

BEFORE THE TENNESSEE PUBLIC UTILITIES COMMISSION

NASHVILLE, TENNESSEE

IN RE:)	
)	
IN THE MATTER OF THE)	
APPLICATION OF BRADLEY)	
FIBER, LLC FOR A CERTIFICATE)	
TO PROVIDE BROADBAND AND)	DOCKET NO. 22-00079
INTERNET ACCESS SERVICE)	
)	

**APPLICATION OF BRADLEY FIBER, LLC
FOR CERTIFICATE TO PROVIDE BROADBAND
AND INTERNET ACCESS SERVICE**

Pursuant to T.C.A. § 65-4-201, Bradley Fiber, LLC ("Bradley Fiber" or "the Company") respectfully requests that the Tennessee Public Utility Commission ("TPUC") grant the Company a Certificate of Convenience and Necessity to provide competing local telecommunications service as described herein to customers in Tennessee. The Company has the managerial, technical and financial capabilities to provide the proposed services and is willing and able to comply with all applicable rules and regulations.

In support of its Application, Bradley Fiber submits the following:

1. The full name and address of the Applicant is:

Bradley Fiber, LLC
246 Savannah Ave., NE
Cleveland, TN 37312

Questions regarding this application should be directed to:

Henry Walker
Bradley Arant Boult Cummings, LLP
1600 Division, Suite 700
Nashville, TN 37203

Contact name and address at the Company is:

David Wilson
423-457-0125
daveskyview16@gmail.com

2. Corporate information:

Bradley Fiber, LLC is incorporated in the state of Tennessee. A copy of the Company's Articles of Incorporation are provided in Exhibit A. A certificate that the Company is qualified to do business in Tennessee is attached as Exhibit B. The sole members of the LLC are David Wilson and his brother Dr. Glenn D. Wilson.

3. Bradley Fiber possesses the managerial, technical and financial ability to provide local telecommunications service in the State of Tennessee as demonstrated below:

(a) Financial Qualifications:

Bradley Fiber is a small, new company that will offer broadband internet access service to customers in and around Bradley, Hamilton and Polk counties in Tennessee.

Bradley Fiber is financed through the resources of the two owners, David Wilson and Dr. Glenn Wilson, the sole members the LLC. A copy of the Company's Business Financial Plan and projected earnings for the first three years of operations are attached as confidential Exhibit C.

(b) Managerial Ability:

Mr. David Wilson has twenty years of managerial and technical experience concerning internet access service in Tennessee. Mr. Wilson's qualifications are described in his testimony provided in Exhibit F.

(c) Technical Qualifications:

Wilson's technical qualifications are also described in Mr. Wilson's testimony provided in Exhibit F.

4. Proposed Service Area:

The applicant seeks authority in Bradley, Hamilton and Polk counties.

5. Types of Service to be provided:

At this time, the Company will offer only internet access service.

6. Repair and Maintenance:

Customers with service issues may contact Mr. Wilson at 423-457-0125.

7. Small and Minority-Owned Telecommunications Business Participation Plan:

See Exhibit D.

8. Toll Dialing Parity Plan, Numbering Issues, Tariffs, and Tennessee Specific Operational Issues:

Not applicable.

9. TPUC Rules for Local Telecommunications Providers:

Applicant has served notice of this application to the eighteen (18) incumbent local exchange telephone companies in Tennessee with a statement regarding the company's intention of operating geographically. Please see Exhibit E.

10. Numbering Issues:

- (a) What is your company's expected demand for NXXs per NPA within a year approval of your application?

Not applicable.

- (b) How many NXXs do you estimate that you will request when you establish your service footprint.

Not applicable.

- (c) When and in what NPA do you expect to establish your service footprint?

Not applicable.

- (d) Will the Company sequentially assign telephone numbers within NXXs?

Not applicable.

- (e) What measures does the company intend to take to conserve Tennessee numbering resources?

Not applicable.

- (f) When ordering new NXXs for growth, what percentage fill of an existing NXX does the company use to determine when a request for a new NXX will be initiated?

Not applicable.

11. Tennessee Specific Operational Issues:

- (a) How does the company intend to comply with T.C.A. § 65-21-114? In its description, please explain technically how the company will not bill for countywide calls within Tennessee.

