



Phone 970-864-7335  
Box 520, Nucla, Colorado 81424

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street SW  
Washington, DC 20554

May 6, 2016

Re: CC Docket No. 02-33 – Notice of Permissive Detariffing of Wireline Broadband Internet Access Service by Nucla-Naturita Telephone Company – Study Area #462193.

Dear Ms. Dortch:

Pursuant to the Commission's Wireline Broadband Order, Nucla-Naturita Telephone Company hereby provides notice of its intent to discontinue offering wireline broadband internet access service on a tariffed basis. Effective July 1, 2016, Nucla-Naturita Telephone Company plans to offer wireline broadband internet access service on a permissive de-tariffed, common carriage basis.

Please direct any questions to the undersigned.

Sincerely,

Darla Joseph  
Assistant Secretary/Treasurer  
PO Box 520 – 421 Main Street  
Nucla, CO 81424

CC: Brandon Gardner - NECA Region Manager



Phone 970-864-7335  
Box 520, Nucla, Colorado 81424

May 6, 2016

Nucla-Naturita Telephone Company  
PO Box 520  
Nucla, CO 81424-0520

RE: CC Docket 02-33 – Notice of Permissive De-tariffing of Wireline Broadband Internet Access Service  
by Nucla-Naturita Telephone Company - Study Area # 462193.

Dear Valued Customer:

Our records indicate that NNTC Wireless, LLC is currently purchasing wholesale broadband transport service from Nucla-Naturita Telephone Company under NECA Tariff Number 5 ("Tariff"). This letter is to advise you that Nucla-Naturita Telephone Company, study area #462193 will discontinue provision service on July 1, 2016, pursuant to the Tariff. Services will be made available to you on a common carrier, non-tariffed basis. The existing relevant rates, terms and conditions will not change until the end of your term or upon replacement with a Broadband Commercial Agreement. Nucla-Naturita Telephone Company's rates terms and conditions for its non-tariffed wireline broadband access service will be available at its office located at 421 Main Street Nucla, CO 81424 and on its website at [www.nntc.bz](http://www.nntc.bz).

The actions described above are taken in accordance with the FCC's Report and Order (FCC 15-150) released September 23, 2005 in Docket No. 02-33. In the order the FCC determined that facilities-based wireline broadband internet service providers could offer their services on a common carrier, permissively de-tariffed basis.

Sincerely,

Darla Joseph  
Assistant Secretary/Treasurer  
Nucla-Naturita Telephone Company

Cc: NECA Region Manager



Phone 970-864-7335  
Box 520, Nucla, Colorado 81424

**CERTIFICATE OF SERVICE**

I, Vice President, do certify that I have, on this 6<sup>th</sup> day of May, 2016:

1. Served by first class mail a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Colorado Governor's Office  
200 E Colfax Ave #136  
Denver, CO 80203

Secretary of Defense  
Attn: Special Assistant for Telecommunications  
1400 Defense Pentagon  
Washington, DC 20301-1400

Colorado Public Utilities Commission  
1560 Broadway #250  
Denver, CO 80202

2. Serviced via paper copy of the Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

NNTC Wireless, LLC  
PO Box 520  
Nucla, CO 81424

  
\_\_\_\_\_  
Kent Tomlinson - Vice President



Phone 970-864-7335  
Box 520, Nucla, Colorado 81424

Ms. Marlene Dortch, Secretary  
Federal Communications Commission  
May 6, 2016

Notice of Permissive Detariffing of Wireline Broadband Internet Access Service  
Effective July 1, 2016

Nucla-Naturita Telephone Company  
Study Area Code #462193  
PO Box 520 – 421 Main Street  
Nucla, CO 81424  
970-864-7335

CC Docket No. 02-33

Nucla-Naturita Telephone Company hereby provides notice that it intends to cease offering wireline broadband internet access service on a tariffed basis. Effective July 1, 2016 Nucla-Naturita Telephone Company will begin offering wireline broadband internet access service on a Title II, common carriage, permissive de-tariffed basis pursuant to paragraph 94 of the Federal Communications Commission's Wireline Broadband Order<sup>1</sup>. The geographic areas affected are those Nucla-Naturita Telephone Company exchanges where DSL is technically feasible.

Today, this service is provided to NNTC Wireless, LLC ISP. The ISP purchases wireline broadband access service for use as a component in their broadband internet service sold to residential and business consumers. End user service provided will not be affected by discontinuance of the tariffed offering by Nucla-Naturita Telephone Company. As stated in the attached customer notice, Nucla-Naturita Telephone Company will continue to offer services to existing ISP customers under current rates, terms and conditions until the end of their current term or upon replacement with a Broadband Commercial Agreement. Broadband Commercial Agreements will be made available in a nondiscriminatory manner to any provider desiring to purchase wireline broadband access service for use as a component in its broadband internet service sold to consumers.

Effective July 1, 2016, Nucla-Naturita Telephone Company's rates, terms and conditions for its permissively de-tariffed wireline broadband access service will be available at its office located at 520 Main Street Nucla, CO 81424 and on its website at [www.nntc.bz](http://www.nntc.bz).

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<sup>1</sup> See *Appropriate Framework for Broadband Access to the Internet Over Wireline Facilities, Universal Service Obligations of Broadband Providers*, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd 14853 (2005). FCC 05-150 (rel. September 23, 2003) ("Wireline Broadband Order").