

**BEFORE THE TENNESSEE PUBLIC SERVICE COMMISSION
Nashville, Tennessee**

October 13, 1995

IN RE: PETITION OF AT&T COMMUNICATIONS OF THE SOUTH
CENTRAL STATES, INC., FOR AN AMENDMENT TO ITS
CERTIFICATE OF CONVENIENCE AND NECESSITY SO AS TO
AUTHORIZE IT TO OFFER AND PROVIDE INTEREXCHANGE
TELECOMMUNICATION SERVICES THROUGHOUT TENNESSEE

DOCKET NO. 95-02790

ORDER

This matter is before the Tennessee Public Service Commission upon the petition of AT&T Communications of the South Central States, Inc. ("AT&T") to amend its existing Certificate of Convenience and Necessity as set forth in the above-mentioned caption.

This matter was heard on September 13, 1995 in Nashville, Tennessee before Ralph B. Christian, II, Administrative Judge. On September 22, 1995, Judge Christian issued his Initial Order finding that it was not appropriate to amend AT&T's certificate but that a new certificate as a Competing Telecommunications Service Provider be issued to the company in accordance with the proof presented. The Judge found that the applicant met all the criteria to be a Competing Telecommunications Service Provider as required by newly enacted Chapter 408 of the Public Acts of 1995 to provide both intraexchange and interexchange telephone services within the LATA.¹ There were no objections or exceptions filed to the Judge's Initial Order.

¹ Local Access Transport Area

The Commission considered this matter at its regularly scheduled Commission Conference held on October 11, 1995. It was concluded at this Conference, after careful consideration of the entire record in this docket, the Initial Order, and all applicable rules and regulations particularly the provisions of Chapter 408 of the Public Acts of 1995, that AT&T should be granted a Certificate of Convenience and Necessity as a Competing Telecommunications Service Provider as recommended by the Administrative Judge.

IT IS THEREFORE ORDERED:

1. That the Administrative Judge's Initial Order dated September 22, 1995, in this docket is hereby ratified, adopted and incorporated by reference in this Order as fully as though copied verbatim herein, including the findings and conclusions of the Administrative Judge which the Commission adopts as its own;
2. That AT&T is hereby granted a Certificate of Convenience and Necessity as a Competing Telecommunications Service provider for intraLATA intraexchange and -interexchange telephone services;
3. That AT&T is restricted against providing any telecommunications services to be provided pursuant to this certificate in those areas served by telephone cooperatives and incumbent local telephone companies with fewer than 100,000 access lines;
4. That AT&T may commence service under this certificate upon approval of the proper tariffs for services to be offered and is otherwise in compliance with all applicable Public Service Commission rules and regulations;

5. That any party aggrieved by the Commission's decision in this matter may file a Petition for Reconsideration with the Tennessee Public Service Commission within ten (10) days from and after the date of this Order;

6. That any party aggrieved with the Commission's decision in this matter has the right of judicial review by filing a Petition for Review in the Tennessee Court of Appeals, Middle Section, within sixty (60) days from and after the date of this Order.


CHAIRMAN


COMMISSIONER

ATTEST:


EXECUTIVE DIRECTOR


COMMISSIONER