Not applicable.

- (b) Is the company aware of the Tennessee County Wide Calling database maintained by AT&T-Tennessee and the procedures to enter your telephone numbers on the database.

Not applicable.

- (c) Is your company aware of the local calling areas provided by the Incumbent Local Exchange Carriers in your proposed service area?

Not applicable.

- (d) Explain the procedures that will be implemented to assure that your customers will not be billed long-distance charges for calls within the metro calling areas.

Not applicable.

- (e) Please provide the name and telephone number of an employee of your company that will be responsible to work with the TPUC in resolving customer complaints.

David Wilson
423-457-0125

- (f) Does the company intend to telemarket its service in Tennessee? If yes, is the company aware of the telemarketing statutes and regulations found in T.C.A. § 65-4-401 et seq. and Chapter 1220-4-11?

The Company will not telemarket its services in Tennessee.

12. Miscellaneous:

- (a) Pre-filed testimony.

The Company has submitted pre-filed testimony with its Application. See Exhibit F.

- (b) Tariffs

Applicant intends to operate pursuant to market regulation and will not provide exchange access services.

- (c) Identify all states where certified as a telecommunications provider and the status of states certification is pending.

None. Pending only in Tennessee.

- (d) Applicant's involvement in any mergers or acquisitions.

None.

- (e) Customer Deposits

The Company will not require customer deposits.

- (f) Service Area

The Company will offer service in Bradley, Hamilton and Polk counties.

- (g) Public Interest

The Company's proposed services will provide multiple public benefits by increasing availability of broadband internet access services in Tennessee. In addition, increased competition will create incentives for all carriers to offer lower prices, more innovative services, and more responsive customer service.

13. Statement of Compliance:

Bradley Fiber agrees to abide by T.C.A. § 65-4-201 and all applicable state statutes and all applicable Orders, Rules and Regulations entered and adopted by the Tennessee Public Utility Commission.

CONCLUSION:

Bradley Fiber respectfully requests that the Commission enter an Order granting the Company's Application for a Certificate of Convenience and Necessity to provide competitive telecommunications services in Tennessee as described herein.

Respectfully Submitted,

By: 

Henry Walker (B.P.R. No. 000272)
Bradley Arant Boult Cummings, LLP
1600 Division Street, Suite 700
Nashville, TN 37203
Phone: 615-252-2363
Email: hwalker@bradley.com

Counsel for Bradley Fiber, LLC

Exhibit A
Articles of Organization



001328956

**ARTICLES OF ORGANIZATION
LIMITED LIABILITY COMPANY**

SS-4270

**Tre Hargett**
Secretary of State**Division of Business Services
Department of State
State of Tennessee**
312 Rosa L. Parks AVE, 6th FL
Nashville, TN 37243-1102
(615) 741-2286Filing Fee: \$50.00 per member
(minimum fee = \$300.00, maximum fee = \$3,000.00)

For Office Use Only

-FILED-

Control # 001328956

The Articles of Organization presented herein are adopted in accordance with the provisions of the Tennessee Revised Limited Liability Company Act.**1. The name of the Limited Liability Company is:** Bradley Fiber, LLC

(Note: Pursuant to the provisions of T.C.A. §48-249-106, each Limited Liability Company name must contain the words "Limited Liability Company" or the abbreviation "LLC" or "L.L.C.")

2. Name Consent: (Written Consent for Use of Indistinguishable Name)☐ This entity name already exists in Tennessee and has received name consent from the existing entity.**3. This company has the additional designation of:** None**4. The name and complete address of the Limited Liability Company's initial registered agent and office located in the state of Tennessee is:**DAVID WILSON
246 SAVANNAH AVE NE
CLEVELAND, TN 37312-4859
BRADLEY COUNTY**5. Fiscal Year Close Month:** December**6. If the document is not to be effective upon filing by the Secretary of State, the delayed effective date and time is:**
(none) (Not to exceed 90 days)**7. The Limited Liability Company will be:**☒ Member Managed☐ Manager Managed☐ Director Managed**8. Number of Members at the date of filing:** 2**9. Period of Duration:** Perpetual**10. The complete address of the Limited Liability Company's principal executive office is:**246 SAVANNAH AVE NE
CLEVELAND, TN 37312-4859
BRADLEY COUNTY


