#### BEFORE THE TENNESSEE REGULATORY AUTHORITY

| IN RE:  | )       | Q <sup>n</sup>       | 1              | 2                  |        |
|---|---------|----------------------|----------------|--------------------|--------|
| SHOW CAUSE PROCEEDING AGAINST<br>SAM COOPER D/B/A GLOBAL MEDIA<br>MANAGEMENT, LLC | ) ) ) ) | Docket No. F12-00069 | TR.A DOCKET RO | 2012 DEC -7 AM 10: | RECELL |
| TENNESSEE CODE ANNOTATE   | D SEC   | TION 4-5-313 NOTICE  | 0              | 94                 | 'مره   |

Comes now the Tennessee Regulatory Authority, by and through the Legal Division, and hereby serves notice pursuant to Tenn. Code Ann. § 4-5-313 as follows:

- An executed version of the accompanying Affidavit of Lee Whitwell, (attached exhibit
   A) may be introduced as evidence at the hearing of Sam Cooper, before the Tennessee

   Regulatory Authority, Docket No. F12-00069.
- 2. Lee Whitwell may not be called to testify orally, and you would then not be entitled to question such affiant unless you notify Shiva K. Bozarth, at Tennessee Regulatory Authority, 460 James Robertson Parkway, Nashville, Tennessee 37243, that you wish to cross-examine such affiant. To be effective, your request must be received on or before December 17, 2012 at 11:30 a.m. CST.

Respectfully submitted this the \_\_\_\_\_7 day of December, 2012.

Shiva K. Bozarth, BPR # 022685 Tennessee Regulatory Authority 460 James Robertson Parkway Nashville, Tennessee 37243

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of this document has been served upon Sam Cooper, 8881 Woodmark Drive, Cordova, Tennessee 38018, by delivering same in the United States First Class Mail, with sufficient postage thereon to reach its destination as well as via email to sam@globalmediamanagementllc.com.

This  $7^{+}$  day of December, 2012.

Shiva K. Bozarth

## BEFORE THE TENNESSEE REGULATORY AUTHORITY

| IN RE:  | )  |  |  |  |
|---|--|--|--|--|
| SHOW CAUSE PROCEEDING AGAINST SAM<br>COOPER D/B/A GLOBAL MEDIA<br>MANAGEMENT, LLC | )<br>)<br>F12-00069<br>)   |  |  |  |
| AFFIDAVIT OF LEE WHITWELL   |  |  |  |  |
| I, Lee Whitwell, being first duly sworn   | upon oath, do hereby state as follows:   |  |  |  |
| 1. I have personal knowledge of the facts stated                                  | herein.  |  |  |  |
| 2. I am a resident of Shelby County, Tennessee.                                   |  |  |  |  |
| 3. On November 30, 2012, I hand delivered a                                       | copy of the Notice to Appear attached hereto as  |  |  |  |
| Exhibit A to 8881 Woodmark Drive, Cordov  | a, Tennessee 38018.  |  |  |  |
| 4. 8881 Woodmark Drive, Cordova, Tennessee  | 38018 appears to be a personal residence.  |  |  |  |
| 5. No one answered the door and I left 8881 le                                    | eft the Notice to Appear in the door.  |  |  |  |
| FURTHER AFFIANT SAITH NOT.  |  |  |  |  |
|   | Ent hobile   |  |  |  |
| Subscribed to and signed before me on this  |  |  |  |  |
| My Commission Expires:  | SUNIL STATE  TENNESSEE  NOTARY PUBLIC  SO COUNTY  SO S |  |  |  |

# RECENTENNESSEE REGULATORY AUTHORITY

2012 NOV 29 AM 10: 14

T.R.A. DOCKET ROOM



460 James Robertson Parkway Nashville, Tennessee 37243-0505

### **NOTICE TO APPEAR**

IN RE:

Alleged Violations of Tenn. Code Ann. § 65-4-401, DO-NOT-CALL

against Sam Cooper d/b/a Global Media Management, LLC.

DOCKET NO:

12-00069

DATE:

November 28, 2012

Sam Cooper d/b/a Global Media Management. LLC ("Global Media") shall appear before the Tennessee Regulatory Authority ("Authority") during the Authority Conference scheduled for Monday, December 17, 2012 at 1:00 p.m. (CST) and show cause why the Authority should not proceed to convene a contested case to impose a civil monetary penalty in the amount of seventeen thousand dollars (\$12,000) as well as the imposition of costs for Global Media's failure to register as a telephone solicitor in violation of Tenn. Comp. R. & Regs. § 1220-4-11-.04; making five (5) telephone calls to Tennessee consumers in violation of Tenn. Code Ann. 65-4-404; and failure to comply with the terms of the Settlement Agreement ratified by the Authority at the August 20, 2012, Authority Conference in violation of Tenn. Code Ann. § 65-3-105.

The Authority Conference shall be held in the Hearing Room on the Ground Floor at 460 James Robertson Parkway, Nashville, Tennessee. This matter will be considered by the voting panel of Vice-Chairman Herbert H. Hilliard, Director Kenneth C. Hill, and Director Sara Kyle. Any party is entitled to be represented by counsel.

Participants with disabilities who require special accommodations or alternate communications formats should contact the Tennessee Regulatory Authority ADA-EEO/AA Coordinator/Officer at 460 James Robertson Parkway, Nashville, Tennessee 37243-0505, 1-800-342-8359 or TDD (615)741-3930, so that reasonable accommodations can be made.

FOR THE TENNESSEE REGULATORY AUTHORITY:

Jean A. Stone, General Counsel

Original in Docket File 12-00069