

Kelly Grams

RECEIVED

From: Kelly Grams
Sent: Wednesday, October 10, 2012 11:46 AM
To: 'Walker, Henry'; 'Kelley, Misty Smith'
Cc: Monica Smith-Ashford
Subject: RE: Request for Telephone Conference

2012 OCT 10 AM 11:57

T.R.A. DOCKET ROOM

RE: Telmate Docket Nos. 11-00181 & 11-00182

Counsel:

I have considered your request to discuss informally, by telephone conference, the *Motion to Remove "Confidential" Designation* filed by Pay-Tel in the docket file on October 9, 2012. The issues of certification type and Telmate's applications for authority are currently set for panel consideration during the Authority Conference on October 15, 2012. In its motion, Pay-Tel has further requested a determination of its motion prior to that time. As Pay-Tel's motion is substantive and has been filed officially in the docket file, as Hearing Officer, I am of the opinion that standard procedural protocol should be observed and that Telmate should file a written response in the docket file. As the matter of confidentiality has arisen twice previously in these matters, I am not inclined to address this current motion informally.

If the parties are unable to resolve Pay-Tel's motion amicably, then, as I see it, we are left with the following options:

- 1) Telmate's time for response is shortened to Thursday (preferred) or Friday noon (latest), thereafter I will provide an abbreviated ruling via email on Friday (an Order containing findings and conclusion will be filed on a later date), and the matters will proceed to the panel as scheduled on Monday; or,
- 2) If Telmate feels it is unable to file a written response within the shortened time frame previously noted, then to ensure Telmate has adequate time in which to respond, the dockets will have to be removed from Monday's Authority Conference agenda and placed on the November Conference agenda.

In conclusion, I strongly encourage the parties to discuss and make every attempt to resolve this matter amicably. If the parties are unsuccessful in coming to a resolution, I will leave Telmate the option as to whether to file a response in opposition to the motion by Thursday/Friday or, if Telmate feels additional time is needed, then, by October 16th (seven days following filing as allowed under the rules). No Reply will be permitted.

Kelly Cashman-Grams

Hearing Officer
Tennessee Regulatory Authority
(Ph) 615-741-2904 x168
kelly.grams@tn.gov

From: Walker, Henry [mailto:HWALKER@babco.com]
Sent: Tuesday, October 09, 2012 5:46 PM
To: 'Kelley, Misty Smith'; Kelly Grams
Subject: RE: Request for Telephone Conference

Agreed/ good idea. I can also be available on Thursday and Friday (although on Thursday, I will be out between 1130 and 2)).

From: Kelley, Misty Smith [mailto:mkelley@bakerdonelson.com]
Sent: Tuesday, October 09, 2012 5:38 PM
To: Walker, Henry; kelly.grams@tn.gov
Subject: Request for Telephone Conference

Hearing Officer Grams:

Due to the short time period Pay-Tel has requested for ruling on the attached motion filed this afternoon, I thought it might be more effective to have the parties discuss the matter on a telephone conference with you rather than Telmate filing a written response later this week and awaiting written ruling. I can make myself available anytime this Thursday (10/11) or Friday (10/12) for such a telephone conference, if that approach is agreeable to everyone.

Misty

Misty Smith Kelley

Shareholder

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From: Walker, Henry [<mailto:HWALKER@babco.com>]

Sent: Tuesday, October 09, 2012 4:55 PM

To: Kelley, Misty Smith

Subject: FW: Pay-Tel - MOTION TO REMOVE "CONFIDENTIAL" DESIGNATION

Just filed//

From: Calvert, Myra K

Sent: Tuesday, October 09, 2012 3:39 PM

To: 'Sharla Dillon'

Cc: Walker, Henry

Subject: Pay-Tel - MOTION TO REMOVE "CONFIDENTIAL" DESIGNATION

Sharla, attached for filing is the above Motion to Remove "Confidential" Designation; original to follow. If you have questions, please call.

Thanks.

Myra

252-3519

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