

Exhibit A

ALABAMA PUBLIC SERVICE COMMISSION ORDER



STATE OF ALABAMA
ALABAMA PUBLIC SERVICE COMMISSION
P.O. BOX 981
MONTGOMERY, ALABAMA 36101-0981

JIM SULLIVAN, PRESIDENT
JAN GOOD, ASSOCIATE COMMISSIONER
GEORGE C. WALLACE, JR., ASSOCIATE COMMISSIONER

WALTER L. THOMAS, JR.
SECRETARY

**PINE BELT CELLULAR, INC. and PINE
BELT PCS, INC.,**

Joint Petitioners

**PETITION: For ETC status and/or
clarification regarding the jurisdiction
of the Commission to grant ETC status
to wireless carriers.**

DOCKET U-4400

ORDER

BY THE COMMISSION:

In a joint pleading submitted on September 11, 2001, Pine Belt Cellular, Inc. and Pine Belt PCS, Inc. (collectively referred to as "Pine Belt") each notified the Commission of their desire to be designated as universal service eligible telecommunications carriers ("ETCs") for purposes of providing wireless ETC service in certain of the non-rural Alabama wireline service territories of BellSouth Telecommunications, Inc. ("BellSouth") and Verizon South, Inc. ("Verizon"). The Pine Belt companies noted their affiliation with Pine Belt Telephone Company, a provider of wireline telephone service in rural Alabama, but clarified that they exclusively provide cellular telecommunications and personal communications (collectively referred to as "CMRS" or "wireless") services in their respective service areas in Alabama in accordance with licenses granted by the Federal Communications Commission ("FCC"). The pivotal issue raised in the joint pleading of Pine Belt companies is whether the Commission will assert jurisdiction in this matter given the wireless status of the Pine Belt companies.

As noted in the filing of the Pine Belt companies, state Commissions have primary responsibility for the designation of eligible telecommunications carriers in their respective jurisdictions for universal service purposes pursuant to 47 USC §214(e). The Commission indeed established guidelines and requirements for attaining ETC status in this jurisdiction pursuant to notice issued on October 31, 1997.

DOCKET U-4400 - #2

For carriers not subject to state jurisdiction, however, §214(e)(6) of the Telecommunications Act of 1996 provides that the FCC shall, upon request, designate such carriers as ETCs in non-rural service territories if said carriers meet the requirements of §214(a)(1). In an FCC Public Notice released December 29, 1997 (FCC 97-419) entitled "Procedures for FCC designation of Eligible Telecommunications Carriers pursuant to §214(e)(6) of the Telecommunications Act", the FCC required each applicant seeking ETC designation from the FCC to provide, among other things, "a certification and brief statement of supporting facts demonstrating that the Petitioner is not subject to the jurisdiction of a state Commission."

The Pine Belt companies enclosed with their joint pleading completed ETC application forms as developed by the Commission. In the event the Commission determines that it does not have jurisdiction to act on the Pine Belt request for ETC status, however, the Pine Belt companies seek an affirmative written statement from the Commission indicating that the Commission lacks jurisdiction to grant them ETC status as wireless carriers.

The issue concerning the APSC's jurisdiction over providers of cellular services, broadband personal communications services, and commercial mobile radio services is one that was rather recently addressed by the Commission. The Commission indeed issued a Declaratory Ruling on March 2, 2000, in Docket 28414 which concluded that as the result of certain amendments to the Code of Alabama, 1975 §40-21-120(2) and (1)(a) effectuated in June of 1999, the APSC has no authority to regulate, in any respect, cellular services, broadband personal communications services and commercial mobile radio services in Alabama. Given the aforementioned conclusions by the Commission, it seems rather clear that the Commission has no jurisdiction to take action on the Application of the Pine Belt companies for ETC status in this jurisdiction. The Pine Belt companies and all other wireless providers seeking ETC status should pursue their ETC designation request with the FCC as provided by 47 USC §214(e)(6).

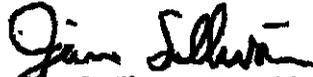
DOCKET U-4400 - #3

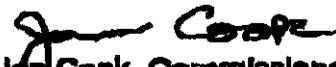
IT IS, THEREFORE, ORDERED BY THE COMMISSION, That the Commission's jurisdiction to grant Eligible Telecommunications Carrier status for universal service purposes does not extend to providers of cellular services, broadband personal communications services, and commercial mobile radio services. Providers of such services seeking Eligible Telecommunications Carrier status should accordingly pursue their requests through the Federal Communications Commission.

