

**Smith Bagley, Inc.**

**Project Status Description**

Pursuant to Section 54.1009(a)(6) of the Commission's rules,<sup>1</sup> Smith Bagley, Inc. ("Filer") submits that there is no material updates to its project description, included the projected budget, associated with this Study Area Code that was provided by Filer in its FCC Form 680 filed in conjunction with its Auction 901 winning bids.

In its FCC Form 680, Filer explained that in order to provide the most advanced wireless broadband service available to date, Filer is using the proceeds from auction 901 to expand its footprint with new cell sites. Specifically, use of support from Auction 902 will permit SBI to improve coverage to expand its 3G footprint and to cover operating and maintenance expenses expected in remote tribal areas that are not expected to be cash flow positive for many years, if ever. In many areas where Applicant currently serves, consumers have access to data speeds that are insufficient to stream high quality video and transmit large files without significant delay. Installation of 3G service will significantly increase data speeds. This will serve the public interest by allowing consumers to make more efficient use of smart phone devices, providing access to a wide variety of software applications. In every area where coverage is improved, rural citizens will see significant public safety benefits, as access to 911, E-911 and other important communications are all facilitated by improved connectivity in a mobile environment.

As of this date Filer has completed construction, and has deployed its network in the eligible areas associated with the SAC. Filer is in the process of undergoing drive testing for this SAC, and anticipates that it will submit its drive test data associated with this SAC in conjunction with a request for payment by no later than the construction deadline of November 20, 2016. There are no further updates with respect to network design, construction, deployment and maintenance associated with this SAC, as set forth in Filer's FCC Form 680.

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<sup>1</sup> Section 54.1009(a)(6) provides that a winning bidder shall include "Updates to the information provided in § 54.1005(b)(2)(v).

<b>&lt;010&gt;</b> Study Area Code	508001	<div style="font-size: 2em; font-weight: bold; transform: rotate(-5deg);">ACCEPTED/FILED</div> <div style="font-size: 1.5em; font-weight: bold; transform: rotate(-5deg);">JUN 23 2015</div> <div style="font-size: 0.8em; font-weight: bold; transform: rotate(-5deg);">Federal Communications Commission Office of the Secretary</div>
<b>&lt;015&gt;</b> Study Area Name	Smith Bagley, Inc.	
<b>&lt;020&gt;</b> Program Year	2015	
<b>&lt;030&gt;</b> Contact Name: Person USAC should contact with questions about this data	Todd Slamowitz	
<b>&lt;035&gt;</b> Contact Telephone Number: Number of the person identified in data line <030>	7035848673 ext.	
<b>&lt;039&gt;</b> Contact Email: Email of the person identified in data line <030>	tslamowitz@fccclaw.com	

*(check box when complete)*

<b>&lt;040&gt;</b> <u>Has the information required pursuant to §54.1009 been provided with a Form 481 filing (Y/N)</u>		<input type="radio"/> <input checked="" type="radio"/>
<b>&lt;041&gt;</b> Attach a description of the documents filed with the Form 481 reporting		
<b>&lt;042&gt;</b> Cite the Study Area Code (SAC) for the Form 481 reporting		
<b>&lt;050&gt;</b> <u>CARRIERS</u> <i>(complete attached worksheet)</i>		<input checked="" type="checkbox"/>
<b>&lt;060&gt;</b> <u>Coverage and Performance Report</u> <i>(complete attached worksheet)</i>		<input checked="" type="checkbox"/>
<b>&lt;070&gt;</b> <u>Urban Rate Comparability Certification</u> <i>(complete attached certification)</i>		<input checked="" type="checkbox"/>
<b>&lt;080&gt;</b> <u>Tribal Lands Reporting (y/n?)</u> <i>(Does this study area cover tribal lands? Yes or No)</i>		<input checked="" type="radio"/> <input type="radio"/>
<i>(if yes, complete the attached worksheet)</i>		<input checked="" type="checkbox"/>
<b>&lt;090&gt;</b> <u>Project Update Information</u> <i>(complete attached worksheet)</i>		<input checked="" type="checkbox"/>
<b>&lt;100&gt;</b> <u>Certifications</u>		
<b>&lt;101&gt;</b> Reporting Carrier Certification <i>(complete attached certification)</i>		<input checked="" type="checkbox"/>
<b>&lt;102&gt;</b> Agent Certification <i>(complete attached certification)</i>		<input checked="" type="checkbox"/>