SS-4270 (Rev. 12/12)

RDA 2458

B1241-6208 06/30/2022 1:16 PM Received by Tennessee Secretary of State Tre Hargett



B1241-6209 06/30/2022 1:16 PM Received by Tennessee Secretary of State Tre Hargett

ARTICLES OF ORGANIZATION LIMITED LIABILITY COMPANY		SS-4270
 Tre Hargett Secretary of State	Division of Business Services Department of State State of Tennessee 312 Rosa L. Parks AVE, 6th FL Nashville, TN 37243-1102 (615) 741-2286 Filing Fee: \$50.00 per member (minimum fee = \$300.00, maximum fee = \$3,000.00)	<i>For Office Use Only</i> -FILED- Control # 001328956
The name of the Limited Liability Company is: Bradley Fiber, LLC		
11. The complete mailing address of the entity (if different from the principal office) is: 246 SAVANNAH AVE NE CLEVELAND, TN 37312-4859		
12. Non-Profit LLC (required only if the Additional Designation of "Non-Profit LLC" is entered in section 3.) <input type="checkbox"/> I certify that this entity is a Non-Profit LLC whose sole member is a nonprofit corporation, foreign or domestic, incorporated under or subject to the provisions of the Tennessee Nonprofit Corporation Act and who is exempt from franchise and excise tax as not-for-profit as defined in T.C.A. §67-4-2004. The business is disregarded as an entity for federal income tax purposes.		
13. Professional LLC (required only if the Additional Designation of "Professional LLC" is entered in section 3.) <input type="checkbox"/> I certify that this PLLC has one or more qualified persons as members and no disqualified persons as members or holders. Licensed Profession:		
14. Series LLC (optional) <input type="checkbox"/> I certify that this entity meets the requirements of T.C.A. §48-249-309(a) & (b)		
15. Obligated Member Entity (list of obligated members and signatures must be attached) <input type="checkbox"/> This entity will be registered as an Obligated Member Entity (OME) Effective Date: (none) <input type="checkbox"/> I understand that by statute: THE EXECUTION AND FILING OF THIS DOCUMENT WILL CAUSE THE MEMBER(S) TO BE PERSONALLY LIABLE FOR THE DEBTS, OBLIGATIONS AND LIABILITIES OF THE LIMITED LIABILITY COMPANY TO THE SAME EXTENT AS A GENERAL PARTNER OF A GENERAL PARTNERSHIP. CONSULT YOUR ATTORNEY.		
16. This entity is prohibited from doing business in Tennessee: <input type="checkbox"/> This entity, while being formed under Tennessee law, is prohibited from engaging in business in Tennessee.		
17. Other Provisions:		
Electronic Signature	Organizer Title/Signer's Capacity	
David Wilson Printed Name	Jun 30, 2022 1:16PM Date	

SS-4270 (Rev. 12/12)

RDA 2458

Exhibit B

Registration at Secretary of State



Tre Hargett
Secretary of State

Division of Business Services
Department of State
State of Tennessee
312 Rosa L. Parks AVE, 6th FL
Nashville, TN 37243-1102

Bradley Fiber, LLC
246 SAVANNAH AVE NE
CLEVELAND, TN 37312-4859

June 30, 2022

Filing Acknowledgment

Please review the filing information below and notify our office immediately of any discrepancies.

SOS Control # :	001328956	Formation Locale:	TENNESSEE
Filing Type:	Limited Liability Company - Domestic	Date Formed:	06/30/2022
Filing Date:	06/30/2022 1:16 PM	Fiscal Year Close:	12
Status:	Active	Annual Report Due:	04/01/2023
Duration Term:	Perpetual	Image # :	B1241-6208
Managed By:	Member Managed		
Business County:	BRADLEY COUNTY		

Document Receipt

Receipt # : 007349596	Filing Fee:	\$300.00
Payment-Credit Card - State Payment Center - CC #: 3831846358		\$300.00

Registered Agent Address:
DAVID WILSON
246 SAVANNAH AVE NE
CLEVELAND, TN 37312-4859

Principal Address:
246 SAVANNAH AVE NE
CLEVELAND, TN 37312-4859

Congratulations on the successful filing of your Articles of Organization for Bradley Fiber, LLC in the State of Tennessee which is effective on the date shown above. You must also file this document in the office of the Register of Deeds in the county where the entity has its principal office if such principal office is in Tennessee. Please visit the Tennessee Department of Revenue website (www.tn.gov/revenue) to determine your online tax registration requirements. If you need to obtain a Certificate of Existence for this entity, you can request, pay for, and receive it from our website.

