

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

In the Matter of)
)
Federal-State Joint Board on Universal Service) CC Docket No. 96-45
)
Bayland Communications, LLC)
Petition for Waiver of Section 54.904(d) Deadline for Submission of)
Annual Certification by Eligible Telecommunications Carrier Serving)
Lines in the Service Area of a Rate-of-Return Carrier to Receive)
Interstate Common Line Support)

**PETITION FOR WAIVER OF SECTION 54.904(d)
ANNUAL ICLS CERTIFICATION DEADLINE**

Bayland Communications, LLC (“Bayland”), by its attorney and pursuant to Section 1.3 of the Commission’s Rules, requests waiver of the June 30, 2009 deadline established by Section 54.904(d) of the Rules for the filing of the annual certification with respect to receipt of Interstate Common Line Support (“ICLS”) by competitive eligible telecommunications carriers (“CETCs”) serving lines in the service areas of rate-of-return carriers.

Good cause exists for the requested waiver. First, Bayland materially and substantially complied with its ICLS and other Universal Service Fund (“USF”) filing requirements for the 2009-2010 period. Second, waiver is warranted by unique and special circumstances – namely, the transfer of control and reorganization of the Bayland organization and the related reassignment of responsibility for Universal Service Fund (“USF”) filings shortly before the June 2009 deadline to an employee of the new owner with no prior experience with CETC filings. Third, grant of the requested waiver will have no significant adverse impact upon the Universal Service Administrative Company’s (“USAC’s”) administration of the ICLS program. Fourth, the loss of approximately \$17,000 of portable ICLS support by Bayland for the Third and Fourth

Quarters of 2009 and the First Quarter of 2010 will impair its ability to invest in new and upgraded telecommunications infrastructure, and to compete effectively in the affected Oconto, Oconto Falls and Marinette, Wisconsin markets. Finally, Bayland has adopted internal procedures to ensure its future compliance with all federal high-cost program filing deadlines.

I **Background of Petitioner**

Bayland is a Wisconsin corporation, located at 2711 East Frontage Road in Abrams, Wisconsin 54101. It provides local exchange telephone services (including interstate exchange access) as a competitive local exchange carrier (“CLEC”) in competition with CenturyTel of the Midwest in and around the rural communities of Oconto (2000 population: 4,708) and Oconto Falls (2000 population: 2,843) in Oconto County, Wisconsin; as well as in and around the communities of Marinette (2000 population: 11,009) and Peshtigo (2000 population: 3,819) in Marinette County in rural northeastern Wisconsin. Bayland was designated as a CETC by the Wisconsin Public Service Commission (“Wisconsin PSC”) in 1997 (Case No. 387-NC-100, dated August 6, 1997), and subsequently began receiving portable ICLS, High Cost Loop (“HCL”) and Local Switching Support (“LSS”) for its lines (Study Area Code 339004).

Bayland is a wholly-owned subsidiary of Bayland Telephone, Inc. (“Bayland Telephone”), a Wisconsin corporation, which provides local exchange telephone services as an incumbent local exchange carrier (“ILEC”) to a single exchange (approximately 2,350 access lines) in and around the community of Abrams (2000 population: 1,757) in Oconto County in rural northeastern Wisconsin. Since December 10, 2007, Bayland Telephone, Inc. has been owned by Northeast Communications of Wisconsin, Inc., d/b/a Nsight Telservices (“Nsight”), a Wisconsin corporation, which operates primarily as a holding company for a variety of subsidiaries engaged in telecommunications and non-telecommunications ventures.

II**Good Cause Exists for Waiver of Section 54.802(a) Deadlines**

Section 1.3 of the Rules permits the Commission's rules to be waived for good cause shown. The Commission may exercise its discretion to waive a rule where the particular facts make strict compliance inconsistent with the public interest. Northeast Cellular Telephone Co. v. FCC, 897 F.2d 1164, 1166 (D.C. Cir. 1990). In addition, the Commission may take into account considerations of hardship, equity, or more effective implementation of public policy on an individual basis. WAIT Radio v. FCC, 418 F.2d 1153, 1159 (D.C. Cir. 1969), *cert. denied*, 409 U.S. 1027 (1972).

**A. Bayland Materially and Substantially
Complied With Its 2009 ICLS Filing Requirements**

Bayland materially and substantially complied with its federal USF filing requirements during Calendar Year 2009, including those relating to portable ICLS support.

