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November 5, 2014

Via Electronic Mail & Overnight Courier

Chairman Herbert Hilliard
c/o Sharla Dillon, Dockets and Records Manager
Tennessee Regulatory Authority
502 Deaderick Street, 4th Floor
Nashville, TN 37243
Sharla.dillon@tn.gov

Re: Docket 14-00093
GC Pivotal, LLC Application for Certificate of Public Convenience and
Necessity to Provide Facilities-Based and Resold Local Exchange and
Interexchange Telecommunications Services in the State of Tennessee
SUPPLEMENT

Dear Chairman Hilliard:

On behalf of GC Pivotal, LLC d/b/a Global Capacity ("Global Capacity" or "Applicant"), enclosed for filing are an original and thirteen (13) copies of a Supplement to the above-referenced Application. Per Staff's request, this Supplement (1) provides a Certificate of Service and listing of ILECs that were sent a copy of the Notice of Filing which was included as Exhibit H to the Application and (2) submits a Surety Bond in the amount of \$20,000 as security for payment of any monetary sanctions that may be imposed upon Applicant in any enforcement proceeding.

Please date-stamp the extra copy of this filing and return it in the envelope provided. Should you have any questions concerning this filing, please do not hesitate to contact us.

Respectfully submitted,



Russell M. Blau
Jeffrey R. Strenkowski

Attachments

Counsel for GC Pivotal, LLC d/b/a Global Capacity

Beijing
Boston
Frankfurt
Hartford
Hong Kong
Lexington (GSC)
London
Los Angeles
New York
Orange County
San Francisco
Santa Monica
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ATTACHMENT A

Certificate of Service and ILEC Listing

**BEFORE THE
TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

Application of)
)
)

GC PIVOTAL, LLC D/B/A GLOBAL CAPACITY)
)

for a Certificate of Public Convenience and)
Necessity to Provide Resold and Facilities-Based)
Local Exchange and Interexchange)
Telecommunications Services in the)
State of Tennessee)
)

Docket No. 1400093

CERTIFICATE OF SERVICE

I, M. Renee Britt, hereby certify that on the 23rd day of September, 2014, I caused a copy of the Notice of Filing of the Application by GC Pivotal, LLC d/b/a Global Capacity for a Certificate of Public Convenience and Necessity to Provide Resold and Facilities-Based Local Exchange and Interexchange Telecommunications Services in the State of Tennessee, to be served via first-class mail, postage prepaid, to each incumbent local exchange carrier ("ILEC"), as identified on the attached TRA List of ILEC Providers.



M. Renee Britt, Paralegal Specialist
Bingham McCutchen LLP
2020 K Street, N.W.
Washington, D.C. 20006

Dated: November 5, 2014

**BEFORE THE
TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

Application of)
)
)

GC PIVOTAL, LLC D/B/A GLOBAL CAPACITY)
)

for a Certificate of Public Convenience and)
Necessity to Provide Resold and Facilities-Based)
Local Exchange and Interexchange)
Telecommunications Services in the)
State of Tennessee)
)

Docket No. _____


NOTICE OF FILING

TO: ALL INCUMBENT LOCAL EXCHANGE CARRIERS (ILECS)

PLEASE TAKE NOTICE, that in accordance with the Tennessee Regulatory Authority Rules for the Provision of Competitive Intrastate Telecommunications Services, you are hereby given notice that on 23 Sept., 2014, GC Pivotal, LLC d/b/a Global Capacity filed an Application for a Certificate of Public Convenience and Necessity to Provide Resold and Facilities-Based Local Exchange and Interexchange Telecommunications Services in the State of Tennessee.

This 23rd day of Sept., 2014.

