

LAW OFFICES  
**BLOOSTON, MORDKOFKY, DICKENS, DUFFY & PRENDERGAST, LLP**  
2120 L STREET, NW, SUITE 300  
WASHINGTON, DC 20037

(202) 659-0830  
FACSIMILE: (202) 828-5568

HAROLD MORDKOFKY  
BENJAMIN H. DICKENS, JR.  
JOHN A. PRENDERGAST  
GERARD J. DUFFY  
RICHARD D. RUBINO  
MARY J. SISAK  
D. CARY MITCHELL  
SALVATORE TAILLEFER, JR.\*

ARTHUR BLOOSTON  
1914 – 1999

April 4, 2008

AFFILIATED SOUTH AMERICAN OFFICES

ESTUDIO JAUREGUI & ASSOCIATES  
BUENOS AIRES, ARGENTINA

ROBERT M. JACKSON  
OF COUNSEL

PERRY W. WOOFER  
LEGISLATIVE CONSULTANT

EUGENE MALISZEWSKYJ  
DIRECTOR OF ENGINEERING

\*LIMITED TO MATTERS AND PROCEEDINGS  
BEFORE FEDERAL COURTS AND AGENCIES

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

Karen Majcher  
USAC  
2000 L Street, NW  
Suite 200  
Washington, DC 20036

**Re: IT&E Overseas, Inc.  
Docket 96-45  
Amendment to Petition for Waiver of Sections 54.314, 54.809, and 54.904 of  
the Commission's Rules filed March 31, 2008**

Dear Ms. Dortch and Ms. Majcher:

IT&E Overseas, Inc. (IT&E), by its attorneys, hereby submits an amended version of the above-referenced Petition for Waiver to correct the caption. The previously filed version was inadvertently mis-captioned as "Petition for Protective Waiver of Section 54.209 of the Commission's Rules."

Sincerely,

/s/ Mary J. Sisak  
Benjamin H. Dickens, Jr.  
Mary J. Sisak

Attorneys for  
IT&E Overseas, Inc.

Attachment

**Before the**  
**FEDERAL COMMUNICATIONS COMMISSION**  
**Washington, D.C. 20554**

In the Matter of	)	
	)	
IT&E Overseas, Inc. Petition for	)	CC Docket No. 96-45
Waiver of Sections 54.314, 54.809,	)	
And 54.904 Of the Commission's	)	
Rules	)	

**PETITION FOR WAIVER**

IT&E Overseas, Inc. (IT&E), by its attorneys, hereby petitions the Commission for a waiver of the requirement in Section 54.314, 54.809 and 54.904 of the rules to file an annual High Cost Support certification by October 1, 2007, an Interstate Access Support certification by June 30, 2007, and an Interstate Common Line Support certification by June 30, 2007, respectively, to receive federal universal service support for the year 2008. IT&E requests that the Commission accept its 2007 annual certifications as complete and timely filed. Grant of this petition will enable IT&E to continue to receive federal universal service support from the universal service fund for the full year 2008, which will allow IT&E to continue providing quality service to its rural customers. Accordingly, grant of the waiver is in the public interest, convenience and necessity.

## **WAIVER STANDARD**

Section 1.3 of the Commission's rules provides the Commission with discretion to waive application of any of its rules upon a showing of good cause. In addition, Section 1.925(b)(3) provides for waiver where it is shown that:

- (i) The underlying purpose of the rule(s) would not be served or would be frustrated by application of the instant case, and that grant of a waiver would be in the public interest; or
- (ii) In view of unique or unusual factual circumstances of the instant case, application of the rules would be inequitable, unduly burdensome or contrary to the public interest, or the applicant has no reasonable alternative.