You must file an Annual Report with this office on or before the Annual Report Due Date noted above and maintain a Registered Office and Registered Agent. Failure to do so will subject the business to Administrative Dissolution/Revocation.


Tre Hargett
Secretary of State

Phone (615) 741-2286 * Fax (615) 741-7310 * Website: <http://tnbear.tn.gov/>

CONFIDENTIAL

Exhibit C

Confidential Financial Documents

Exhibit D

Small and Minority-Owned Telecommunications Business Participation Plan

SMALL AND MINORITY-OWNED TELECOMMUNICATIONS
BUSINESS PARTICIPATION PLAN

ADMINISTRATION

Bradley Fiber's Plan will be overseen and administered by the individual named below, hereinafter referred to as the Administrator, who will be responsible for carrying out and promoting the Company's full efforts to provide equal opportunities for small and minority-owned businesses. The Administrator of the Plan will be:

David Wilson
246 Savannah Ave., NE
Cleveland, TN 37312
423-457-0125
daveskyview16@gmail.com

The Administrator's responsibilities will include:

- (1) Maintaining an updated Plan in full compliance with §65-5-112 and the rules and orders of the Tennessee Public Utility Commission.
- (2) Establishing and developing policies and procedures necessary for the successful implementation of the Plan.
- (3) Preparing and submitting such forms as may be required by the Tennessee Public Utility Commission, including the filing of required annual updates.
- (4) Serving as the primary liaison to and cooperate with the Tennessee Public Utility Commission, other agencies of the state of Tennessee, and small and minority-owned businesses to locate and use qualified small and minority-owned businesses as defined in §65-5-112.
- (5) Searching for and developing opportunities to use small and minority-owned businesses and encouraging such businesses to participate in and bid on contracts and subcontracts.
- (6) Providing records and reports and cooperating in any authorized surveys as required by the Tennessee Public Utility Commission.
- (7) Establishing a record-keeping system to track qualified small and minority-owned businesses and efforts to use such businesses.

ADMINISTRATION

- (8) Providing information and educational activities to persons within Bradley Fiber and training such persons to seek out, encourage, and promote the use of small and minority-owned businesses. In performance of these duties, the Administrator will utilize a number of resources, including:

Chambers of Commerce
The Tennessee Department of Economic and Community Development
The United States Department of Commerce
Small Business Administration
Office of Minority Business
The National Minority Supplier Development Counsel
The National Association of Women Business Owners
The National Association of Minority Contractors
Historically Black Colleges, Universities, and Minority Institutions

The efforts to promote and ensure equal opportunities for small and minority-owned businesses are primarily spelled out in the Administrator's duties above. Additional efforts to provide opportunities to small and minority-owned businesses will include offering, where appropriate and feasible, small and minority-owned businesses assistance with technical, insurance, bonding, licensing, production, and deadline requirements.

RECORDS AND COMPLIANCE REPORTS

The Company will maintain records of qualified small and minority-owned business and efforts to use the goods and services of such businesses. In addition, CTI Fiber Services will maintain records of educational and training activities conducted or attended and of the internal procurement procedures adopted to support this plan.

The Company will submit records and reports required by the Tennessee Public Utility Commission concerning the Plan. Moreover, The Company will cooperate fully with any surveys and studies required by the Tennessee Public Utility Commission.