The most information-intensive and time-consuming of these USF filing requirements are the quarterly Competitive Carrier High Cost Data Submissions (FCC Form 525) which help USAC to calculate the amount of portable USF support to be distributed to CETCs. These forms include separate line count worksheets: (a) for portable High Cost Loop ("HCL") and Local Switching Support ("LSS"); and (b) for portable ICLS support. Bayland submitted all four of its FCC Form 525s due during calendar year 2009 in timely and proper fashion. Its FCC Form 525 due March 31, 2009 was filed on March 24, 2009 (Attachment A). Its FCC Form 525 due June 30, 2009 was filed on June 29, 2009 (Attachment B). Its FCC Form 525 due September 30, 2009 was filed on September 16, 2009 (Attachment C). Its FCC Form 525 due December 31, 2009 was filed on December 28, 2009 (Attachment D).

Likewise, Bayland took the steps necessary to have the Wisconsin PSC include Bayland in the annual Section 54.314 certification required to be filed by state commissions with USAC and the Commission on or before October 1, 2009. The Wisconsin PSC certified therein that all federal high-cost support (including ICLS support) provided to Bayland and other specified carriers within Wisconsin will be used only for the provision, maintenance and upgrading of facilities for which the support is intended. Bayland furnished the requisite affidavit and information regarding its use of portable HCF, LSS and ICLS to the Wisconsin PSC in August 2009, and was included on list of carriers specified in the Section 54.314 certification filed by the Wisconsin PSC on or about September 25, 2009. A copy of the USAC web page confirming receipt of the annual Section 54.314 state certification on behalf of Bayland is included as Attachment E.

The only USF filing deadline that Bayland missed during calendar year 2009 was the June 30, 2009 deadline for the annual Section 54.904(d) ICLS certification by CETCs serving lines in the service areas of rate-of-return carriers. Similar to the annual Section 54.314 certification which encompasses ICLS and other types of USF support, the Section 54.904(d) certification states that Bayland will use its ICLS support only for the provision, maintenance and upgrading of facilities and services for which the support is intended. The reasons for this oversight are discussed in the next section. As soon as its inadvertent oversight was discovered, Bayland filed a Section 54.904(d) certification for 2009 with USAC and the Commission on October 20, 2009 (Attachment F).

B. Special Circumstances Warrant a Waiver

In *Alliance Communications Cooperative, Inc. and Hills Telephone Company, Inc.*, DA 05-3024, released November 22, 2005, the Bureau waived the inadvertent failure of a carrier to meet the annual Section 54.301(d) deadline for filing certain LSS-related data due to special

circumstances, including disruptions to the carrier's accounting staff due to corporate reorganizations and reassignments of administrative tasks. In *Smithville Telephone Company, Inc.*, DA 04-1393, released May 18, 2004, the Bureau waived a failure to meet the annual LSS filing deadline due to special circumstances involving the death of the carrier's president during September 2003, the disruption of the carrier's daily business operations and stalling of projects due to subsequent management changes, and the illness-related absence of the carrier's regulatory accountant during November and December 2003.

In the present case, Nsight acquired control of Bayland Telephone and Bayland at the end of Calendar Year 2007, but retained virtually all of the previous Bayland Telephone-Bayland staff to administer and operate the companies during 2008. During Calendar Year 2009, Nsight integrated Bayland Telephone and Bayland into its organization, and redistributed various administrative and operational responsibilities. The Nsight employee in Green Bay, Wisconsin who was assigned responsibility for the Bayland Telephone and Bayland USF filings was familiar with ILEC filing requirements and deadlines, but had not previously made USF filings for CLECs receiving portable support. He recognized the need to file quarterly FCC Form 525s, but did not realize in time that the annual Section 54.904(d) ICLS certification was required to be filed by CLECs in addition to the general annual Section 54.314 certification for all high-cost programs. As soon as this oversight was discovered, Bayland filed a Section 54.904(d) certification for 2009 with USAC and the Commission on October 20, 2009.

C. Impacts upon Service and Competition

Without the requested waiver, Bayland estimates that it will lose approximately \$17,000 of portable ICLS for the Third and Fourth Quarters of 2009 and the First Quarter of 2010.

The amount in question constitutes approximately one thousandth of one percent (0.001 percent) of the estimated \$1.683 billion to be distributed by the ICLS program during Calendar Year 2010. Payment of this amount of portable ICLS support to Bayland will not adversely impact the ability of USAC to administer the federal High-Cost Support programs overall or the specific ICLS program.

However, the loss of the subject \$17,000 of support will adversely impact the ability of Bayland to compete with the larger CenturyTel of the Midwest in and around the rural Wisconsin communities of Oconto (2000 population: 4,708), Oconto Falls (2000 population: 2,843), Marinette (2000 population: 11,009) and Peshtigo (2000 population: 3,819). Whereas \$17,000 is not a large sum for many carriers, it is a relatively substantial amount for these small rural markets. This support is needed by Bayland for service and service quality enhancements that will enable it to compete more effectively with CenturyTel, and to recover its investment, operating and maintenance costs while keeping its customer rates at affordable levels.