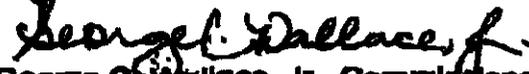
IT IS FURTHER ORDERED, That this Order shall be effective as of the date hereof.

DONE at Montgomery, Alabama, this 12th day of March, 2002.

ALABAMA PUBLIC SERVICE COMMISSION


Jim Sullivan, President


Jan Cook, Commissioner


George C. Wallace, Jr., Commissioner

ATTEST: A True Copy

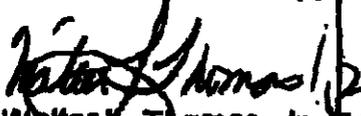

Walter L. Thomas, Jr., Secretary

Exhibit B

DECLARATION REGARDING SUPPORTED SERVICES

DECLARATION UNDER PENALTY OF PERJURY

I, Cherry P. Stapp, do hereby declare under penalty of perjury as follows:

1. I am the authorized representative of Cellular South License, Inc. (“Cellular South” or “Company”) in charge of Cellular South’s Petition for Designation as an Eligible Telecommunications Carrier (“ETC”) in the State of Alabama.
2. This Affidavit is submitted in support of Cellular South’s Petition for Designation as an Eligible Telecommunications Carrier (“ETC”) in the State of Alabama.
3. Cellular South is the D Block licensee authorized to provide personal communications service (“PCS”) in the Mobile, Alabama Basic Trading Area (“BTA”). Additionally, Cellular South is the F Block licensee authorized to provide PCS in the Meridian, Mississippi BTA, a significant portion of which is located in western Alabama. Cellular South is authorized to provide service in the requested ETC area described in its Petition.
4. As a carrier not subject to state commission jurisdiction in the State of Alabama, Cellular South is seeking designation as an ETC under Section 214(e)(6).
5. Cellular South meets the criteria for ETC designation as explained herein.
6. Cellular South is a “common carrier” for purposes of obtaining ETC designation pursuant to 47 U.S.C. § 214(e)(1). A “common carrier” is generally defined in 47 U.S.C. § 153(10) as a person engaged as a common carrier on a for-hire bases in interstate communications by wire or radio. Section 20.9(a)7 of the Commission’s Rules provide that cellular service is a common carrier service. *See* 47 C.F.R. § 20.9(a)(7).

7. Cellular South currently offers and is able to provide, within its designated service areas, the services and functionalities identified in 47 C.F.R. § 54.101(a). Each of these services and functionalities is discussed more fully below.

a. Voice-grade access to the public switched telephone network. The FCC concluded that voice-grade access means the ability to make and receive phone calls, within a bandwidth of approximately 2700 hertz within the 300 to 3000 hertz frequency range. *See Federal-State Joint Board on Universal Service, CC Docket No. 96-45, First Report and Order, 12 FCC Rcd 8776, 8810-11 (1997) (“Universal Service Order”)*. Cellular South meets this requirement by providing voice-grade access to the public switched telephone network. Through its interconnection arrangements with local telephone companies, including BellSouth Telecommunications, Inc. (“BellSouth”), all customers of Cellular South are able to make and receive calls on the public switched telephone network within the specified bandwidth.

b. Local Usage. Beyond providing access to the public switched network, an ETC must include local usage as part of a universal service offering. To date, the FCC has not established a minimum amount of local usage required to be included in a universal service offering, but has initiated a separate proceeding to address this issue. *See Federal-State Joint Board on Universal Service, Memorandum Opinion and Order and Further Notice of Proposed Rulemaking, 13 FCC Rcd 21252 (1998) (“October 1998 NPRM”)*. As it relates to local usage, the *October 1998 NPRM* sought comments on a definition of the public service package that must be offered by all ETCs. Specifically, the FCC sought comments on how much, *if any*, local usage should be required to be provided to customers as part of a universal service offering. *October 1998 NPRM, 13 FCC Rcd at*

21277-21281. In the *Universal Service Order*, the FCC deferred a determination on the amount of local usage that a carrier would be required to provide. *Universal Service Order*, 12 FCC Rcd at 8813. Any minimum local usage requirement established by the FCC as a result of the *October 1998 NPRM* will be applicable to all designated ETCs, not simply wireless service providers. Cellular South will comply with any and all minimum local usage requirements adopted by the FCC. Cellular South will meet the local usage requirements by including local usage as part of a universal service offering.

c. Dual-tone, multi-frequency (“DTMF”) signaling, or its functional equivalent.