Courts have affirmed the Commission's power to waive its rules if special circumstances warrant waiver and grant of the waiver serves the public interest.<sup>1</sup>

## **IT&E'S UNIQUE CIRCUMSTANCES JUSTIFY A WAIVER**

IT&E provides wireless telephone service throughout Guam. IT&E has a small staff of employees and only one (1) full time regulatory employee. Although IT&E completed and sent to the FCC and USAC by DHL Express the required annual certifications, IT&E's filings did not fully comply with the Commission's procedures. Specifically, IT&E was unaware of the FCC's requirement that filings delivered by overnight service, other than USPS, must be sent to the Capitol Heights, Maryland address. Accordingly, IT&E's filings were sent to the FCC at 445 12<sup>th</sup> Street, SW, Washington, DC, 20554. A copy of the filings submitted by IT&E and the DHL shipping forms are attached. As shown by the DHL shipping forms, the Interstate Common Line Support and Interstate Access Support certifications were sent on June 7, 2007. The High

---

<sup>1</sup> *WAIT Radio v. FCC*, 418 F.2d 1153 (D.C. Cir. 1969), *cert. denied*, 409 U.S. 1027 (1972).

Cost Support certification was sent on August 31, 2007. IT&E did not receive a notice from DHL that the filings could not be delivered.

In addition, IT&E's High Cost Support certification was not a sworn affidavit, as required by Section 54.314 of the Commission's rules. Simultaneously with this waiver request, under separate cover, IT&E is filing the annual High Cost Support, Interstate Common Line Support and Interstate Access Support certifications with the FCC and USAC.

#### **GRANT OF THIS WAIVER IS IN THE PUBLIC INTEREST**

IT&E does not dispute the reasonableness of Sections 54.314, 54.809 and 54.904 of the Commission's rules and IT&E recognizes the importance of compliance with these and other universal service rules. The purpose of the annual certifications is to ensure that universal service funds are used for their intended purposes. As shown in its ETC Compliance Report filed with the Commission, IT&E has used universal service funds for their intended purpose. Accordingly, although IT&E's annual certifications were not in full compliance with the Commission's procedural rules for such filings, the purpose of the rules is met.

Further, the universal service funds received by IT&E have enabled IT&E to maintain and enhance a competitive telecommunications service available to all consumers on Guam. IT&E has continued to upgrade its facilities in 2008, with the expectation that it would receive universal service funds. Waiver of the Commission's rules, therefore, such that IT&E is able to continue receiving universal service support would serve the public interest. On the other hand, the loss of universal service support

would impose a penalty disproportionate to IT&E's inadvertent rule violations and it would be inequitable and contrary to the public interest.

Therefore, based on the foregoing, IT&E respectfully requests that the Commission waive Sections 54.314, 54.809 and 54.904 of the rules to accept IT&E's annual High Cost Support, Interstate Common Line Support and Interstate Access Support annual certifications as timely filed to allow IT&E to receive universal service support for the full year 2008.

Respectfully submitted,

**IT&E OVERSEAS, INC.**

/s/ Mary J. Sisak

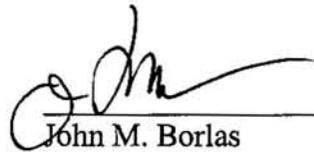
Benjamin H. Dickens, Jr.  
Mary J. Sisak  
Blooston, Mordkofsky, Dickens, Duffy  
& Prendergast, LLP  
2120 L Street, NW, Suite 300  
Washington, DC 20037  
(202) 659-0830

Dated: March 31, 2008

**AFFIDAVIT**

**CITY OF TAMUNING**     )  
  )  
**GUAM, U.S.A.**             )

I, John M. Borlas, President of IT&E Overseas, Inc., hereby state that I am personally familiar with all of the factual statements contained in the Petition for Waiver to which this affidavit is attached. All statements contained in the Petition are true and correct based upon information and belief.

  
\_\_\_\_\_  
John M. Borlas

Sworn to and subscribed before me, the undersigned authority, on this 31<sup>st</sup> day of March 2008 by Donna Perron.