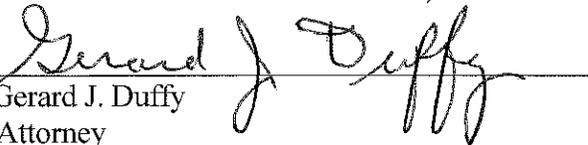
Finally, Bayland, Bayland Telephone and Nsight have arranged with their consultants for additional training, schedules and reminders to make sure that they comply in the future with all CETC as well as ILEC filing requirements and schedules with respect to the USF and other Commission programs. Specifically, Bayland, Bayland Telephone, Nsight and their consultants have developed a comprehensive calendar listing all USF filing deadlines applicable to their ILEC and/or CLEC operations. In addition, this calendar assigns at least one management employee and at least one staff member to be responsible for the preparation, filing and tracking of each applicable USF filing.

III
Conclusion

Bayland's material and substantial compliance with USF filing requirements and deadlines during Calendar Year 2009 as well as the unique circumstances regarding its acquisition and reorganization establish good cause for grant of the requested waiver of the June 30, 2009 filing deadline for its annual Section 54.904(d) ICLS certification. While grant of the proposed waiver will not disrupt or impair USAC's administration of ICLS and other universal service programs, the projected loss by Bayland of \$17,000 of portable ICLS support will impair its ability to invest in and recover the costs of the facilities and services it needs to compete effectively in its rural Wisconsin market. Finally, Bayland has adopted internal procedures to ensure its future compliance with federal high-cost program filing deadlines.

Hence, good cause having been shown, the Commission should waive the June 30, 2009 filing deadline established by Section 54.904(d) of the Rules, and order USAC to distribute to Bayland the full amount of portable Interstate Common Line Support to which it was entitled for its Wisconsin service area (Study Area Code 339004) for the for the Third and Fourth Quarters of 2009 and the First Quarter of 2010.

Respectfully submitted,
BAYLAND COMMUNICATIONS, LLC

By 
Gerard J. Duffy
Its Attorney

Blooston, Mordkofsky, Dickens, Duffy & Prendergast, LLP
2120 L Street, NW (Suite 300)
Washington, DC 20037
Phone: (202) 659-0830
Facsimile: (202) 828-5568
Email: gjd@bloostonlaw.com

Dated: January 22, 2010

Attachment A

Sarah Feige

From: HC FILINGS [HCFilings@telcordia.com]
Sent: Tuesday, March 24, 2009 1:47 PM
To: Sarah Feige
Subject: RE: FCC Form 525 Bayland Comm. - Due March 31, 2009
Sensitivity: Confidential

EMAIL RECEIPT CONFIRMATION!

From: Sarah Feige [mailto:sarahf@interstatetelcom.com]
Sent: Tuesday, March 24, 2009 1:51 PM
To: HC FILINGS
Subject: FCC Form 525 Bayland Comm. - Due March 31, 2009
Importance: High
Sensitivity: Confidential

Please find Bayland Communication's FCC 525 filing for March 31, 2009.

Sarah

Sarah Feige
Interstate Telcom Consulting, Inc.
(320) 848-6641
sarahf@interstatetelcom.com
www.interstatetelcom.com

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Information from ESET NOD32 Antivirus, version of virus signature database 3957 (20090324)

The message was checked by ESET NOD32 Antivirus.

<http://www.eset.com>

Information from ESET NOD32 Antivirus, version of virus signature database 3958 (20090324)

The message was checked by ESET NOD32 Antivirus.

3/27/2009

COMPETITIVE CARRIER HIGH COST DATA SUBMISSION

(1) Quarterly Submission Date:	3242009
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(2) USAC Service Provider Identification Number (SPIN):	143001821
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(3) Company Study Area Code: <small>(First time filers leave blank and a Study Area Code will be assigned)</small>	339004
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(4) Study Area Name:	BAYLAND COMMUNICATIONS, INC.
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(5) Company Legal Name:	BAYLAND COMMUNICATIONS, INC.
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(6) Filer 499 ID:	820399
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Check Box if this is a new address/contact from a previous data submission:

(7) Mailing Address:	P.O. BOX 200, ABRAMS, WI 54101-0200		
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(8) Contact Name:	SARAH E. FEIGE	(9) Title:	CONSULTANT
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(10) Telephone Number:	320 848-6641		
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(11) E-mail Address:	sarahf@interstatetelcom.com		
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Do Not Write in this Area:
 For Administrator's Use Only