Exhibit E

Notice of Application & Service List of Incumbent Carriers

BEFORE THE TENNESSEE PUBLIC UTILITIES COMMISSION

NASHVILLE, TENNESSEE

IN RE:)
)
IN THE MATTER OF BRADLEY)
FIBER, LLC FOR A CERTIFICATE)
TO PROVIDE COMPETITIVE)
TELECOMMUNICATIONS) DOCKET NO.
SERVICES IN TENNESSEE)
)

NOTICE OF FILING

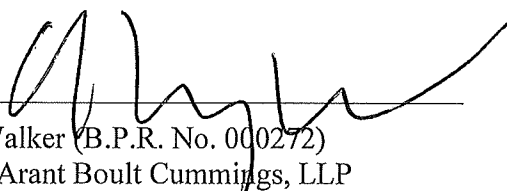
TO: ALL INCUMBENT LOCAL EXCHANGE CARRIERS:

PLEASE TAKE NOTICE, that in accordance with the Tennessee Public Utility Commission Rules for the Provision of Competitive Intrastate Telecommunications Services, you are hereby given notice that Bradley Fiber, LLC filed an Application for a Certificate of Convenience and Necessity to provide competing telecommunications service.

July 29, 2022

Respectfully Submitted,

By: _____


Henry Walker (B.P.R. No. 000272)
Bradley Arant Boult Cummings, LLP
1600 Division Street, Suite 700
Nashville, TN 37203
Phone: 615-252-2363
Email: hwalker@bradley.com

Counsel for Bradley Fiber, LLC

CERTIFICATE OF SERVICE

Ardmore Telephone Company, Inc.
P.O. Box 549
517 Ardmore Avenue
Ardmore, TN 38449

Sprint-United
112 Sixth Street
Bristol, TN 37620

BellSouth Telecommunications, Inc.
333 Commerce Street
Nashville, TN 37201-3300

TDS Telecom-Concord Telephone Exchange, Inc.
P.O. Box 22610
70 I Concord Road
Knoxville, TN 37933-0610

CenturyTel of Adamsville
P.O. Box 405
116 Oak Street
Adamsville, TN 38310

TDS-Telecom- Humphreys County Telephone Company
P.O. Box 552
203 Long Street
New Johnsonville, TN 37134-0552

CenturyTel of Claiborne
P.O. Box 100
507 Main Street
New Tazewell, TN 37825

TDS Telecom-Tellico Telephone Company
P.O. Box 9
102 Spence Street
Tellico Plains, TN 37385-0009

CenturyTel of Ooltewah-Collegedale, Inc.
P.O. Box 782
5616 Main Street
Ooltewah, TN 37363

TDS Telecom-Tennessee Telephone Company
P.O. Box 18139
Knoxville, TN 37928-2139

Citizens Telecommunications Company of
Tennessee
P.O. Box 770
300 Bland Street
Bluefield, WY 24701

TDS-Crockett Telephone Company, Inc.
P.O. Box 7
Friendship, TN 38034

Citizens Telecommunications Company
of the Volunteer State
P.O. Box 770
300 Bland Street
Bluefield, WY 24701

TEC-People's Telephone Company, Inc.
P.O. Box 310
Erin, TN 37061

Loretto Telephone Company, Inc.
P.O. Box 130
Loretto, TN 38469

TEC-West Tennessee Telephone Company, Inc.
P.O. Box 10
244 E Main Street
Bradford, TN 38316

Millington Telephone Company, Inc.
4880 Navy Road
Millington, TN 38083

United Telephone Company
P.O. Box 38
120 Taylor Street
Chapel Hill, TN 37034

Exhibit F

Testimony of Mr. David Wilson

I, David Wilson, do hereby testify as follows in support of the Application of Bradley Fiber for a Certificate of Convenience and Necessity as a competing telecommunications service provider in Tennessee.

Q: Please state your name and business address.

A. My name is David Wilson. My business address is 246 Savannah Ave., NE Cleveland, TN 37312.

Q. By whom are you employed and in what capacity?

A. I am the head of Bradley Fiber, LLC. My brother Dr. Glenn Wilson, and I are the owners of the company.

Q. Please give a brief description of your background and experience.

A. As shown on my resume, attached, I have six years' experience owning and operating Skyview Entertainment LLC, a local retailer offering cable, telephone and internet access service to commercial and residential customers in and around Bradley County. I have a total of twenty years' experience in telecommunications and internet service.

Q: What is the purpose of your testimony?