DTMF is a method of signaling that facilitates the transportation of call set-up and call detail information. Consistent with the principles of competitive and technological neutrality, the FCC permits carriers to provide signaling that is functionally equivalent to DTMF in satisfaction of this service requirement. 47 C.F.R. § 54.101(a)(3). Cellular South currently uses out-of-band digital signaling and in-band multi-frequency (“MF”) signaling that is functionally equivalent to DTMF signaling. Cellular South therefore meets the requirement to provide DTMF signaling or its functional equivalent.

d. Single-party service or its functional equivalent. “Single-party service” means that only one party will be served by a subscriber loop or access line in contrast to a multi-party line. *Universal Service Order*, 12 FCC Rcd at 8810. The FCC concluded that a wireless provider offers the equivalent of single-party service when it offers a dedicated message path for the length of a user’s particular transmission. *Universal Service Order*, 12 FCC Rcd at 8810. Cellular South meets the requirement of single-party service by providing a dedicated message path for the length of all

customer calls.

e. Access to emergency services. The ability to reach a public emergency service provider by dialing 911 is a required service in any universal service offering. Enhanced 911 or E911, which includes the capability of providing both automatic numbering information (“ANI”) and automatic location information (“ALI”), is only required if a public emergency service provider makes arrangements with the local provider for the delivery of such information. *See Universal Service Order*, 12 FCC Rcd at 8815-17. Cellular South currently provides all of its customers with access to emergency service by dialing 911 in satisfaction of this requirement.

f. Access to operator services. Access to operator services is defined as any automatic or live assistance provided to a consumer to arrange for the billing or completion, or both, of a telephone call. *Universal Service Order*, 12 FCC Rcd at 8817-18. Cellular South meets this requirement by providing all of its customers with access to operator services provided by either the Company or other entities (*e.g.*, LECs, IXC, etc.)

g. Access to interexchange service. A universal service provider must offer consumers access to interexchange service to make and receive toll or interexchange calls. Equal access, however, is not required. “The FCC do[es] not include equal access to interexchange service among the services supported by universal service mechanisms.” *Universal Service Order*, 12 FCC Rcd at 8819. Cellular South presently meets this requirement by providing all of its customers with the ability to make and receive interexchange or toll calls through direct interconnection arrangements the Company has with several IXCs. Additionally, customers are able to reach their IXC of choice by dialing the appropriate access code.

h. Access to directory assistance. The ability to place a call to directory assistance is a required service offering. *Universal Service Order*, 12 FCC Rcd at 8821. Cellular South meets this requirement by providing all of its customers with access to directory assistance by dialing “411” or “555-1212.”

i. Toll limitation for qualifying low-income consumers. An ETC must offer either “toll control” or “toll blocking” services to qualifying Lifeline customers at no charge. The FCC no longer requires an ETC to provide both services as part of the toll limitation service required under 47 C.F.R. § 54.101(a)(9). *See Universal Service Fourth Order on Reconsideration*, 13 FCC Rcd 5318 (1997). In particular, all ETCs must provide toll blocking, which allows customers to block the completion of outgoing toll calls. *Universal Service Order*, 12 FCC Rcd at 8821-22. Cellular South currently has no Lifeline customers because only carriers designated as an ETC can participate in Lifeline. *See* 47 C.F.R. § 54.400-415. Once designated as an ETC, Cellular South will participate in Lifeline as required, and will provide toll blocking capability in satisfaction of the FCC’s requirement. Today, the Company provides toll-blocking services for international calls and customer selected toll calls. Accordingly, Cellular South currently has the technology to provide toll blocking and will use this technology to provide the service to its Lifeline customers, at no charge, as part of its universal service offerings.

8. Cellular South will provide the supported services using its existing network infrastructure, which includes the same antenna, cell-site, tower, trunking, mobile switching, and interconnection facilities used by the company to serve its existing customers.

9. I declare under penalty of perjury that the foregoing is true and correct. Executed
on May 20, 2002.

Cellular South License, Inc.