GC Pivotal, LLC

By: 
Jeremy M. Kissel
General Counsel

TRA List Of ILEC Providers

ILEC

<u>ID</u>	<u>Company Name</u>	<u>Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>	<u>Market Reg</u>
21	Ardmore Telephone Company	237 N. 8th Street	Mayfield	KY	42066-0000	N
1	BellSouth Telecommunications, LLC	333 Commerce Street Suite 2106	Nashville	TN	37201-3300	Y
14	CenturyTel of Adamsville	PO Box 680644	Franklin	TN	37068-0000	Y
15	CenturyTel of Claiborne	PO Box 680644	Franklin	TN	37068-0000	Y
17	CenturyTel of Ooltewah-Collegedale	PO Box 680644	Franklin	TN	37068-0000	Y
13	Concord Telephone Exchange, Inc.	10025 Investment Drive Suite 200	Knoxville	TN	37932-0000	Y
16	Crockett Telephone Company	Attention Lisa Wigington PO Box 24207	Jackson	MS	39225-0000	Y
74668	Frontier Communications of Tennessee	300 Bland Street	Bluefield	WV	24701-0000	Y
20	Frontier Communications Of The Volunteer State	300 Bland Street	Bluefield	WV	24701-0000	Y
22	Humphreys County Telephone Company	10025 Investment Drive Suite 200	Knoxville	TN	37932-0000	Y
23	Loretto Telephone Company	P. O. Box 130	Loretto	TN	38469-0000	N
24	Millington Telephone Company, Inc.	PO Box 17040	Jonesboro	AR	72403-0000	Y
18	Peoples Telephone Company	Attention Lisa Wigington PO Box 24207	Jackson	MS	39225-0000	Y
12	Tellico Telephone Company	10025 Investment Drive Suite 200	Knoxville	TN	37932-0000	N
11	Tennessee Telephone Company	10025 Investment Drive Suite 200	Knoxville	TN	37932-0000	N
25	United Telephone Company, Inc.	P. O. Box 38	Chapel Hill	TN	37034-0000	N
3	United Telephone Southeast, LLC	PO Box 680644	Franklin	TN	37068-0000	Y
19	West Tennessee Telephone Co.	Attention Lisa Wigington PO Box 24207	Jackson	MS	39225-0000	Y

ATTACHMENT B

Surety Bond

TENNESSEE REGULATORY AUTHORITY

TENNESSEE TELECOMMUNICATIONS SERVICE PROVIDER'S SURETY BOND

Bond #: CMS239540 Updated Original 9/22/2014

WHEREAS, GC Pivotal, LLC (the "Principal"), has applied to the Tennessee Regulatory Authority for authority to provide telecommunications services in the State of Tennessee; and

WHEREAS, under the provisions of Title 65, Chapter 4, Section 125(j) of the Tennessee Code Annotated, as amended, the Principal is required to file this bond in order to obtain such authority and to secure the payment of any monetary sanction imposed in any enforcement proceeding brought under Title 65 of the Tennessee Code Annotated or the Consumer Telemarketing Act of 1990 by or on behalf of the Tennessee Regulatory Authority (the "TRA"); and

WHEREAS, RLI Insurance Company (the "Surety"), a corporation licensed to do business in the State of Tennessee and duly authorized by the Tennessee Commissioner of Insurance to engage in the surety business in this state pursuant to Title 56, Chapter 2 of the Tennessee Code Annotated, has agreed to issue this bond in order to permit the Principal to comply with the provisions of Title 65, Chapter 4, Section 125(j) of the Tennessee Code Annotated;

NOW THEREFORE, BE IT KNOWN, that we the Principal and the Surety are held and firmly bound to the STATE OF TENNESSEE, in accordance with the provisions of Tennessee Code Annotated, Title 65, Chapter 4, Section 125(j), in the full amount of twenty thousand dollars (\$20,000.00) lawful money of the United States of America to be used for the full and prompt payment of any monetary sanction imposed against the Principal, its representatives, successors or assigns, in any enforcement proceeding brought under Title 65 of Tennessee Code Annotated or the Consumer Telemarketing Act of 1990, by or on behalf of the TRA, for which obligation we bind ourselves, our representatives, successors and assigns, each jointly and severally, firmly and unequivocally by these presents.

This bond shall become effective on the 11th day of April, 2014, and shall be continuous; provided, however, that each annual renewal period or portion thereof shall constitute a new bond term. Regardless of the number of years this bond may remain in force, the liability of the Surety shall not be cumulative, and the aggregate liability of the Surety for any and all claims, suits or actions under this bond shall not exceed Twenty Thousand Dollars (\$20,000.00). The Surety may cancel this bond by giving thirty (30) days written notice of such cancellation to the TRA and Principal by certified mail, it being understood that the Surety shall not be relieved of liability that may have accrued under this bond prior to the date of cancellation.