  
\_\_\_\_\_  
Notary Public



My Commission Expires: 4/11/2009

**DONNA M. PERRON**  
**NOTARY PUBLIC**  
In and for Guam, U.S.A.  
My Commission Expires: April 11, 2009  
165 Marata St., #202, Tamuning, Guam 96913

**AFFIDAVIT**

CITY OF TAMUNING     )  
  )  
GUAM, U.S.A.            )

I, Gemma Santos, hereby state that I sent the Interstate Common Line Support and Interstate Access Support certifications for IT&E Overseas, Inc. to the FCC and USAC via DHL Express on June 7, 2007. Further, I sent the High Cost Support certification for IT&E Overseas, Inc. to the FCC and USAC via DHL Express on August 31, 2007.

  
\_\_\_\_\_  
Gemma Santos

Sworn to and subscribed before me, the undersigned authority, on this 31<sup>st</sup> day of March 2008 by Donna Perron.

  
\_\_\_\_\_  
Notary Public

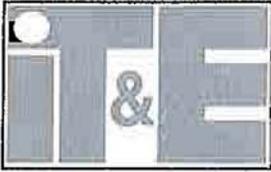
My Commission Expires: 4/11/2009



**DONNA M. PERRON**  
**NOTARY PUBLIC**  
In and for Guam, U.S.A.  
My Commission Expires: April 11, 2009  
165 Marata St., #202, Tamuning, Guam 96913

IT&E Overseas, Inc  
Petition for Waiver

## EXHIBIT 1



**OVERSEAS, INC.**

P.O. Box 24881 GMF, Guam 96921 • Tel: (671) 646-8886 • Fax: (671) 646-4723 • E-mail: genmgr@ite.net • www.ite.net

**Interstate Common Line Support (ICLS)  
2007 – 2008**

Date: June 6, 2007

To: Marlene H. Dortch  
Office of the Secretary  
Federal Communications Commission  
445 - 12th Street, SW  
Washington, DC 20554

Karen A. Majcher  
Vice President, High Cost & Low Income  
Universal Service Administrative Company  
2000 L Street, NW, Suite 200  
Washington, DC 20036

Re: CC Docket No. 96-45  
**INTERSTATE COMMON LINE SUPPORT - ICLS**  
Annual Certification Filing

Dear Ms. Dortch & Ms. Majcher:

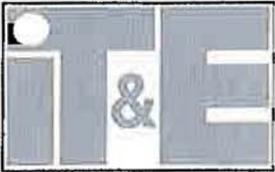
This is to certify that IT&E Overseas, Inc. will use its Interstate Common Line Support (ICLS) only for the provision, maintenance, and upgrading of facilities and services for which the support is intended.

I am authorized to make this certification on behalf of the company named above. This certification is for the study area listed below.

Company Name	State	Study Area Code
IT&E Overseas, Inc.	Guam	669002

Respectfully Submitted,

JOHN M. BORLAS, P.E.  
President



**OVERSEAS, INC.**

P.O. Box 24881 GMF, Guam 96921 • Tel: (671) 646-8886 • Fax: (671) 646-4723 • E-mail: genmgr@ite.net • www.ite.net

**Interstate Access Support (IAS)  
2007 – 2008**

Date: June 6, 2007

To: Marlene H. Dortch  
Office of the Secretary  
Federal Communications Commission  
445 - 12th Street, SW  
Washington, DC 20554

Karen A. Majcher  
Vice President, High Cost & Low Income  
Universal Service Administrative Company  
2000 L Street, NW, Suite 200  
Washington, DC 20036

Re: CC Docket No. 96-45  
**INTERSTATE ACCESS SUPPORT - IAS**  
Annual Certification Filing

Dear Ms. Dortch & Ms. Majcher:

This is to certify that IT&E Overseas, Inc. will use its Interstate Access Support (IAS) only for the provision, maintenance, and upgrading of facilities and services for which the support is intended.

I am authorized to make this certification on behalf of the company named above. This certification is for the study area listed below.