**Notice to Individuals Required by the Paperwork Reduction Act of 1995**

OMB Control Number 3060-1185 (Annual Report for Mobility Fund Phase I Support, FCC Form 690 and Record Retention Requirements)

**Notice to Individuals Required by the Paperwork Reduction Act of 1995**

Public reporting burden for this collection of information is estimated to average 18 hours per response. Our estimate includes the time to read the instructions, look through existing records, gather and maintain required data, and actually complete and review the form or response. If you have any comments on this estimate, or on how we can improve the collection and reduce the burden it causes you, please write the Federal Communications Commission, Office of Managing Director, AMD-PERM, Washington, DC 20554, Paperwork Reduction Act Project (3060-1185). Please DO NOT SEND COMPLETED FORMS TO THIS ADDRESS. You are not required to respond to a collection of information sponsored by the Federal government, and the government may not conduct or sponsor this collection, unless it displays a currently valid OMB control number and/or we fail to provide you with this notice. This collection has been assigned an OMB control number of 3060-1185.

THIS NOTICE IS REQUIRED BY THE PAPERWORK REDUCTION ACT OF 1995, PUBLIC LAW 104-13, OCTOBER 1, 1995, 44 U.S.C. SECTION 3507.

<010>	Study Area Code	508001
<015>	Study Area Name	Smith Bagley, Inc.
<020>	Program Year	2015
<030>	Contact Name - Person USAC should contact regarding this data	Todd Slamowitz
<035>	Contact Telephone Number - Number of person identified in data line <030>	7035848673 ext.
<039>	Contact Email Address - Email Address of person identified in data line <030>	tslamowitz@fcclaw.com

**Reporting Carrier / Mobility Fund Phase 1 Winning Bidder**

<110>	FCC Registration Number	0002154706
<111>	Filing Carrier Name	Smith Bagley, Inc.
<112>	Winning Bidder Carrier Name	Smith Bagley, Inc.
<113>	Street Address (or PO Box)	1500 South White Mountain Road
<114>	City	Show Low
<115>	State	AZ
<116>	Zip-Code	85901
<117>	Telephone Number	9285370690 ext.
<118>	Fax Number	9285379199
<119>	Email Address	jhinkle@cellularoneaz.com

**Contact Information**

if same as above, indicate in this box

<120>	Name (First, MI, Last, Suffix)	Justin B. Hinkle
<121>	Filing Carrier Name	Smith Bagley, Inc.
<122>	Street Address (or PO Box)	1500 South White Mountain Road
<123>	City	Show Low
<124>	State	AZ
<125>	Zip-Code	85901
<126>	Telephone Number	9285370690 ext.
<127>	Fax Number	9285379199
<128>	Email Address	jhinkle@cellularoneaz.com

**Authorized Agent Information**

if no agent, indicate in this box

<130>	Name (First, MI, Last, Suffix)	Todd Slamowitz
<131>	Company	Lukas, Nace, Gutierrez & Sachs, LLP
<132>	Street Address (or PO Box)	8300 Greensboro Drive, Suite 1200
<133>	City	McLean
<134>	State	VA
<135>	Zip-Code	22102
<136>	Telephone Number	7035848673 ext.
<137>	Fax Number	7035848696
<138>	Email Address	tslamowitz@fcclaw.com



<010> Study Area Code	508001
<015> Study Area Name	Smith Bagley, Inc.
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<039> Contact Email Address - Email Address of person identified in data line <030>	tslamowitz@fcclaw.com

TO BE COMPLETED BY THE REPORTING CARRIER, IF THE REPORTING CARRIER IS FILING CERTIFICATION DATA ON ITS OWN BEHALF.

<b>Certification of Officer or Employee as to Compliance with 47 CFR §54.1009(a)(4)</b>	
I certify that I am an officer or employee of the reporting carrier; my responsibilities include ensuring compliance with 47 CFR §54.1009(a)(4), the information reported on this form and in any attachments is accurate.	
Name of Reporting Carrier:	
Signature of Authorized Officer:	Date:
Printed name of Authorized Officer:	
Title or position of Authorized Officer:	
Telephone number of Authorized Officer:	
Study Area Code of Reporting Carrier:	Filing Due Date for this form:
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

TO BE COMPLETED BY THE REPORTING CARRIER, IF AN AGENT IS FILING CERTIFICATION DATA ON THE CARRIER'S BEHALF.

