



TACIR

The Tennessee Advisory Commission
on Intergovernmental Relations



3

226 Capitol Boulevard Bldg., Suite 508
Nashville, Tennessee 37243-0760
Phone: (615) 741-3012
Fax: (615) 532-2443
www.tn.gov/tacir

MEMORANDUM

TO: Commission Members

FROM: Cliff Lippard *Cliff*
Interim Executive Director

DATE: 30 August 2016

SUBJECT: Update on Tennessee's Lawsuit Challenging FCC Preemption

Continuing the review of the regulatory landscape for broadband providers in Tennessee, Bill Young, Tennessee Associate Attorney General, will update you on Tennessee's lawsuit challenging the Federal Communications Commission's (FCC) preemption of the state's territorial restriction on municipal providers. On August 10, the US Court of Appeals for the Sixth Circuit ruled in favor of Tennessee's challenge and reversed the FCC's preemption order.

A copy of the opinion is attached.