A: The purpose of my testimony is to present evidence describing the technical managerial and financial fitness of Bradley Fiber to provide broadband internet access service in Tennessee. This testimony will also describe how the public interest will be served by approval of the application.

Q: Please describe the services Bradley Fiber proposes to offer.

A: Bradley Fiber proposes to offer broadband internet access service over our own facilities to customers in Bradley, Hamilton and Polk counties.

Q: How are trouble reports, billing errors and complaints handled?

A: Once Bradley Fiber initiates operations, our customer service telephone number will be available twenty-four (24) hours per day, seven (7) days per week. The Company's telephone number for customer inquires, complaints and repair is 423-457-0125. Customers may also contact the company in writing at the headquarters address at 246 Savannah Ave., NE Cleveland, TN 37312.

Q: Describe the Company's financial ability to operate as a local service provider.

A: Bradley Fiber has sufficient financial resources to provide the requested services, the financial capability to maintain these services and to meet its financial obligations. Confidential information is provided in Exhibit C.

Q: Does Bradley Fiber have managerial and technical qualifications to provide local service in Tennessee?

A: Yes. My twenty years of experience in this industry is described in my attached resume. I have owned and operated Skyview Entertainment LLC which has provided high-speed internet access service to customers in the Bradley County area for six years. Bradley Fiber will have three other employees and will subcontract for additional work as needed.

Q: How will Tennessee consumers benefit from Bradley Fiber's services?

A: Certification will serve the public interest by increasing the competitive choices for internet access to customers in Tennessee. Enhanced competition in internet access services will further stimulate economic development in Tennessee.

Q: Does this conclude your testimony?

A: Yes.

DAVID WILSON

daveskyview16@gmail.com | 423-457-0125 | Cleveland, TN 37311

Summary

Skyview Entertainment LLC is a local family owned and operated Company by, David Wilson & Mary Keith the business was established in February 2016 as a independent retailer offering TV, Internet and Telecommunication services for residential & Commercial clients. partnering with providers such as Directv, AT&T, Xfinity & Spectrum Providing high-quality products and excellent customer service.

Skills

- Diagnosing issues
- Installing equipment
- Maintenance and repair
- Telecommunications
- Sales strategics
- Recruiting and hiring
- Supervision and training
- Team management

Experience

Business Owner/Operator | SKYVIEW ENTERTAINMENT LLC - Benton, TN | 02/2016 - Current

- Consulted with potential clients to determine how company could best meet needs.
- Made financial and logistics decisions in best interest of company.
- Took care of escalated customer concerns to increase satisfaction.
- Kept records for production, inventory, income and expenses.
- Collaborated with staff to maximize customer satisfaction, streamline procedures and improve bottom-line profitability.
- Established favorable relationships with vendors and contractors, facilitating contract negotiation and development of marketing and sales strategies.

Technician | SKYVIEW ENTERTAINMENT LLC - Cleveland, TN | 02/2016 - Current

- Managed quality control and maintained high level of customer satisfaction.
- Followed safety practices to safeguard against injury and damage to property.
- Adjusted or modified equipment to enhance equipment performance or to respond to customer requests.
- Utilized hand tools and epoxy to safely splice cables.
- Managed workflow and productivity of lower-level technicians to keep projects on task.
- Climbed poles and entered tunnels, buildings, trenches or manholes to accomplish various job tasks.
- Connected wires and cables to terminals and attached and detached various kinds of hardware to wires, cables, buildings or poles.
- Measured signal strength of televisions, telephones and internet connections to verify adequate performance.
- Installed outside plant fiber optics in manhole and telco boxes.
- Handled fibers for device routing, ribbon breakouts, component assemblies and custom splicing projects.

Education and Training

Polk County High School | Benton, TN | 05/2000

High School Diploma

I hereby certify that I have this day served a copy of the Application of Bradley Fiber, LLC upon the attached list of incumbent carriers by mailing such copy by first class mail, postage prepaid.

By: 

Henry Walker (B.P.R. No. 000272)
Bradley Arant Boult Cummings, LLP
1600 Division Street, Suite 700
Nashville, TN 37203
Phone: 615-252-2363
Email: hwalker@bradley.com

Counsel for Bradley Fiber, LLC