

IN THE CHANCERY COURT OF DAVIDSON COUNTY, TENNESSEE  
AT NASHVILLE

FILED

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DAVIDSON CO. CHANCERY CT.

Case No. 07-2145-III D.C. & M.

TENNESSEE CABLE )  
TELECOMMUNICATIONS ASSOCIATION, )  
 )  
Plaintiff, )  
v. )  
 )  
ELECTRIC POWER BOARD )  
OF CHATTANOOGA, )  
 )  
Defendant. )

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NOTICE OF APPEAL

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Pursuant to Rules 3 and 4 of the Tennessee Rules of Appellate Procedure, notice is hereby given that Plaintiff, Tennessee Cable Telecommunications Association ("TCTA"), appeals to the Tennessee Court of Appeals the trial court's April 14, 2008 Memorandum and Order granting Defendant's, Electric Power Board of Chattanooga ("EPB"), Motion for Judgment on the Pleadings and also granting in part EPB's Motion to Reconsider as well as the trial court's Order of June 27, 2008 denying TCTA's timely Motion to Alter or Amend Judgment and affirming the April 14, 2008 Order.

Specifically, TCTA seeks review of the trial court's holding that venue was not proper in Davidson County and that the trial court did not have jurisdiction over the claims advanced. TCTA further seeks review of the Court's provisional rulings on various other issues that it identified as moot, namely the holding that TCTA's claims were not ripe and that TCTA did not have standing (and the trial court's decision not to allow TCTA to amend to add or substitute a party that indisputably has standing).

Pursuant to Rule 6(a) of the Tennessee Rules of Appellate Procedure, security for the costs on appeal is filed herewith.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

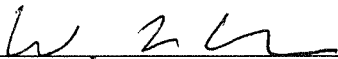
I hereby certify that a true and exact copy of the foregoing has been served via electronic mail and by hand delivery or by First Class United States Mail on the following:

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This the 28th day of July, 2008.

  
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