Company Name	State	Study Area Code
IT&E Overseas, Inc.	Guam	669002

Respectfully Submitted,

JOHN M. BORLAS, P.E.  
President

REORDER 410435620-0

QTY 300

7/07/07



Process and Track your shipment online: <http://www.dhl.com>  
1-800-CALL-DHL in USA only

CMG CMG  
806 1896 883

ORIGIN  
GUA  
DESTINATION CODE

**1 Payer account number and shipment value protection details**

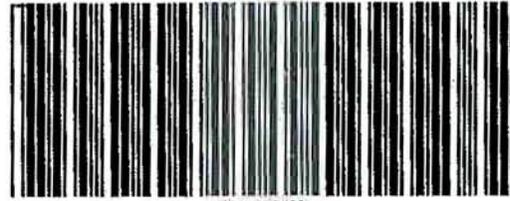
Charge to  Shipper  Receiver  3rd Party  Cash  
 Check  
 Credit Card

Payer Account No. 910435620

Shipment Value Protection (see reverse)

Yes Declared Value for Carriage (in US \$) \_\_\_\_\_

Not all payment options are available in all countries.



**8 Products & Services**

International Express Envelope

Non-Dutiable (International Document Service)

Drailable (Worldwide Priority Express)

Other \_\_\_\_\_

**Service Options** (extra charges may apply)

Saturday Delivery  Special Pickup

Delivery Notification  Signature Required

**Other** \_\_\_\_\_

**Global Mail**

Int. Priority  Int. Standard  IPA  ISAL

Dom. Priority  Dom. Standard

**Other** \_\_\_\_\_

**2 From (Shipper)**

Shipper's Account Number 911435620 Contact Name Gemma Santos

Shipper's Reference (up to 35 characters)

**4 Shipment Details**

Total number of packages	Total Weight If DHL, Express Document packaging used, enter XD.	Dimensions (in inches)			Height
- 1 -		Pieces	Length	Width	
		①	x	x	x
		②	x	x	
		③	x	x	
	lbs	④	x	x	

Company Name  
IT&E OVERSEAS INC.

**5 Full Description of Contents**

Give Content and Quantity

Document

Address  
1010 S MARINE DR  
TAMUNING GU

Post/ZIP Code (required) 96913 Phone, Fax, or E-mail (required)  
XXXXXXXXXX -3405 (671) 646-8886

DIMENSIONAL/CHARGEABLE WEIGHT  
lbs

SERVICES	CHARGES
Drop Box #	TOTAL

**3 To (Receiver)**

Company Name  
Federal Communications Commission

Contact Person  
Marlene H. Dortch

Delivery Address *DHL Cannot Deliver to a PO Box*  
445 - 12th Street, SW  
Washington, DC

Country USA

Post/ZIP Code (required) 20554 Phone, Fax, or E-mail (required) 1-888-225-5322

**6 Dutiable Shipments Only (Customs requirement)**

Attach the original and four copies of a Proforma or Commercial Invoice. Export License No./Symbol (if applicable) Receiver's VAT/GST or Shipper's EIN/SSN

Declared Value for Customs (in US \$) (as on commercial/proforma invoice)

Schedule B Number / Harmonized Code (if applicable)

AES TRANSACTION NUMBER

TYPE OF EXPORT  
 Permanent  Repair/Return  Temporary

Destination Duties/Taxes If left blank, Receiver pays duties/taxes.  
 Receiver  Shipper  Other \_\_\_\_\_

The commodities, technology or software to be exported from the U.S. are in compliance with the U.S. Bureau of Export Administration. Diversion to countries contrary to U.S. law prohibited.

TRANSPORT COLLECT STICKER No.

**PAYMENT DETAILS (Check, Card No.)**

No.:

Type Expires

Auth.

**PICKED UP BY**

Route No.

Time Date

**7 Shipper's Authorization (signature required)**

I/we agree that DHL's standard terms apply to this shipment and limit DHL's liability for loss or damage to U.S. \$100. The Warsaw Convention may also apply (see reverse). I/we authorize DHL to complete other documents necessary to export this shipment. I/we understand that Shipment Value Protection is available on request, for an extra charge. I/we agree to pay all charges if the recipient or 3rd party refuses to pay. I/we understand that DHL DOES NOT TRANSPORT CASH.