<b>Certification of Officer or Employee to authorize an Agent to file Compliance with 47 CFR §54.1009(a)(4) on Behalf of Reporting Carrier</b>	
I certify that (Name of Agent) <u>Todd Slamowitz</u> is authorized to submit the information reported on behalf of the reporting carrier. I also certify that I am an officer or employee of the reporting carrier; my responsibilities include ensuring compliance with 47 CFR §54.1009(a)(4) reported to the authorized agent; and, to the best of my knowledge, the reports and data provided to the authorized agent is accurate.	
Name of Authorized Agent:	Todd Slamowitz
Name of Reporting Carrier:	Smith Bagley, Inc.
Signature of Authorized Officer or Employee:	CERTIFIED ONLINE Date: 06/23/2015
Printed name of Authorized Officer or Employee:	Justin Hinkle
Title or position of Authorized Officer or Employee:	CRO
Telephone number of Authorized Officer or Employee:	9282053508 ext.
Study Area Code of Reporting Carrier:	508001 Filing Due Date for this form: 07/01/2015
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

TO BE COMPLETED BY THE AUTHORIZED AGENT:

<b>Certification of Agent Authorized to File Compliance with 47 CFR §54.1009(a)(4) on Behalf of Reporting Carrier</b>	
I, as agent for the reporting carrier, certify that I am authorized to submit the certification on behalf of the reporting carrier; I have provided the data reported herein based on data provided by the reporting carrier; and, to the best of my knowledge, the information reported herein is accurate.	
Name of Reporting Carrier:	Smith Bagley, Inc.
Name of Authorized Agent or Employee of Agent:	Todd Slamowitz
Signature of Authorized Agent or Employee of Agent:	CERTIFIED ONLINE Date: 06/09/2015
Printed name of Authorized Agent or Employee of Agent:	Todd Slamowitz
Title or position of Authorized Agent or Employee of Agent:	FCC Legal Counsel
Telephone number of Authorized Agent or Employee of Agent:	7035848673 ext.
Study Area Code of Reporting Carrier:	508001 Filing Due Date for this form: 07/01/2015
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

<010> Study Area Code 508001  
 <015> Study Area Name Smith Bagley, Inc.  
 <020> Program Year 2015  
 <030> Contact Name - Person USAC should contact regarding this data Todd Slamowitz  
 <035> Contact Telephone Number - Number of person identified in data line <030> 7035848673 ext.  
 <039> Contact Email Address - Email Address of person identified in data line <030> tsalamowitz@fcclaw.com

<142> State UT

San Juan

<143> County \_\_\_\_\_

The Navajo Nation

<144> Tribal Land(s) on which ETC Serves \_\_\_\_\_

Tribal Engagement Exhibit-Navajo Nation.pdf

<145> Tribal Government Engagement Obligation

Name of Attached Document (.pdf)

If your company serves Tribal lands, please select (Yes, No, Not Applicable) for each of these boxes to confirm the status described on the attached PDF, on line 145, demonstrates coordination with the Tribal government pursuant to § 54.1004 includes:

- <146> Needs assessment and deployment planning with a focus on Tribal community anchor institutions;
- <147> Feasibility and sustainability planning;
- <148> Marketing services in a culturally sensitive manner;
- <149> Compliance with Rights of way processes
- <150> Compliance with Land Use permitting requirements
- <151> Compliance with Facilities Sting rules
- <152> Compliance with Environmental Review processes
- <153> Compliance with Cultural Preservation review processes
- <154> Compliance with Tribal Business and Licensing requirements.

Select (Yes, No, Not Applicable)
Yes

<010> Study Area Code	508001
<015> Study Area Name	Smith Bagley, Inc.
<020> Program Year	2015
<030> Contact Name - Person USAC should contact regarding this data	Todd Slamowitz
<035> Contact Telephone Number - Number of person identified in data line <030>	7035848673 ext.
<039> Contact Email Address - Email Address of person identified in data line <030>	tslamowitz@fcclaw.com

<200> Date Authorized to Receive Support

<201> Targeted Completion Date

<202> Total Mobility Fund Support Awarded

<203> Total Mobility Fund Support Disbursed

<210> Actual Completion Date

<211> Project Status Description (attached)   
{Name of PDF attached}

Please check these boxes below to confirm that the attached PDF, on line 211, contains a project status pursuant to §54.1005(b)(2)(v). The information shall be submitted as appropriate.

