL RELEVANT  
DOCUMENTS AND LEGAL DECISIONS**

Halo Wireless, Inc. ("Halo") and Transcom Enhanced Services, Inc. ("Transcom") hereby request that the TRA take notice of additional relevant documents and legal decisions in accordance with Tenn. Code Ann. § 4-5-313(6), which permits the TRA to take official notice of:

- (i) Any fact that could be judicially noticed in the courts of this state;
- (ii) The record of other proceedings before the agency;
- (iii) Technical or scientific matters within the agency's specialized knowledge; and
- (iv) Codes or standards that have been adopted by an agency of the United States, of this state or of another state, or by a nationally recognized organization or association.

Tenn. Code Ann. § 4-5-313(6).

Halo and Transcom request that the Tennessee take notice of the additional documents set forth below because the documents listed below provide further context, and a more complete record, of the relevant aspects of the issues and authorities under consideration by the TRA.

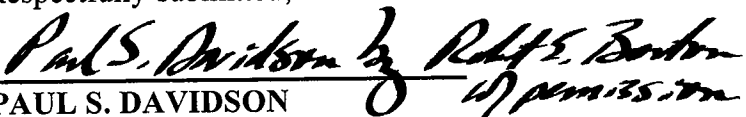
Specifically, Halo and Transcom request that the TRA take notice of the additional documents and decisions set forth below pursuant to Tenn. Code Ann. § 4-5-313(6):

1. Paragraph 1311 and note 2366 of the FCC order.
2. USF/ICC Transformation NPRM, 26 FCC Rcd at 4776-77, para. 683
3. Intercarrier Compensation FNPRM, 20 FCC Rcd at 4737-44, paras. 120-33;
4. 2008 Order ICC/USF FNPRM, 24 FCC Rcd at 6650, App. A., para. 347;
5. 2008 Order ICC/USF FNPRM, 24 FCC Rcd at 6849, App. C, para. 344.
6. Initial Decision of Administrative Law Judge Wayne L. Weismandel, date August 7, 2009 in the matter of Palmerton Telephone Company v. Global NAPs South, Inc., Global NAPs Pennsylvania, Inc., Global NAPs, Inc. and other affiliates, C-2009-2093336, before the Pennsylvania Public Utility Commission.
7. Exceptions filed by Palmerton Telephone Company in the matter of Palmerton Telephone Company v. Global NAPs South, Inc., Global NAPs Pennsylvania, Inc., Global NAPs, Inc. and other affiliates, C-2009-2093336, before the Pennsylvania Public Utility Commission.
8. Qwest Comm'cns Corp. v. Farmers & Merchants Mutual, Tel. Co. ("Farmers II"), 24 FCC Rcd. 14801 (2009), 2009 WL 4073944 (F.C.C.).
9. Memorandum And Order, Global Crossing Telecommunications, Inc., vs. Southwestern Bell Telephone, L.P., Case No. 4:04-Cv-00319-ERW, United States District Court Eastern District Of Missouri, Eastern Division
10. Memorandum Opinion And Order, April 8, 2011, *AT&T Corp. v. YMax Communications Corp.*, File No. EB-10-MD-005, Before the Federal Communications Commission.
11. MTS and WATS, 97 FCC 2d 834 pp. 1&30.
12. *W. Union Corp. v. S. Bell Tel. & Tel. Co.*, 5 FCC Rcd. 4853, 4855 (1990)
13. Hearing Examiner Initial Decision, *In the Matter of Commodity News Services, Inc. and Chicago Board of Trade v. Western Union Telegraph Company*, Docket Nos.12710,

12748, FCC 60D-87, Conclusions of Law 1-3, 1960 FCC LEXIS 73, 15-16 (rel. June 26, 1960), affirmed, Decision, FCC 60-1411, 1960 FCC LEXIS 74 (rel Dec. 1960).

There may be additional documents that Halo and Transcom intend to request the TRA to take judicial notice of. Halo and Transcom will supplement this list and provide the commission with copies of the referenced documents.

Respectfully submitted,

  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing document was served via hand delivery on the following counsel of record and designated contact individuals on this the 27<sup>TH</sup> day of January, 2012:

**ATTORNEYS FOR CONCORD TELEPHONE EXCHANGE, INC., HUMPHREYS COUNTY TELEPHONE COMPANY, TELlico TELEPHONE COMPANY, TENNESSEE TELEPHONE COMPANY, CROCKETT TELEPHONE COMPANY, INC. PEOPLES TELEPHONE COMPANY, WEST TENNESSEE TELEPHONE COMPANY, INC., NORTH CENTRAL TELEPHONE COOP., INC. AND HIGHLAND TELEPHONE COOPERATIVE, INC.:**

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