Signature (required) \_\_\_\_\_ Date 6 / 7 / 07

DHL Express (USA), Inc., 1200 South Pine Island Road, Plantation, Florida 33324 Original (DHL Billing) Copy

Complete sections 1-8. You are making 4 copies, please press hard.

© 2002

REORDER 910435620-0

QTY 300

7/07/06



Process and Track your shipment online: <http://www.dhl.com>  
1-800-CALL-DHL in USA only

INTERNATIONAL SHIPMENT WAYBILL (Non-negotiable)

CMG CMG

806 1896 894

ORIGIN  
608

DESTINATION CODE

1 Payer account number and shipment value protection details

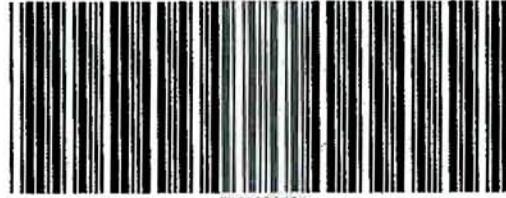
Charge to  Shipper  Receiver  3rd Party  Cash  
 Check  
 Credit Card

Payer Account No. **910435620**

Shipment Value Protection (see reverse)

Yes Declared Value for Carriage (in US \$) \_\_\_\_\_

Not all payment options are available in all countries.



8061896894

2 From (Shipper)

Shipper's Account Number **910435620** Contact Name **Gemma Santos**

Shipper's Reference (up to 35 characters)

Company Name **IT E OVERSEAS INC.**

Address **1010 S MARINE DR  
TAMUNING GU**

Post/ZIP Code (required) **96913** Phone, Fax, or E-mail (required)  
~~XXXXXXXXXX~~ **-3405 (671) 646-8886**

4 Shipment Details

Total number of packages	Total Weight If DHL Express Document packaging used, enter XD.	Dimensions (in inches)			
		Pieces	Length	Width	Height
- 1 -		@	x	x	x
		@	x	x	x
	lbs	@	x	x	x

5 Full Description of Contents

Give Content and Quantity  
**Document**

3 To (Receiver)

Company Name **Universal Service Administrative Company**

Contact Person **Karen A. Majcher**

Delivery Address **DHL Cannot Deliver to a PO Box**

**2000 L Street, NW  
Suite 200  
Washington, DC 20036**

Country **USA**

Post/ZIP Code (required) **20036** Phone, Fax, or E-mail (required) **1-202-776-0200**

6 Dutiable Shipments Only (Customs requirement)

Attach the original and four copies of a Proforma or Commercial Invoice, Export License No./Symbol (if applicable), Receiver's VAT/GST or Shipper's EIN/SSN

Declared Value for Customs (in US \$) (as on commercial/proforma invoice) \_\_\_\_\_ Schedule B Number / Harmonized Code (if applicable) \_\_\_\_\_

AES TRANSACTION NUMBER \_\_\_\_\_ TYPE OF EXPORT  
 Permanent  Repair/Return  Temporary

Destination Duties/Taxes If left blank, Receiver pays duties/taxes.  
 Receiver  Shipper  Other \_\_\_\_\_

The commodities, technology or software to be exported from the U.S. are in compliance with the U.S. Bureau of Export Administration. Diversion to countries contrary to U.S. law prohibited.

7 Shipper's Authorization (signature required)

I/we agree that DHL's standard terms apply to this shipment and limit DHL's liability for loss or damage to U.S. \$100. The Warsaw Convention may also apply (see reverse). I/we authorize DHL to complete other documents necessary to export this shipment. I/we understand that Shipment Value Protection is available on request, for an extra charge. I/we agree to pay all charges if the recipient or 3rd party refuses to pay. I/we understand that DHL DOES NOT TRANSPORT CASH.