- <212> Status of Network Deployment - Network Design
- <213> Status of Network Deployment - Construction
- <214> Status of Network Deployment - Deployment
- <215> Status of Network Deployment - Maintenance
- <216> Project Budget Status
- <217> Project Plan Status

<218> Certify Network will Support 3G/4G Mobile Service (Yes / No)

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<039> Contact Email Address - Email Address of person identified in data line <030>	tslamowitz@fcclaw.com

TO BE COMPLETED BY THE REPORTING CARRIER, IF THE REPORTING CARRIER IS FILING ON ITS OWN BEHALF.

Certification of Officer as to the Accuracy of the Data Reported for Mobility Fund Recipients

I certify that I am an officer of the reporting carrier; my responsibilities include ensuring the accuracy of the reporting requirements for Mobility Fund recipients; and, to the best of my knowledge, the information reported on this form and in any attachments is accurate.

Name of Reporting Carrier:

Signature of Authorized Officer:

Date

Printed name of Authorized Officer:

Title or position of Authorized Officer:

Telephone number of Authorized Officer:

Study Area Code of Reporting Carrier:

Filing Due Date for this form:

Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.

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TO BE COMPLETED BY THE REPORTING CARRIER, IF AN AGENT IS FILING ON THE CARRIER'S BEHALF.

<b>Certification of Officer to Authorize an Agent to File for Mobility Fund Recipients on Behalf of Reporting Carrier</b>	
I certify that (Name of Agent) <u>Todd Slamowitz</u> is authorized to submit the information reported on behalf of the reporting carrier. I also certify that I am an officer of the reporting carrier; my responsibilities include ensuring the accuracy of the data reporting requirements provided to the authorized agent; and, to the best of my knowledge, the reports and data provided to the authorized agent is accurate.	
Name of Authorized Agent: <u>Todd Slamowitz</u>	
Name of Reporting Carrier: <u>Smith Bagley, Inc.</u>	
Signature of Authorized Officer: <u>CERTIFIED ONLINE</u>	Date: <u>06/23/2015</u>
Printed name of Authorized Officer: <u>Justin Hinkle</u>	
Title or position of Authorized Officer: <u>CBO</u>	
Telephone number of Authorized Officer: <u>9282053508 ext.</u>	
Study Area Code of Reporting Carrier: <u>508001</u>	Filing Due Date for this form: <u>07/01/2015</u>
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C § 1001.	

TO BE COMPLETED BY THE AUTHORIZED AGENT:

<b>Certification of Agent Authorized to File for Mobility Fund Recipients on Behalf of Reporting Carrier</b>	
I, as agent for the reporting carrier, certify that I am authorized to submit the reports for Mobility Fund recipients on behalf of the reporting carrier; I have provided the data reported herein based on data provided by the reporting carrier; and, to the best of my knowledge, the information reported herein is accurate.	
Name of Reporting Carrier: <u>Smith Bagley, Inc.</u>	
Name of Authorized Agent or Employee of Agent: <u>Todd Slamowitz</u>	
Signature of Authorized Agent or Employee of Agent: <u>CERTIFIED ONLINE</u>	Date: <u>06/09/2015</u>
Printed name of Authorized Agent or Employee of Agent: <u>Todd Slamowitz</u>	
Title or position of Authorized Agent or Employee of Agent: <u>FCC Legal Counsel</u>	
Telephone number of Authorized Agent or Employee of Agent: <u>7035848673 ext.</u>	
Study Area Code of Reporting Carrier: <u>508001</u>	Filing Due Date for this form: <u>07/01/2015</u>
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## Attachments



**FCC Form 690 - Construction Status**

Smith Bagley, Inc. did not conduct any drive tests with respect to the SAC associated with this filing during the reportable period (November 20, 2014-December 31, 2014).

**Smith Bagley, Inc.**

**Project Status Description**

Pursuant to Section 54.1009(a)(6) of the Commission's rules,<sup>1</sup> Smith Bagley, Inc. ("Filer") submits that there is no material updates to its project description, included the projected budget, associated with this Study Area Code that was provided by Filer in its FCC Form 680 filed in conjunction with its Auction 901 winning bids.

