

# TENNESSEE REGULATORY AUTHORITY



502 Deaderick Street, 4<sup>th</sup> Floor  
Nashville, Tennessee 37243

August 16, 2016

Keith W. Blair, Tennessee Counsel  
Taylor, Pigue, Marchetti & Blair, PLLC  
2908 Poston Avenue  
Nashville, Tennessee 37203

RE: Docket No. 16-00078, *Application of SkyBest Communications, Inc. for a Certificate to Provide Competing Local Telecommunications Services in Tennessee*

Dear Mr. Blair,

The Tennessee Regulatory Authority is in receipt of your response to our August 3, 2016 inquiry regarding SkyBest Communications, Inc. Please clarify the following information:

Your most recent response referred to SkyBest Communications, Inc.'s 2000 Application for Certificate to Provide Operator Services and/or Resell Telecommunications Services in Tennessee, which would have been processed by the Tennessee Regulatory Authority. The response then details a dissolution/revocation in 2007 and subsequent reinstatement on January 3, 2012, and provides supporting documentation from the Tennessee Secretary of State's Office. These are separate and different state agencies.

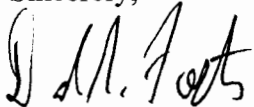
Our records indicate SkyBest Communications, Inc. filed an Application for Certificate to Provide Operator Services and/or Resell Telecommunications Services in Tennessee with the Tennessee Regulatory Authority on or about October 23, 2000, in Docket No. 00-00959. The Application was approved on January 9, 2001. In 2005, after three notices were sent to SkyBest Communications, Inc. regarding its failure to comply with Tenn. Code Ann. § 65-4-301(a)(1), the company was revoked for non-payment of fees.

Information provided with your most recent response included documentation from the Tennessee Secretary of State's Office regarding SkyBest Communications, Inc.'s revocation on October 20, 2011 and reinstatement on January 3, 2012. A further review of the Tennessee Secretary of State's Office website shows a Notice of Determination on March 11, 2005, a Dissolution/Revocation on January 23, 2007, indicating Department of Revenue involvement, a change in Registered Agent on April 6, 2011 and subsequent Application for Reinstatement, which reinstated SkyBest Communications, Inc. effective December 27, 2011.

Please explain the circumstances that led to SkyBest Communications, Inc. having its authority to transact business revoked on two separate occasions by the Tennessee Secretary of State's Office. Also, explain the circumstances that led to SkyBest Communications, Inc.'s Authority to Provide Operator Services and/or Resell Telecommunications in Tennessee being revoked by the Tennessee Regulatory Authority in 2005. Additionally, provide a detailed explanation of how circumstances/personnel/ownership has changed that would ensure the Tennessee Regulatory Authority that SkyBest Communications, Inc. can and will remain in good standing.

It is requested that this information be provided no later than 2:00 pm on August 30, 2016 and that you reference Docket Number 16-00078 on the response. In accordance with TRA rules submit either (1) thirteen written copies of your response or (2) four written copies and an electronic version. Should you have questions regarding this request, please contact Lisa Foust at 615-770-6886.

Sincerely,

A handwritten signature in black ink, appearing to read "D. M. Foster", written over the printed name.

David Foster  
Utilities Division Chief

cc: Docket File