Signature (required) \_\_\_\_\_ Date **6 / 7 / 07**

8 Products & Services

International Express Envelope

Non-Dutiable (International Document Service)

Dutiable (Worldwide Priority Express)

Other \_\_\_\_\_

Service Options (extra charges may apply)

Saturday Delivery  Special Pickup

Delivery Notification  Signature Required

Other \_\_\_\_\_

Global Mail

Int. Priority  Int. Standard  IPA  ISAL

Dom. Priority  Dom. Standard

Other \_\_\_\_\_

DIMENSIONAL/CHARGEABLE WEIGHT

lbs

SERVICES CHARGES

SERVICES	CHARGES
Drop Box #	TOTAL

TRANSPORT COLLECT STICKER No.

PAYMENT DETAILS (Check, Card No.)

No.:

Type Expires

Auth.

PICKED UP BY

Route No.

Time Date

DHL Express (USA), Inc., 1200 South Pine Island Road, Plantation, Florida 33324 Original (DHL Billing) Copy

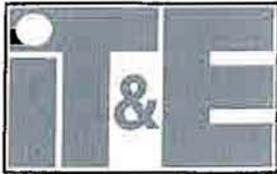
DHL EXPRESS (USA), INC.

Complete sections 1-8. You are making 4 copies, please press hard.

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IT&E Overseas, Inc  
Petition for Waiver

## EXHIBIT 2



**OVERSEAS, INC.**

P.O. Box 24881 GMF, Guam 96921 • Tel: (671) 646-8886 • Fax: (671) 646-4723 • E-mail: genmgr@ite.net • www.ite.net

August 30, 2007

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

Karen Majcher  
Vice President, High Cost & Low Income Division  
Universal Service Administrative Company  
2000 L Street, NW, Suite 200  
Washington, D.C. 20036

**Re: CC Docket No. 96-45  
High Cost Loop Support (HCLS)  
Annual Certification Filing**

Dear Ms. Dortch & Ms. Majcher:

This is to certify that IT&E Overseas, Inc. will use its High Cost Loop Support (HCLS) only for the provision, maintenance, and upgrading of facilities and services for which the support is intended.

I am authorized to make this certification on behalf of the company named above. This certification is for the study area listed below.

Company Name	State	Study Area Code
IT&E Overseas, Inc.	Guam	669002

Respectfully Submitted,

JOHN M. BORLAS, P.E.  
President



REORDER 710435620-0

QTY 300

2/02/07



Process and Track your shipment online: <http://www.dhl.com>  
1-800-CALL-DHL in USA only

INTERNATIONAL SHIPMENT  
WAYBILL (Non-negotiable)

CMG CMG  
806 1897 056

ORIGIN  
GUM

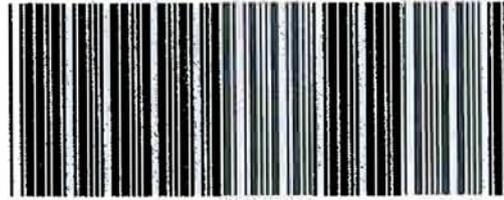
DESTINATION CODE

1 Payer account number and shipment value protection details

Charge to  Shipper  Receiver  3rd Party  Cash  
 Check  
 Credit Card

Payer Account No. 910435620

Shipment Value Protection (see reverse)  
 Yes Declared Value for Carriage (in US \$) \_\_\_\_\_  
Not all payment options are available in all countries.



2 From (Shipper)

Shipper's Account Number 910435620 Contact Name Gemma Santos

Shipper's Reference (up to 35 characters)

Company Name  
IT&E OVERSEAS INC.

Address  
1000 S MARINE DR  
TAUNING GU

Post/ZIP Code (required) 96913 Phone, Fax, or E-mail (required) (671) 646-8886  
 XXXXXXXX -3405

3 To (Receiver)

Company Name  
Federal Communications Commission

Contact Person  
Marlene H. Dortch

Delivery Address DHL Cannot Deliver to a PO Box  
445 - 12th Street, SW  
Washington, DC

Country USA

Post/ZIP Code (required) 20554 Phone, Fax, or E-mail (required) 1-888-225-5322

4 Shipment Details

Total number of packages	Total Weight If DHL Express Document packaging used, enter X0.	Dimensions (in inches) Pieces Length Width Height
- 1 -		@ x x @ x x @ x x

