

Lisa Foust - tw telecom Regulatory Bonds--CANCELLATION

From: "Charles Welch" <CWelch@farrismathews.com>
To: "Lisa Foust" <Lisa.Foust@tn.gov>
Date: 9/8/2010 11:42 AM
Subject: tw telecom Regulatory Bonds--CANCELLATION
CC: "Rebecca A. Alford" <ralford@farrismathews.com>, "Ridley, Carolyn" <Carolyn.Ridley@twtelecom.com>, "Vegliante, Reggie" <Reggie.Vegliante@twtelecom.com>
Attachments: 20100826080109.pdf

08-00074

Lisa:

This email will confirm our telephone conversation of today's date as well as information you traded with my assistant, Rebecca Alford, over the course of the last several weeks. As you know, we represent tw telecom of tennessee, llc, f/k/a Time Warner Telecom of the Mid-South, LLC. Our client's records show 2 active regulatory bonds in the amount of \$20,000.00 with the Tennessee Regulatory Authority named as beneficiary. These bond numbers are #41130755 and #41125326; both are scheduled to expire 09/2010.

You have advised that the Authority has no record of bond #41125326. Subsequently, we have checked, without success, with other state and local agencies in an effort to determine whether this bond was issued in connection with another regulatory obligation. In order to resolve this matter, we have advised our client to merely let both bonds lapse. If they are in fact both in place with the Authority, there should be no problem, since telecommunications companies with an in-state investment in excess of 5 million dollars are not required pursuant to state law to provide this type security. If the missing bond has been issued to another agency, I am sure we will be notified following its receipt of the cancellation notice and we will have an opportunity to renew, if necessary.

Attached, please find tw telecom's most recently filed ad valorem report filed with the Comptroller's office which clearly reflects the tw telecom in-state investment to be in excess of the required 5 million dollars. This report is **PROPRIETARY AND CONFIDENTIAL** and we thank you in advance for maintaining this document under seal.

Thank you for your time and consideration in this matter.

Best Regards,

Chuck Welch

Charles B. Welch, Jr.

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