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<sup>1</sup> Section 54.1009(a)(6) provides that a winning bidder shall include "Updates to the information provided in § 54.1005(b)(2)(v).

## TRIBAL ENGAGEMENT

In accordance with 47 C.F.R. § 54.1004(d)(2) of the Commission's Rules, and as set forth in the attached certification, Smith Bagley, Inc. ("SBI" or "Company") notified the relevant Tribal governments in its winning bid service area within five business days (*i.e.*, no later than March 7, 2014) after being identified as a winning bidder in the Commission's February 28, 2014 Public Notice.<sup>1</sup> Specifically, the following Tribal government has been contacted: The Navajo Nation (see letters attached herewith). In its outreach to this Tribal government, the Company indicated its willingness to engage in meaningful discussions regarding the deployment and improvement of communications on Tribal lands. In particular, SBI expressed its desire to discuss with the Tribal government: (1) a needs assessment and deployment planning with a focus on Tribal community anchor institutions; (2) feasibility and sustainability planning; (3) marketing services in a culturally sensitive manner; (4) rights of way processes, land use permitting, facilities siting, environmental and cultural review processes; and (5) compliance with Tribal business and licensing requirements.

To date, the Company has not received a response to its initial correspondence. However, the Company intends to follow up its correspondence with additional outreach to the Navajo Nation, and it remains willing to discuss how the Company may play a role in the deployment and improvement of communications on Tribal lands.

In accordance the *Winning Bidders Public Notice* and the Commission's Rules, a copy of this Exhibit and the attached Certification is being provided to the Navajo Nation concurrently with the submission of the Company's Long Form Application.<sup>2</sup>

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<sup>1</sup> See 47 C.F.R. §54.1004(d)(2). See also *Tribal Mobility Fund Phase I Auction Closes, Winning Bidders Announced for Auction 902*, Public Notice, DA 14-263 at ¶¶ 5, 25-27 (rel. Feb. 28, 2014) ("*Winning Bidders Public Notice*"); Office of Native Affairs and Policy, Wireless Telecommunications Bureau and Wireline Competition Bureau Issue Further Guidance on Tribal Government Engagement Obligation Provisions of the Connect America Fund, WC Docket Nos. 10-90, 07-135, 05-337, 03-109, CC Docket Nos. 01-92, 96-45, WT Docket No. 10-208, GN Docket No. 09-51, *Public Notice*, DA 12-1165, 27 FCC Rcd 8176 (2012) (*Tribal Engagement Further Guidance Public Notice*), *pet. for recon. pending*.

<sup>2</sup> See 47 C.F.R. § 54.1004(d)(3); *Winning Bidders Public Notice* at ¶ 27.

## CERTIFICATION

I, Justin E. Hinkle, President of Smith Bagley, Inc. ("SBI" or "Company"), certify under penalty of perjury that I have read the foregoing Tribal Engagement Attachment, and that all such statements made and matters set forth therein are true and correct to the best of my knowledge, information and belief.

I further certify under penalty of perjury that the following is true and correct to the best of my knowledge, information and belief:

1. SBI has contacted the appropriate Tribal government in its winning bid service area, and this contact took place in letters sent March 5, 2014, which is no later than five business days after the Company was identified by the Commission's February 28, 2014 Public Notice that it was a winning bidder in Auction 902.
2. In particular, the following Tribal government has been contacted by the Company: The Navajo Nation.
2. In the Company's March 5, 2014 letters, the Company indicated that it was willing to engage in meaningful discussions regarding the deployment and improvement of communications on Tribal lands. In particular, SBI expressed its desire to engage in a discussion with the Tribal government regarding the issues specified in 47 C.F.R. § 54.1004(d)(1): (1) a needs assessment and deployment planning with a focus on Tribal community anchor institutions; (2) feasibility and sustainability planning; (3) marketing services in a culturally sensitive manner; (4) rights of way processes, land use permitting, facilities siting, environmental and cultural review processes; and (5) compliance with Tribal business and licensing requirements.
3. To date, SBI has not received a response to its letters of March 5, 2014. The Company intends to follow up its correspondence with additional outreach to the Navajo Nation, and it remains willing to discuss how the Company may play a role in the deployment and improvement of communications on Tribal lands.

/s/

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Justin E. Hinkle  
President  
Smith Bagley, Inc.