



James B. Wright
Senior Attorney

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EXECUTIVE SECRETARY

Carolina Telephone
Centel-North Carolina
Centel-Virginia
United Telephone-Southeast

April 30, 1997

Mr. David Waddell
Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

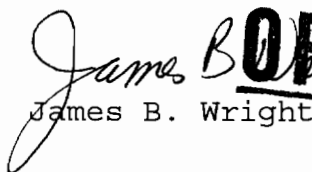
RE: Docket No. 96-01423 (UTSE Annual Price Cap Adjustment)
Motion to Strike

Dear Mr. Waddell:

Enclosed for filing in the above case are the original and fourteen copies of United Telephone-Southeast, Inc.'s Motion to Strike Unsworn Testimony Contained in the Reply Brief of the Consumer Advocate Division.

A copy of this Motion is being furnished to counsel of record.

Sincerely yours,


James B. Wright

JBW:mhh

Enclosures

CC: Steve Parrott
Counsel of Record (with enclosure)
Bob Wallace (with enclosure)

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#10508

BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE

IN RE: DOCKET NO. 96-10423; UTSE ANNUAL PRICE CAP ADJUSTMENT

UNITED TELEPHONE-SOUTHEAST, INC.'S MOTION TO STRIKE UNSWORN
TESTIMONY CONTAINED IN THE CONSUMER ADVOCATE'S REPLY BRIEF

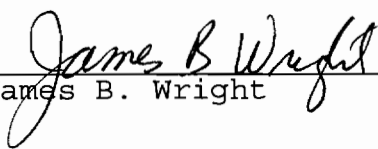
United Telephone-Southeast, Inc. previously filed a Motion asking the Authority to strike the unsworn testimony which was contained in the Consumer Advocate's April 18, 1997 Post Hearing Brief.

Subsequently, on April 25, 1997, the CA filed a Reply Brief. Pages 3, 4 and 5 of the CA's Reply Brief are virtually identical to pages 17, 18 and 19 of the CA's Post Hearing Brief. Language identical to that which United objected to in the Post Hearing Brief is now duplicated in the CA's Reply Brief. The objectionable language appears in the Reply Brief on page 3, line 22, beginning with "At or near the same time..." and ending on page 4, line 12, with "...as a free usage.", together with footnotes 2, 3 and 4.

Since the same statements appear in the CA's Reply Brief, United asks that this repeated unsworn testimony and nonrecord evidence be stricken from the CA's Reply Brief as well.

Respectfully submitted,
UNITED TELEPHONE-SOUTHEAST, INC.

By


James B. Wright

CERTIFICATE OF SERVICE
(UTSE Annual Price Cap Adjustment)

The undersigned hereby certifies that United Telephone-Southeast, Inc.'s Motion to Strike has been served upon the following counsel of record in Docket No. 96-01423 this 30th day of April, 1997, by FAX, by air express, by hand delivery or by placing a copy of the same in the United States Mail postage prepaid and addressed as follows:

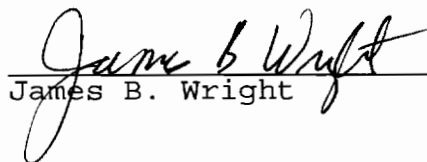
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