

September 29, 2003

IN RE:

APPLICATION OF ACCUTEL OF TEXAS, INC. d/b/a 1-800-
4-A-PHONE FOR A CERTIFICATE OF CONVENIENCE
AND NECESSITY TO PROVIDE COMPETING LOCAL
TELECOMMUNICATIONS SERVICES AND INTERLATA
LONG DISTANCE SERVICE IN TENNESSEE

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DOCKET NO.
99-00921

Company ID: 128656

This matter came before Chairman Sara Kyle, Director Deborah Taylor Tate and Director Ron Jones of the Tennessee Regulatory Authority (hereafter the "Authority" or "TRA") at a regularly scheduled Authority Conference held on March 17, 2003, to consider whether to revoke the authority of AccuTel of Texas, Inc. (the "Company") to conduct business in the State of Tennessee as a public utility for failure to comply with Tenn. Code Ann. § 65-4-125(j).¹

¹ Tenn. Code Ann. § 65-4-125(j) provides:

By September 1, 2000, all telecommunications service providers subject to the control and jurisdiction of the authority, except those owners or operators of public telephone service who pay annual inspection and supervision fees pursuant to § 65-4-301(b), or any telecommunications service provider that owns and operates equipment facilities in Tennessee with a value of more than five million dollars (\$5,000,000), shall file with the authority a corporate surety bond or irrevocable letter of credit in the amount of twenty thousand dollars (\$20,000) to secure the payment of any monetary sanction imposed in any enforcement proceeding, brought under this title or the Consumer Telemarketing Protection Act of 1990, compiled in title 47, chapter 18, part 15, by or on behalf of the authority.

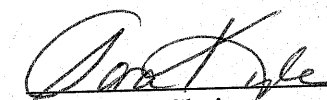
for certification and the requirements of Tenn. Comp. R. & Regs. 1220-4-2-.57, which was promulgated pursuant to, *inter alia*, Tenn. Code Ann. § 65-4-101 and Tenn. Code Ann. § 65-4-201 and approved the Application as filed. An Initial Order reflecting the approval was issued on January 11, 2001.

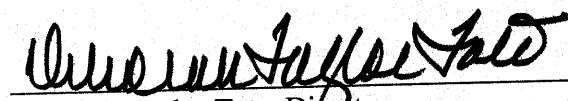
A notice advising the Company of its failure to comply with the requirements of Tenn. Code Ann. § 65-4-125(j) was mailed on October 9, 2002 via certified mail. The Company failed to respond to the October 9, 2002 notice. As a result of this failure, this matter was placed on the March 17, 2003 Authority Conference for the Directors to consider revocation of the Company's certification.

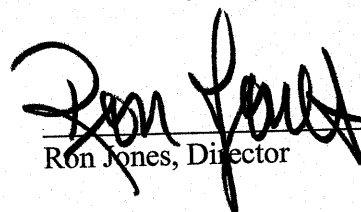
As of the March 17, 2003 Authority Conference, the Company had failed to file with the Authority a \$20,000 corporate surety bond or an irrevocable letter of credit to secure the payment of any monetary sanction imposed in any enforcement proceeding, and it had not demonstrated ownership and operation of equipment facilities in Tennessee with a value of more than \$5,000,000. Accordingly, the panel voted unanimously to revoke the authority of the Company to conduct business in the State of Tennessee.

IT IS THEREFORE ORDERED THAT:

The authority of AccuTel of Texas, Inc. granted in Docket No. 99-00921 to conduct business in the State of Tennessee as a public utility is revoked, and this docket is closed.


Sara Kyle, Chairman


Deborah Taylor Tate, Director


Ron Jones, Director