

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Developing a Unified Intercarrier)	CC Docket No. 01-92
Compensation Regime)	
)	

FURTHER NOTICE OF PROPOSED RULEMAKING

Responsive Comments
Of
PrairieWave Telecommunications, Inc.

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PrairieWave is a fully facilities-based, competitive local exchange carrier (“CLEC”) subsidiary of PrairieWave Communications, Inc. serving 24 rural markets in Iowa, Minnesota and South Dakota. PrairieWave serves very rural communities ranging in population from a few hundred to over 20,000 inhabitants. PrairieWave filed initial comments in this proceeding on May 23, 2005.

PrairieWave has reviewed several of the comments filed in this Further Notice of Proposed Rulemaking.¹ In its initial filing PrairieWave stated its basic principles. First and foremost is cost recovery, where PrairieWave is fairly and adequately compensated for the use of its investment and its network based on costs demonstrated by forward looking cost studies tied to Commission rules already in existence. These costs must be borne by the retail (interexchange carrier, competitive local exchange carrier, wireless carrier, and broadband provider) and end users of that network. Any government-mandated regime that does not allow PrairieWave to adequately recover the cost of building, maintaining, and provisioning its network is confiscatory and an unconstitutional taking of PrairieWave property. In this regard PrairieWave is supportive of unitary prices, but is absolutely opposed to any mandated bill and keep regime.

Secondly, PrairieWave must be able to bill providers of other retail services using its network to provide those services to the same end-user customer. This second issue focuses on former Bell company tandem switch operations which allow traffic to transit those switches without appropriate call detail information which results in an inability of the end office operator to create its own record and/or woefully inadequate billing records from the tandem operator, which make billing impossible.

¹ *Developing a Unified Inter-carrier Compensation Regime*, CC Docket No. 01-92, Further Notice of Proposed Rulemaking, (rel. March 3, 2005).

Based on its review of filed comments, and in furtherance of its significant concern that PrairieWave have a legitimate opportunity to provide the basic and broadband network and services as a competitor in the rural areas it serves, attached as Exhibit A is paper prepared by its Chief Executive Officer detailing PrairieWave's position on cost recovery.

Conclusion.

Again, PrairieWave appreciates the difficulty of this undertaking and the opportunity to express its concerns. PrairieWave cannot continue to provide high quality telecommunications services in its rural service areas if it cannot earn the necessary return on its investment. The ability to charge fair, reasonable, nondiscriminatory, and compensatory prices for its access services must be preserved.

Respectfully submitted,

PrairieWave Telecommunications, Inc.

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