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Ms. Sharla Dillon  
Dockets and Records Manager, Utilities Division  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243-0505

**RE: Docket # 11-00132**  
**Spectrotel, Inc. d/b/a OneTouch Communications d/b/a Touch Base Communications**  
**Application for Certificate to Provide Facilities-Based Competing Local Exchange**  
**Telecommunications Services – Affidavit of J. Mullin**

Dear Ms. Dillon:

Enclosed for filing please find the original and thirteen (13) copies of the Affidavit of Joseph R. Mullin, submitted on behalf of Spectrotel in the docket referenced above.

Please acknowledge receipt of this filing by date-stamping the extra copy of this cover letter and returning it to me in the self-addressed, stamped envelope provided for that purpose.

Any questions you may have regarding this filing should be directed to my attention at 407-740-3031 or via email to [sthamas@tminc.com](mailto:sthamas@tminc.com). Thank you for your assistance in this matter.

Sincerely,

Sharon Thomas  
Consultant to Spectrotel, Inc.

cc: Lisa Foust – TN Regulatory Authority, Utilities Division  
file: Spectrotel - Tennessee - Local  
tms: TNL1101c

Enclosure

## **AFFIDAVIT**

**STATE OF NEW JERSEY**                     )  
   ) : ss  
**COUNTY OF MONMOUTH**                 )

I, Joseph R. Mullin, hereby declare under penalty of perjury, that:

I am Product Manager of Spectrotel, Inc. d/b/a OneTouch Communications d/b/a Touch Base Communications ("Spectrotel"), the Petitioner in this proceeding and that I am authorized to make the statements set forth herein on behalf of Spectrotel.


Spectrotel filed an Application with the Tennessee Regulatory Authority on August 12, 2011, requesting a Certificate of Convenience and Necessity to providing competing facilities-based local exchange telecommunications services, including exchange access, resold local exchange telecommunications services, and resold long distance services within the state of Tennessee.

I appeared before the Commission on March 26, 2012, in which I presented testimony in support of Spectrotel's Application. In my testimony, I indicated that Spectrotel was not "facilities-based" and intended to "resell" on other carrier's networks. [Transcript, pp. 17, 18 and 21]. These statements may appear inconsistent with Spectrotel's Application, in which it requested authority to facilities-based local exchange telecommunications services; accordingly, I wish to clarify those statements.

My use of the term "resell" or "reselling" in my live testimony was intended generically to include both pure resale of other carrier's services as well as the leasing of underlying carriers' unbundled network elements (e.g., loops and switching) via interconnection and/or commercial agreements to provide local exchange services within Tennessee. In either case, Spectrotel would not install or otherwise own its own network facilities, which was the point I was intending to make during my testimony. However, a carrier's ability to lease unbundled network elements (UNEs) from underlying carriers in order to provide local exchange services requires facilities-based authority, as Spectrotel has requested.

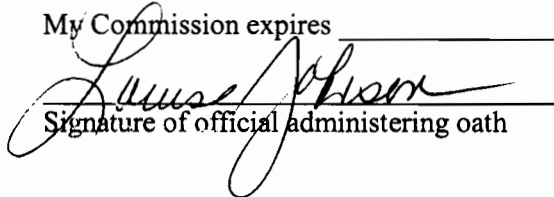
Accordingly, Spectrotel does seek authority to provide facilities-based local exchange services, in addition to resold local exchange and resold long distance telecommunications services, within Tennessee.

I affirm that the facts stated therein are true and correct to the best of my knowledge, information and belief.

  
Joseph R. Mullin  
Product Manager  
Spectrotel, Inc.  
d/b/a OneTouch Communications  
d/b/a Touch Base Communications

Sworn and subscribed before me this 3 day of April, 2012.

My Commission expires \_\_\_\_\_  
Louise Johnson  
Notary Public of New Jersey  
My Commission Expires July 10, 2015

  
Signature of official administering oath