



June 2, 2015

Hon. Michael O’Rielly, Commissioner  
Federal Communications Commission  
445 12<sup>th</sup> St., SW  
Washington, DC 20554

Dear Commissioner O’Rielly:

I am writing to ask for your assistance resolving a waiver petition that Guadalupe Valley Telephone Cooperative, Inc. (“GVTC”) filed in early 2014 in WC Docket No. 10-90. As further outlined in the petition, GVTC has sought a waiver pursuant to the Commission’s rules to include certain billed, but not collected, revenues associated with Halo Wireless (“Halo”) within GVTC’s baseline revenues.

GVTC billed Halo for terminating traffic on its network during FY 2011. GVTC vigorously pursued collecting these revenues from Halo in an arbitration before the Public Utility Commission of Texas as well as a complaint under state law, but Halo refused to pay these bills and ultimately declared bankruptcy before GVTC could collect the revenues that the Texas Commission determined were owed by Halo.<sup>1</sup> GVTC participated in the Halo bankruptcy proceeding and sought recovery of both pre-petition debt and post-petition administrative claims.<sup>2</sup> Unfortunately, this situation coincided with the time period when a critical future revenue calculation was being made based on *collected* baseline revenues.

Through the instant waiver petition, GVTC has sought the same relief that the Commission has already afforded other similarly situated rate-of-return incumbent local exchange carriers.<sup>3</sup> The comment period on GVTC’s waiver petition ended more than 9 months ago on August 12, 2014 and no party objected to the petition. I personally met with Commission staff 8 months ago on September 9, 2014 and again on January 22, 2015 to answer any questions that they might have related to GVTC’s request. Three months ago, Chairman Wheeler

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<sup>1</sup> See *Petition of Eastex Telephone Cooperative, Inc. for Compulsory Arbitration with Halo Wireless, Inc. Under the Federal Telecommunications Act Relating to Interconnection Rates, Terms and Conditions*, Docket No. 40032 (Consolidated), Arbitration Award, (Sept. 25, 2012) (“*Texas Arbitration*”).

<sup>2</sup> See generally Claims Register, *In re: Halo Wireless, Inc.*, Case No. 11-42464, Bkrcty. E.D. Tex. (converted July 19, 2012) (including pre-petition claims and administrative expense (post-petition) claims filed by GVTC).

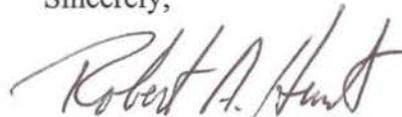
<sup>3</sup> See *Connect America Fund et al.*, WC Docket No. 10-90 *et al.*, Order, FCC 14-121 (rel. Aug. 7, 2014) (“*TDS Waiver Order*”).

responded to a letter from Congressman Lamar Smith indicating that “the Commission makes every effort to conclude its review as quickly and equitably as possible.”

It has now been fourteen months since GVTC filed its waiver request. The Company is simply asking the Commission complete its review of its petition and conditionally grant it consistent with the conditional approval afforded other similarly situated providers.

Thank you in advance for your prompt resolution of this matter. If you have any questions, please contact me at the below-listed telephone number.

Sincerely,

A handwritten signature in cursive script that reads "Robert A. Hunt". The signature is written in black ink and is positioned above the printed name and title.

Robert Hunt  
Vice President of Regulatory Affairs and  
Business Operations  
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