

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC 20554**

In the Matter of )  
 )  
Wireline Competition Bureau Publishes ) WC Docket No. 10-90  
Preliminary Determination of Rate-of-Return )  
Study Areas 100 Percent Overlapped by )  
Unsubsidized Competitors )

To: Chief, Wireline Competition Bureau

**COMMENTS OF JMZ CORPORATION  
IN RESPONSE TO PUBLIC NOTICE**

JMZ Corporation dba KwiKom Communications (“JMZ”), by its attorneys and pursuant to Sections 1.415 and 1.419, hereby submits these Comments in response to the July 29, 2015 Public Notice of the Wireline Competition Bureau (“Bureau”) in the above-referenced docket (the “*Public Notice*”).<sup>1</sup> The *Public Notice* seeks comment on the preliminary list of rate-of-return carrier study areas subject to 100 percent overlap by an unsubsidized competitor.<sup>2</sup>

JMZ provides information confirming that it is an unsubsidized competitor that provides fixed broadband and voice service in accordance with the Commission’s universal service obligations to all locations within the census blocks reported on its Form 477 and which overlap the study area identified in the *Public Notice* as “SAC 411791, La Harpe Tel Co Inc.” (the “Study Area”).<sup>3</sup>

As supported by the attached Declaration of Zachery Peres, JMZ’s Vice President, JMZ currently offers fixed broadband and voice services to all locations reported on JMZ’s Form 477 and which overlap areas where LaHarpe Telephone Company, Inc. (“LaHarpe”) provides

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<sup>1</sup> Public Notice, “*Wireline Competition Bureau Publishes Preliminary Determination of Rate-of-Return Study Areas 100 Percent Overlapped by Unsubsidized Competitors*,” DA 15-868 (rel. July 29, 2015).

<sup>2</sup> *Public Notice* at 1.

<sup>3</sup> *Id.* at 3.

service. Specifically, within the Study Area, JMZ provides fixed broadband service with speeds of at least 10 Mbps downstream/1 Mbps upstream, with latency suitable for real time applications including Voice over Internet Protocol, with usage capacity that is reasonably comparable to offerings in urban areas and at rates that are reasonably comparable to those in urban areas. The Declaration includes documentation supporting these facts.

Accordingly, the Bureau should make a final determination that the fixed broadband and voice services provided by LaHarpe Telephone Company, Inc. in the LaHarpe Study Area are subject to a 100 percent overlap by an unsubsidized competitor.

Respectfully submitted,

**JMZ Corporation dba KwiKom Communications**

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August 28, 2015

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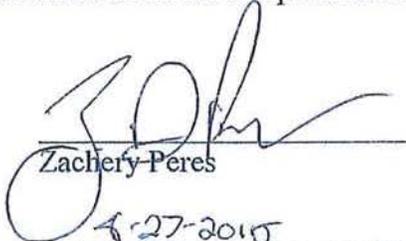
### **Declaration of Zachery Peres**

My name is Zachery Peres, and I am the Vice President of JMZ Corporation dba KwiKom Communications (“JMZ”). I am making this Declaration to support Comments that JMZ is filing in response to the Wireline Competition Bureau’s Public Notice (“*Public Notice*”) concerning, among other things, areas where JMZ offers voice and broadband service that overlaps areas where LaHarpe Telephone Company, Inc. (“LaHarpe”) provides service. I hereby declare under penalty of perjury that the statements of fact set forth in this Declaration are true and correct to the best of my knowledge.

1. JMZ is a fixed wireless voice and broadband provider that has been in business since 2004. JMZ provides voice and broadband services in southeast Kansas to more than 1,100 subscribers, many of whom reside in the LaHarpe study area depicted on the overlap map (<https://www.fcc.gov/maps/100pct-overlap-map>) referenced in the *Public Notice*.
2. As the Vice President of JMZ, I am responsible for ensuring that JMZ’s FCC Form 477 is accurate and is filed with the FCC in a timely manner. I am familiar with the access points and base stations from which JMZ transmits and the locations those access points and base stations cover.
3. I confirm that JMZ currently offers voice and broadband service to all locations reported on JMZ’s Form 477 and which overlap 100 percent of LaHarpe’s study area. JMZ’s price for fixed voice service is \$25.00, which is below the \$47.48 benchmark. JMZ provides speeds of at least 10 Mbps downstream/1 Mbps upstream to all such locations (in some cases, JMZ offers 25 Mbps downstream/3 Mbps upstream broadband service). Latency is sufficient to support real-time applications, including Voice over Internet

Protocol, with usage capacity and rates that are reasonably comparable to those in urban areas. In support, attached is the following information:

- a. A screen shot of JMZ's web site showing the pricing for our services (Attachment 1). Note that the price for JMZ's 10 Mbps downstream/2 Mbps upstream service with unlimited usage (the "Family" tier) is \$65.00 per month.
  - b. A coverage map prepared by Towercoverage.com (an independent mapping source) showing the areas where JMZ offers broadband speeds of at least 10 Mbps downstream/1 Mbps upstream (Attachment 2).
4. In each location where service is offered, JMZ has access points or base stations in or adjacent to the LaHarpe study area, holds itself out to the public as offering both voice and broadband service, and can provide such services to a requesting party within 7-10 business days without an extraordinary commitment of resources. In addition, JMZ will soon be upgrading two sites to further expand coverage and enhance broadband speed.
5. Finally, the Commission should be aware that LaHarpe, through its New Wave Wireless division, is itself offering fixed wireless service to locations within the subject study area. The attached map (Attachment 3), taken from the New Wave Wireless web site ([www.newwavebb.com](http://www.newwavebb.com)) shows that New Wave Wireless's service covers all, or nearly, all of the LaHarpe study area. These services are offered in direct competition with the services that JMZ provides.

  
Zachery Peres  
8-27-2015  
Date

## **Attachment 1**



## High Speed Internet

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<b>Best For...</b>	Keeping in Contact	Personal Use	Multiple Users	Small Business or Work-From-Home	Business or Serious Users
<b>Speed Down/Up</b>	Up to 1.5mbps/1mbps	Up to 5mbps/1mbps	Up to 10mbps/2mbps	Up to 15mbps/3mbps	Up to 25mbps/4mbps
<b>Recommended For</b>	Email Basic Web-Browsing	Facebook Watch Videos Stream Music	Stream Movies Online Gaming Download Music	Stream HD Movies Upload Videos VPN	Lots of Users Major Uploading Major Downloading
<b>Data Cap/Allowance</b>	Unlimited	Unlimited	Unlimited	Unlimited	Unlimited
<b>Managed Wireless Router</b>	Included	Included	Included	Included	Included
<b>Equipment Protection</b>	Included	Included	Included	Included	Included
<b>Installation w/Wireless Router</b>	\$99 One-Time	\$99 One-Time	\$99 One-Time	\$99 One-Time	\$99 One-Time
	<b>Sign-Up Today!</b>	<b>Sign-Up Today!</b>	<b>Sign-Up Today!</b>	<b>Sign-Up Today!</b>	<b>Sign-Up Today!</b>

## **Attachment 2**



## **Attachment 3**

