



April 21, 2005

Art Rios  
Wireless E-911 Director  
Department of Finance and Administration  
Local Government Division  
Bataan Memorial Building, Room #2002  
Santa Fe, NM 87501

Re: Alternative Deployment Agreement between Western Wireless Corporation and the New Mexico Department of Finance and Administration for the Implementation of Wireless E911 Phase I Service in Union County, New Mexico

Dear Mr. Rios:

Western Wireless Corporation ("Western Wireless") and the New Mexico Department of Finance and Administration ("New Mexico DFA") are working together to deploy wireless E911 Phase I service throughout Union County pursuant to the rules and orders of the Federal Communication Commission ("FCC"). The parties have had on-going discussions regarding the implementation of E911 service following the request for Phase I service submitted to Western Wireless from the NMDFA on behalf of Union County on October 15, 2004. The parties recognize that the successful deployment of E911 service involves many parties and many steps including an assessment of the Local Exchange Carrier ("LEC") infrastructure, an evaluation of the capabilities of the Union County Public Safety Answering Point ("PSAP"), a review of the Intrado MPC database, an understanding of the Western Wireless network and Phase I solution, and a comprehensive analysis and deployment of other Phase I network elements including the ordering and delivery of necessary trunks. Consequently, the parties have agreed to a collaborative effort under which they will continue to evaluate the capabilities and readiness of the above-mentioned Phase I network elements to transmit, transport, or receive a Phase I signal consisting of both the ANI and ALI data elements. Following such analysis, the parties agree to put in place on their respective equipment the necessary network components needed to either deliver or receive an E911 Phase I call.

The parties, taking the FCC's E911 deployment rules into account, acknowledge that a request for service is valid when the requesting PSAP is capable of receiving and utilizing the service, and that upon receipt of a valid request, the carrier must deploy service within six months. The parties further recognize that completing a full Phase I deployment in Union County within the FCC's six-month window may be difficult and the deployment may encounter certain unexpected delays. The parties agree that the best approach to overcoming such obstacles and finishing the deployment is to work together.

The parties desire to work cooperatively to deploy service in good faith and have agreed to allow for extra time to complete the deployment of service. The parties have agreed not to set a final due date for the delivery of service. In consideration of adopting this cooperative approach to completing the E911 Phase I deployment, the parties agree to the following:

- Western Wireless agrees to not challenge the validity of the New Mexico DFA's request for Phase I service in Union County, New Mexico.
- Western Wireless agrees to deem the New Mexico DFA's request for Phase I service as being valid according to the FCC's rules and orders.
- The New Mexico DFA agrees that the deployment will not be completed within the six month schedule as required by the FCC, and do not hold Western Wireless responsible for the delay in completing the Phase I deployment.
- The New Mexico DFA agrees to not file a complaint or seek enforcement of the FCC's six month deployment requirement against Western Wireless.
- Both parties agree to continue working in good faith to complete the deployment of E911 Phase I service in Union County, New Mexico.
- During the pendency of the on-going deployment process, both parties agree to resolve their differences amongst themselves without involving the FCC or other regulatory agencies.

In recognition of this voluntary and cooperative agreement between the parties, the undersigned has attested below with their signature.

WESTERN WIRELESS CORPORATION



Nathan Glazier,  
Manager of Regulatory Affairs

NEW MEXICO DEPARTMENT OF  
FINANCE AND ADMINISTRATION

By: 

Art Rios,  
Wireless E-911 Director