

**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

**NASHVILLE, TENNESSEE**

**September 27, 2012**

<b>IN RE:</b>	)	
	)	
<b>APPLICATION OF TELMATE, LLC FOR A CERTIFICATE</b>	)	<b>DOCKET NO.</b>
<b>OF AUTHORITY TO PROVIDE OPERATOR SERVICES</b>	)	<b>11-00181</b>
<b>AND/OR RESELL TELECOMMUNICATIONS SERVICES</b>	)	
<b>IN TENNESSEE</b>	)	
<b>IN RE:</b>	)	
	)	
<b>PETITION OF TELMATE, LLC FOR AUTHORITY TO</b>	)	<b>DOCKET NO.</b>
<b>PROVIDE COCOT SERVICES IN TENNESSEE</b>	)	<b>11-00182</b>

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**ORDER GRANTING PAY-TEL’S PETITION TO SUBMIT DISCOVERY**

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This matter is before the Hearing Officer of the Tennessee Regulatory Authority (the “Authority”) upon a *Petition of Pay-Tel to Submit Discovery* (“*Petition*”) filed by Pay-Tel Communications, Inc. (“Pay-Tel”) on September 17, 2012. In its *Petition*, Pay-Tel requests leave to propound three (3) discovery requests upon Telmate, LLC (“Telmate”) and sets forth with explanation those specific requests, which Pay-Tel asserts are relevant to the limited issue upon which it has been granted intervention. That is, whether Telmate should be required to obtain a CLEC certificate instead of the reseller authority for which it has applied.

Under TRA Rule 1220-1-2-.06(2), any party that opposes a motion is required to file and serve a response to that motion within seven (7) days after service of the motion.<sup>1</sup> Consequently, the deadline for filing a response in opposition to Pay-Tel’s request was on or about September 24, 2012. As of the date of this Order, Telmate has failed to file any response

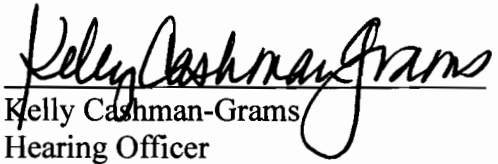
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<sup>1</sup> TRA Rule 1220-1-2-.06(2).

or otherwise indicated any objection to Pay-Tel's request for discovery. As there is no objection or opposition to Pay-Tel's request filed in the docket file, as required under the Rules, and on this basis alone, the Hearing Officer grants the *Petition*.

**IT IS THEREFORE ORDERED THAT:**

The *Petition of Pay-Tel to Submit Discovery* is hereby granted. Therefore, Pay-Tel Communications, Inc. is granted leave to submit its discovery questions, as set forth in its petition, and Telmate, LLC is ordered to produce answers to discovery no later than October 8, 2012.

  
Kelly Cashman-Grams  
Hearing Officer