

Barry T. Smitherman
Chairman

Donna L. Nelson
Commissioner

Kenneth W. Anderson, Jr.
Commissioner

W. Lane Lanford
Executive Director



Rick Perry
Governor

Public Utility Commission of Texas

Marlene H. Dortch - Secretary
Federal Communications Commission
445 Twelfth Street, S.W. - TWA 325
Washington, D.C. 20554

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

June 24, 2009

RE: *Federal-State Joint Board on Universal Service, CC Docket No. 96-45*

TPUC Project No. 25787 - *FCC Letters Regarding ETC Designation Pursuant to FTA '96 § 214(e) (2)*

TPUC Docket No. 36632 – *Application of Pathwayz Communications, Inc. for Designation as an Eligible Telecommunications Carrier and an Eligible Telecommunications Provider*

ETC Designation of Pathwayz Communications, Inc. and Affidavit

Pursuant to Section 214(e) (2) of the Communications Act of 1934, as amended (the "Act") and 47 C.F.R. sections 54.201 – 54.203, the Texas Public Utility Commission (TPUC) has granted eligible telecommunications carrier (ETC) designation to Pathwayz Communications, Inc. (Pathwayz). The attached *Order No. 6*, Docket No. 36632, issued on April 9, 2009, grants Pathwayz ETC designation in three wire centers of the non-rural incumbent local exchange carrier (ILEC) AT&T Texas. The wire centers for which Pathwayz has been designated as an ETC are: AMRLTX02, AMRLTXFL, and AMRLTXEV.



Also attached, for your information is the affidavit of Paul Chapman, President and CEO of Pathwayz, which attests to the company's intent to use the federal support only for the provision, maintenance, and upgrading of facilities and services for which the support is intended, consistent with § 254(e) of the Federal Telecommunications Act, and for provision of the designated services required by 47 C.F.R. §54.101. This document is forwarded to your attention pursuant to 47 C.F.R. §§54.313 – 54.314 for the purpose of calculating federal universal service support for Pathwayz.

If you require any additional information please contact Liz Kayser at (512)-936-7390.

Sincerely,

A handwritten signature in black ink that reads "Liz Kayser". The signature is written in a cursive, flowing style.

Liz Kayser, Market Analyst
Competitive Markets Division – Wholesale
Public Utility Commission of Texas

cc: attachments