5 Full Description of Contents

Give Content and Quantity  
Document

6 Dutiable Shipments Only (Customs requirement)

Attach the original and four copies of a Proforma or Commercial Invoice.  
Export License No./Symbol (if applicable) Receiver's VAT/GST or Shipper's EIN/SSN

Declared Value for Customs (in US \$) (as on commercial/proforma invoice) Schedule B Number / Harmonized Code (if applicable)

AES TRANSACTION NUMBER TYPE OF EXPORT  
 Permanent  Repair/Return  Temporary

Destination Duties/Taxes If left blank, Receiver pays duties/taxes.  
 Receiver  Shipper  Other \_\_\_\_\_  
Specify approved account number

The commodities, technology or software to be exported from the U.S. are in compliance with the U.S. Bureau of Export Administration. Diversion to countries contrary to U.S. law prohibited.

7 Shipper's Authorization (signature required)

I/we agree that DHL's standard terms apply to this shipment and limit DHL's liability for loss or damage to U.S. \$100. The Warsaw Convention may also apply (see reverse). I/we authorize DHL to complete other documents necessary to export this shipment. I/we understand that Shipment Value Protection is available on request for an extra charge. I/we agree to pay all charges if the recipient or 3rd party refuses to pay. I/we understand that DHL DOES NOT TRANSPORT CASH.

Signature (required) \_\_\_\_\_ Date 8 / 31 / 07

8 Products & Services

List of products or service options are available online at [www.dhl.com](http://www.dhl.com)

International Express Service

Non-Dutiable (International Document Service)  
 Dutiable (Worldwide Priority Express)  
 Other \_\_\_\_\_

Service Options (extra charges may apply)  
 Saturday Delivery  Special Pickup  
 Delivery Notification  Signature Required

Other \_\_\_\_\_

Global Mail  
 Int. Priority  Int. Standard  IPA  ISAL  
 Dom. Priority  Dom. Standard

Other \_\_\_\_\_

DIMENSIONAL/CHARGEABLE WEIGHT

(lbs)

SERVICES	CHARGES
Drop Box #	TOTAL

TRANSPORT COLLECT STICKER No.

PAYMENT DETAILS (Check, Card No.)

No. \_\_\_\_\_  
 Type Expires  
 Auth. \_\_\_\_\_

PICKED UP BY

Route No. \_\_\_\_\_  
 Time Date

DHL Express (USA), Inc., 1000 South Pine Island Road, Plantation, Florida 33324  
Original (DHL Billing) Copy

DHL Express (USA), Inc.

AB0015 EC (1/05)

Complete sections 1-8. You are making 4 copies, please press hard.

IT&E Overseas, Inc.  
Petition for Waiver

## EXHIBIT 3

Revised Annual Certification for High Cost Support



OVERSEAS, INC.

P.O. Box 24881 GMF, Guam 96921 • Tel: (671) 646-8886 • Fax: (671) 646-4723

Marlene Dortch  
Office of the Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

Karen Majcher  
USAC  
2000 L Street, NW  
Suite 200  
Washington, DC 20036

**Re: CC Docket No. 96-45  
High Cost Support  
Annual Certification for IT&E Overseas, Inc.**

Dear Ms. Dortch and Ms. Majcher:

This is to certify, under penalty of perjury, that IT&E Overseas, Inc. will use its High Cost Support only for the provision, maintenance, and upgrading of facilities and services for which the support is intended.

I am authorized to make this certification on behalf of the company named above. This certification is for the study area listed below.

IT&E Overseas, Inc., Guam Study Area Code: 669002

Respectfully submitted,

JOHN M. BORLAS, P.E.  
President

GUAM, U.S.A.

Subscribed, sworn to and acknowledged before me this 31<sup>st</sup> day of March, 2008 by Donna Perron.

  
Notary Public

My Commission expires: 4/11/2009

**DONNA M. PERRON  
NOTARY PUBLIC  
In and for Guam, U.S.A.  
My Commission Expires: April 11, 2009  
165 Marata St., #202, Tamuning, Guam 96913**