By Sherry P. Stegall, Vice President of Finance
Its Authorized Representative

Exhibit C

MAP OF PROPOSED SERVICE AREA FOR ETC DESIGNATION

Exhibit D

NON-RURAL LEC WIRE CENTERS

LEC: Contel of the South dba GTE System of the South

Wire centers: Grand Bay (GDBAALXA)
Irvington (IRSEALXA)
Bayou L. (BLBTALXA)
Fowl River (FWRVALXA)
Dauphin Island (DPISALXA)
Coffeeville (CFVLALXA)
Panola (PANLALXA)

LEC: GTE South, Inc.

Wire centers: Andalusia (ANDSALXA) (partial)

LEC: BellSouth Telecommunications, Inc. - AL

Wire centers: Livingston (LVTNALMA)
Demopolis (DMPLALMA) (partial)
York (YORKALMA)
Thomasville (THVLALMA) (partial)
Jackson (JCSNALNM)
McIntosh (MCINALMA)
Mt. Vernon (MTVRALMA)
Citronelle (CTRNALNM)
Mobile (MOBLALSA)
Mobile (MOBLALSE)
Mobile (MOBLALPR)
Mobile (MOBLALSH)
Mobile (MOBLALAP)
Mobile (MOBLALSK)
Mobile (MOBLALOS)
Mobile (MOBLALAZ)
Mobile (MOBLALTH)
Mobile (MOBLALBF)
Mobile (MOBLALSF)

Belle Fontaine (BLFNALMA)
Bay Minette (BYMNALMA)
Fairhope (FRHPALMA)
Evergreen (EVRGALMA)
Brewton (BRTOALMA)
Flomaton (FMTNALNM)

BellSouth Telecommunications, Inc. - MS

Wire centers: Quitman (QTMNMSMA)

Exhibit E

RURAL LEC STUDY AREAS COVERED IN THEIR ENTIRETY

Castleberry Telephone Co.
Gulf Telephone Co.
Milry Telephone Co.

Exhibit F

**RURAL SERVICE AREAS REQUIRING RECLASSIFICATION
ALONG WIRE CENTER BOUNDARIES**

Service Area	Wire Center Name	Wire Center Code
Butler Telephone Company Inc.	Pennington	01PNTNALXA
Butler Telephone Company Inc.	Lisman	01LSMNALXA
Butler Telephone Company Inc.	Butler (partial)	01BTLRALXA
Butler Telephone Company Inc.	Needham	01NDHMALXA
Butler Telephone Company Inc.	Grove Hill	01GVHLALXA
Frontier Communications of the South, Inc.	Vredenburg	01VRBGALXA
Frontier Communications of the South, Inc.	McCullough	01MCCLALXA
Frontier Communications of the South, Inc.	Huxford	01HXFRALXA
Frontier Communications of the South, Inc.	Atmore	01ATMRALXA
Frontier Communications of Alabama, Inc.	Beatrice	01BTRCALXA
Frontier Communications of Alabama, Inc.	Peterman	01PTMNALXA
Frontier Communications of Alabama, Inc.	Finchburg	01FNBGALXA
Frontier Communications of Alabama, Inc.	Gosport	01GSPTALXA
Frontier Communications of Alabama, Inc.	Monroeville	01MOVLALXA
Frontier Communications of Alabama, Inc.	Frisco City	01FRCYALXA

Frontier Communications of Alabama, Inc.	Excel	01EXCLALXA
Frontier Communications of Alabama, Inc.	Repton	01RPTNALXA
Frontier Communications of Alabama, Inc.	Uriah	01URIHALXA

Exhibit G

HIGH-COST CERTIFICATION

May 16, 2002

VIA HAND DELIVERY

Mr. William Caton, Secretary
Office of Managing Director
Federal Communications Commission
445 12th Street, S.W.
Room TW-B204
Washington, D. C. 20554

Ms. Irene Flannery
USAC
2120 L Street, N.W.
Suite 600
Washington, D.C. 20037

Re: Cellular South License, Inc., Certification for High Cost Loop Support

Dear Mr. Caton and Ms. Flannery:

This certification is submitted on behalf of Cellular South License, Inc. ("Cellular South") in accordance with Sections 54.313 and 54.314 of the FCC's rules. On behalf of Cellular South, I hereby certify under penalty of perjury that all high-cost support provided to the Company will be used only for the provision, maintenance, and upgrading of facilities and services for which the support is intended, pursuant to Section 254(e) of the Telecommunications Act of 1996.

