

**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

**NASHVILLE, TENNESSEE**

**APPLICATION FOR AUTHORITY                    )  
TO PROVIDE CUSTOMER-OWNED                )  
COIN (OR COINLESS) OPERATED             )     Docket No. 11-00182  
TELEPHONE SERVICE IN TENNESSEE         )  
(RULE 1220-4-2-.43 TO .54) SECTION A     )**

**PETITION TO INTERVENE**

Pay-Tel Communications, Inc. ("Pay-Tel") moves to intervene pursuant to T.C.A. § 4-5-310, in the above-captioned application.

In support of this motion, Pay-Tel adopts and incorporates herein the facts and arguments submitted by Pay-Tel in support of its motion to intervene in Docket No. 11-00181, a related application filed by Telmate. In addition, Pay-Tel submits that it should be allowed to intervene in these dockets in order to raise the issue of whether Telmate must obtain a CLEC certificate, pursuant to T.C.A. § 65-4-201(b) and TRA Rule 1220-4-8-.03, in order to provide the services it seeks to offer.


Instead of applying for a CLEC certificate, Telmate has applied for a "Reseller" certificate pursuant to TRA Rule 1220-4-2-.57 and a COCOT permit pursuant to TRA Rule 1220-4-2-.43. It is clear, however, that the "Reseller" rules which became effective June 13, 1995 were subsequently superseded by the CLEC rules which became effective June 15, 1998. Now, every carrier seeking to provide telecommunications services in Tennessee must obtain a CLEC certificate pursuant to T.C.A. § 65-4-201(b). Furthermore, a COCOT permit is required if one owns a coin-operated telephone (or coinless telephone) and provides service through a "public telephone access line" obtained through a local exchange provider. Based on Telmate's

application, a COCOT permit may be necessary, but is not sufficient, to allow Telmate to offer its proposed services.

For these reasons, in addition to the facts and arguments submitted in Docket 11-00181, Pay-Tel asks that both motions to intervene be granted.

Respectfully submitted,

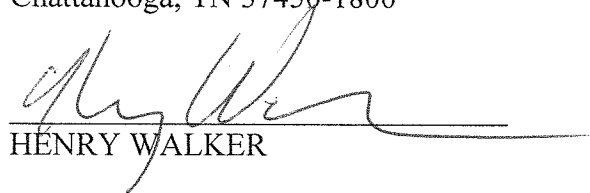
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**CERTIFICATE OF SERVICE**

I hereby certify that on the 21<sup>st</sup> day of June, 2012, a copy of the foregoing document was served on the parties of record, via hand-delivery, overnight delivery or U.S. Mail, postage prepaid, addressed as follows:

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