PRINCIPAL

GC Pivotal, LLC

Name of Company authorized by the TRA

Company ID # as assigned by TRA

SIGNATURE OF PRINCIPAL

Name: Richard Garner
Title: Secretary / Treasurer

SURETY

RLI Insurance Company

Name of Surety

Address of Surety

9025 N. Lindbergh Drive Peoria IL 61615

SIGNATURE OF SURETY AGENT

Name: Kimberly Bragg
Title: Attorney-in-Fact

Address of Surety Agent:

233 S. Wacker Drive, Ste. 2000

Chicago IL 60606

THIS BOND IS ISSUED IN ACCORDANCE WITH THE PROVISIONS OF SECTION 125, CHAPTER 4, TITLE 65 OF THE TENNESSEE CODE ANNOTATED AS AMENDED BY CHAPTER NO. 586, 2000 PUBLIC ACTS. SHOULD THERE BE ANY CONFLICT WITH THE TERMS HEREOF AND THE STATUTE OR REGULATIONS PROMULGATED THEREUNDER, THE STATUTE OR REGULATIONS SHALL PREVAIL. (POWER OF ATTORNEY FROM AN APPROVED INSURANCE COMPANY MUST BE ATTACHED.)

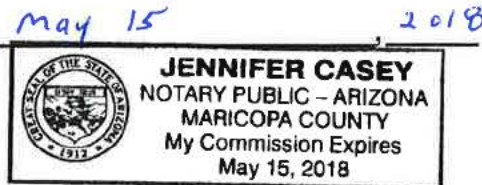
ACKNOWLEDGMENT OF PRINCIPAL

STATE OF Arizona
COUNTY OF Maricopa

Before me, a Notary Public of the State and County aforesaid, personally appeared Richard Garner with whom I am personally acquainted and who, upon oath, acknowledged himself to be the individual who executed the foregoing bond on behalf of GC Pivotal, LLC, and he acknowledged to me that he executed the same.

WITNESS my hand and seal this 4 day of November, 2014.

My Commission Expires:



Jenny Casey
Notary Public

ACKNOWLEDGMENT OF SURETY

STATE OF _____
COUNTY OF Cook

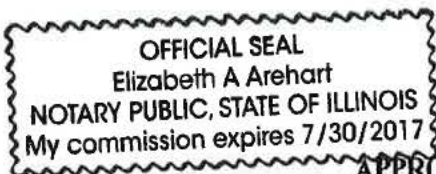
Before me, a Notary Public of the State and County aforesaid, personally appeared Kimberly Bragg with whom I am personally acquainted and who, upon oath, acknowledged himself to be the individual who executed the foregoing bond on behalf of RLI Insurance Company, the within named Surety, a corporation licensed to do business in the State of Tennessee and duly authorized by the Tennessee Commissioner of Insurance to engage in the surety business in this state pursuant to Title 56, Chapter 2 of the Tennessee Code Annotated, and that he as such an individual being authorized to do so, executed the foregoing bond, by signing the name of the corporation by himself and as such individual.

WITNESS my hand and seal this 22nd day of September, 2014.

My Commission Expires:

July 30, 2017

[Signature]
Notary Public



APPROVAL AND INDORSEMENT

This is to certify that I have examined the foregoing bond and found the same to be sufficient and in conformity to law, that the sureties on the same are good and worth the penalty thereof, and that the same has been filed with the Tennessee Regulatory Authority, State of Tennessee, this _____ day of _____.

Name:
Title:



RLI Surety
P.O. Box 3967 | Peoria, IL 61612-3967
Phone: (800)645-2402 | Fax: (309)689-2036
www.rlicorp.com

POWER OF ATTORNEY

RLI Insurance Company

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company**, an Illinois corporation, does hereby make, constitute and appoint:

Kimberly Bragg, Mark V. Baechle, Susan K. Landreth, Ila Delman, Mary Ann Powell, Christine Eitel, jointly or severally

in the City of Chicago, State of Illinois its true and lawful Agent and Attorney in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, the following described bond.

Any and all bonds provided the bond penalty does not exceed Twenty Five Million Dollars (\$25,000,000.00).

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon this Company as if such bond had been executed and acknowledged by the regularly elected officers of this Company.

The **RLI Insurance Company** further certifies that the following is a true and exact copy of the Resolution adopted by the Board of Directors of **RLI Insurance Company**, and now in force to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the **RLI Insurance Company** has caused these presents to be executed by its Vice President with its corporate seal affixed this 21st day of February, 2014.



RLI Insurance Company

By: [Signature]
Roy C. Die Vice President

State of Illinois }
County of Peoria } SS

On this 21st day of February, 2014, before me, a Notary Public, personally appeared Roy C. Die, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

By: [Signature]
Jacqueline M. Bockler Notary Public



CERTIFICATE

I, the undersigned officer of **RLI Insurance Company**, a stock corporation of the State of Illinois, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company** this 22nd day of September, 2014.

RLI Insurance Company

By: [Signature]
Roy C. Die Vice President

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