Cellular South License, Inc.

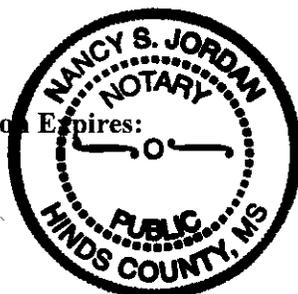
Sherry P. Stegall
Authorized Representative

Date 5-20-02

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me this 24th day of May, 2002.

Nancy S. Jordan
NOTARY PUBLIC

My Commission Expires:



My Commission Expires Nov. 5, 2004

Exhibit H

ANTI-DRUG ABUSE ACT CERTIFICATION

DECLARATION UNDER PENALTY OF PERJURY

I, Sherry P. Stegall, do hereby declare under penalty of perjury as follows:

1. I am the Vice President of Finance for Cellular South License, Inc. ("Cellular South" or "Company").
2. I have reviewed the foregoing Petition and the facts stated therein, of which I have personal knowledge, are true and correct to the best of my knowledge.
3. To the best of my knowledge, the Company referred to in the foregoing Petition, including all offices, directors, or persons holding 5% or more of the outstanding stock or shares (voting and/or non voting) of the applicant as specified in Section 1.2002(b) of the Commission's rules are not subject to a denial of federal benefits, including FCC benefits, pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862.
4. I declare under penalty of perjury that the foregoing is true and correct. Executed on May 20, 2002.

Cellular South License, Inc.

By Sherry P. Stegall
Its Authorized Representative

BEFORE THE FEDERAL COMMUNICATIONS COMMISSION

CERTIFICATE OF SERVICE

I, Janelle Wood, hereby certify that I have, on this 4th day of June, 2002, placed in the United States mail, first-class postage pre-paid, a copy of the foregoing PETITION FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER IN THE STATE OF ALABAMA filed today to the following:

*Katherine Schroder
Chief, Telecommunications Access Policy
Federal Communications Commission
445 12th Street, S.W.
Room 5-A423
Washington, DC 20554

John M. Wilson
Regional Manager/Legislative Affairs
Verizon Mid-States/Verizon South, Inc.
100 N. Union Street
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Montgomery, AL 36104

*Richard Smith
Telecommunications Access Policy Div.
Federal Communications Commission
445 12th Street, S.W.
Room 5-A660
Washington, DC 20554

Frontier Communications of Alabama, Inc.
Laurie A. Maffett, Manager, Regulatory
Affairs
180 South Clinton Avenue
4th Floor
Rochester, New York 14646

*Anita Cheng
Wireline Competition
Telecommunications Access Policy Div.
Federal Communications Commission
445 12th Street, S.W.
Room 5-A445
Washington, DC 20554

Castleberry Telephone Company
Homer Holland, Manager
P.O. Box 37
100 Cleveland
Castleberry, Alabama 36432

Walter L. Thomas, Jr., Secretary
Alabama Public Service Commission
RSA Building
100 North Union Street
Suite 850
Montgomery, AL 36101

Gulf Telephone Company
Woody Setzer, Regulatory Affairs
P.O. Drawer 670
Foley, Alabama 36536-0670

William W. Jordan
Vice President - Federal Regulatory
BellSouth Telecom Inc.
1133 21st
Suite 900
Washington, D.C. 20036

Butler Telephone Company, Inc.
c/o Peter Connelly
Holland & Knight LLC
2099 Pennsylvania Avenue, NW
Washington, D.C. 20006



Janelle Wood

* Via Hand Delivery and E-mail

DOCUMENT OFF-LINE

This page has been substituted for one of the following:

- o An oversize page or document (such as a map) which was too large to be scanned into the ECFS system.
- o Microfilm, microform, certain photographs or videotape.
- Other materials which, for one reason or another, could not be scanned into the ECFS system.

The actual document, page(s) or materials may be reviewed by contacting an Information Technician at the FCC Reference Information Center, at 445 12th Street, SW, Washington, DC, Room CY-A257. Please note the applicable docket or rulemaking number, document type and any other relevant information about the document in order to ensure speedy retrieval by the Information Technician.

One map