

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554**

In the Matter of)	
)	
Section 68.4(a) of the Commission's Rules)	WT Docket No. 01-
	309	
Governing Hearing Aid-Compatible Telephones)	RM-8658

**Supplement to Hearing Aid Compatibility Report
and Request for Extension of GSM-Based HAC Compliance Relief
and Submission of Current Report Information**

Farmers Cellular Telephone Company ("Reporter"), a digital wireless service provider, pursuant to the Federal Communications Commission's ("Commission" or "FCC") *Order* in WT Docket No. 07-309, FCC 03-168, 29 CR 1299 (August 14, 2003), in response to an informal inquiry by the Commission's staff, hereby files a second supplement to its September 18, 2006 report concerning the availability of digital phones for the hearing impaired. Also, this filing shall serve as Reporter's report which is currently due. In support whereof, the following is respectfully submitted:

I. Carrier Information

Reporter is a small Commercial Mobile Radio Services carrier that provides service in rural Alabama. Reporter has not received a request for a HAC handset.

II. Handset Discussion

Previously Reporter responded to the staff's request that it provide the FCC identification numbers associated with the handsets listed in Reporter's September 2006 report. After another discussion with the staff, and undersigned counsel's follow up discussion with Reporter, it became apparent that there was a mis-communication

regarding the handset information. The following is a list of Reporter's handsets currently being made available to the public:

HANDSETS	MODEL NUMBER	FCC ID	HAC
MOTOROLA PEBL	U6 93060XYBSA	IHDT56FJ1	TTY/TDD
MOTOROLA RAZR	93001XQBSA	IHDT56EU1	M3 1900 ONLY
MOTOROLA RAZR BK	93022XQBSA	IHDT56EU1	M3 1900 ONLY
MOTOROLA V190	93240XYBSA	IHDT56FR1	TTY/TDD
NOKIA 3220	3220B	PPIRH-49	TTY/TDD
NOKIA 6010	6010	GML NPM-10X	TTY/TDD
NOKIA 6103 BLACK	6103B	PPIRM-162	TTY/TDD
NOKIA 6103 RED	6103BNOK RD	PPIRM-162	TTY/TDD
SONY ERIC K790	K790A DPY1013042/13	PY7AF032011	TTY/TDD
SONY ERIC W300	W300I DPY1012991/58	PY7AFO52031	NA
SONY ERIC W710	W710I DPY1011529/59	PY7AF052041	T3
SONY ERIC W810	W810I DPY1012947/58	PY7AFO52051	TTY/TDD
SONY ERIC Z300	Z300A 2892126	PY7A1041031	NA

Reporter, in compliance with 47 C.F.R. § 20.19(c)(2)(i)(A) distributes at least two HAC-compliant models of handsets for use by persons with a hearing disability on its digital 1900 MHz system which are HAC-compliant for radio frequency interference (U3/M3 performance level; acoustic coupling). As of September 18, 2006, 47 C.F.R. § 20.19(d)(2) requires that carriers offer at least two handsets which comply with the U3T level of performance (inductive coupling). At this time Reporter is unable to obtain two U3T compliant handsets from its handset distributors for its 1900 and its 800 MHz systems. Reporter's experience is that it purchases handsets through third party distributors because Reporter is not large enough to place orders directly with handset manufacturers; the handset manufacturers will not take handset orders from Reporter. Reporter's experience is that its third party distributors can only obtain HAC compliant handsets in the infrequent

situations where a manufacturer has a production overrun on a larger carrier's order for HAC compliant handsets, for example, T-Mobile and Cingular. Under these circumstances, HAC compliant phones are not routinely made available Reporter. Because Reporter does not control the manufacture of compliant handsets it is respectfully submitted that the unavailability of compliant phones is a circumstance beyond Reporter's control and enforcement of the applicable rule would not further the Commission's goal of increasing the availability of compliant handsets. Accordingly, waiver of the requirement would be appropriate.

III. Hearing Aid Compatible Handset Labeling/Insert Requirement

The HAC-compliant phones which are distributed by us contain an information sheet or instruction manual which describes the HAC capabilities of the handsets. The handset boxes are not on display and they do not have any HAC ratings listed on the box. We await the manufacturers to supply us with appropriate notification stickers and/or boxes with preprinted information.

IV. Outreach Efforts & Interoperability

Reporter has tested the HAC-compliant handsets which are distributed by it and they work well throughout Reporter's service area. Along with printed material for HAC phones we have also designated areas at each retail location which display live working HAC-compliant handsets for the customer to evaluate before each purchase.

V. Request for Extension of U3 HAC Compliance Relief

Reporter previously sought, pursuant to the Commission September 8, 2005, *Memorandum Opinion and Order (MO&O)*, FCC 05-166, 20 FCC Red. 15108 (FCC 2005), an extension to August 1, 2006, by which to begin distribution of HAC-compliant handsets for its 850 MHz GSM system.

Reporter's May 2006 *Report* requested a one year extension of the August 1, 2006, HAC compliance deadline because of the continuing unavailability of HAC compliant handsets. In continuing support of this request, and to obtain further relief, the Commission is advised that Reporter has periodically contacted its handset distributors to inquire as to the availability of HAC-compliant dual-mode handsets. As of this time, dual-mode U3 HAC compliant GSM handset remain unavailable to Reporter. Beyond making such inquiries, Reporter's ability to affect any manufacturing changes is limited by Reporter's small carrier status and its lack of market power.

Reporter agrees to abide by the Commission's consumer outreach requirements specified in the *MO&O*, including, 1) offering a thirty-day trial period or otherwise adopt an acceptable, flexible return policy for consumers seeking to obtain hearing aid-compatible GSM digital wireless handsets; 2) including detailed information in Reporter's May 17, 2006, hearing aid compatibility compliance report that describes and discusses with specificity efforts to ensure a thirty-day trial period or otherwise flexible return policy for consumers seeking to obtain hearing aid-compatible GSM digital wireless handsets; and 3) Reporter makes reasonably available to disabled subscribers and disabled potential subscribers of HAC-compliant 850 MHz GSM phones current technical and anecdotal information regarding the hearing aid compatibility of specific GSM digital wireless handsets via the retail handset distribution facility

Respectfully Submitted,
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March 27, 2007

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