(12) Mechanism for which you are requesting support:	(13) Lines Reported as of:	(14) Type of Filing		(15) Worksheet to Complete
		Original	Revision	
High Cost Loop Support (HCL)	9/30/2008	✓		Complete HCL and LSS
Local Switching Support (LSS)	9/30/2008	✓		Complete HCL and LSS
Interstate Common Line Support (ICLS)	9/30/2008	✓		Complete ICLS Worksheet
High Cost Model Support (HCM)				Complete HCM Worksheet
Interstate Access Support (IAS)				Complete IAS Worksheet

TO BE COMPLETED BY THE REPORTING CARRIER, IF AN AGENT IS FILING FCC FORM 525 ON THE CARRIER'S BEHALF:

Certification of Officer or Employee to Authorize an Agent to File FCC Form 525, Line Count Report for Competitive Carriers, on Behalf of Reporting Carrier	
I certify that (Name of Agent) <u>Interstate Telecom Consulting, Inc.</u> is authorized to submit the information reported on FCC Form 525 on behalf of the reporting carrier. I also certify that I am an officer or employee of the reporting carrier; my responsibilities include ensuring the accuracy of the actual line count data provided to the authorized agent; and, to the best of my knowledge, the actual line count data provided to the authorized agent is accurate.	
Name of Authorized Agent: <u>INTERSTATE TELCOM CONSULTING, INC.</u>	
Name of Reporting Carrier: <u>Bayland Communications, LLC</u>	
Service Provider Identification Number:	<u>143001821</u>
Signature of authorized officer or employee:	Date: <u>3/1/09</u>
Printed name of authorized officer or employee: <u>Paul Hermesen</u>	
Title or position of authorized officer or employee: <u>Broadband Manager</u>	
Telephone number of authorized officer or employee: <u>920</u>) <u>626</u> - <u>5215</u> ext.	
Study Area Code of Reporting CETC	Filing Due Date for this form (mm/dd/yyyy)
<u>339004</u>	<u>3/31/09</u>
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

TO BE COMPLETED BY THE AUTHORIZED AGENT:

Certification of Agent Authorized to File FCC Form 525, Line Count Report for Competitive Carriers, on Behalf of Reporting Carrier	
I, as agent for the reporting carrier, certify that I am authorized to submit the information reported on FCC Form 525 on behalf of the reporting carrier; I have provided the line count data reported herein based on actual line count data provided by the reporting carrier; and, to the best of my knowledge, the information reported herein is accurate. I also certify that I will provide copies of the line count filing to the reporting carrier within 15 days.	
Name of Reporting Carrier: <u>Bayland Communications, LLC</u>	
Name of Authorized Agent: <u>INTERSTATE TELCOM CONSULTING, INC.</u>	
Signature of authorized agent or employee of agent:	Date: <u>3/12/09</u>
Printed name of authorized agent or employee of agent: <u>SARAH E. FEIGE</u>	
Title or position of authorized agent or employee of agent: <u>CONSULTANT</u>	
Telephone number of authorized agent: (<u>320</u>) <u>848</u> - <u>5541</u> ext.	
Study Area Code of Reporting CETC	Filing Due Date for this form (mm/dd/yyyy)
<u>339004</u>	<u>3/31/09</u>
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

Attachment B

Sarah Feige

From: HC FILINGS [HCFilings@telcordia.com]
Sent: Monday, June 29, 2009 9:08 AM
To: Sarah Feige
Subject: RE: FCC Form 525 3 Bayland Comm. - Due June 30, 2009
Sensitivity: Confidential

EMAIL RECEIPT CONFIRMATION!

From: Sarah Feige [mailto:sarahf@interstatetelcom.com]
Sent: Monday, June 29, 2009 9:27 AM
To: HC FILINGS
Cc: 'Hermsen, Paul'
Subject: FCC Form 525 3 Bayland Comm. - Due June 30, 2009
Importance: High
Sensitivity: Confidential

Please find Bayland Communications' FCC 525 filing for June 30, 2009.

Sarah

Sarah Feige
Interstate Telcom Consulting, Inc.
(320) 848-6641
sarahf@interstatetelcom.com
www.interstatetelcom.com

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Information from ESET NOD32 Antivirus, version of virus signature database 4196 (20090629)

The message was checked by ESET NOD32 Antivirus.

<http://www.eset.com>

6/29/2009

COMPETITIVE CARRIER HIGH COST DATA SUBMISSION

(1) Quarterly Submission Date:	6232009
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(2) USAC Service Provider Identification Number (SPIN):	143001821
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(3) Company Study Area Code: (First time filers leave blank and a Study Area Code will be assigned)	339004
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(4) Study Area Name:	BAYLAND COMMUNICATIONS, LLC.
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(5) Company Legal Name:	BAYLAND COMMUNICATIONS, LLC.
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(6) Filer 499 ID:	820399
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Check Box if this is a new address/contact from a previous data submission:

(7) Mailing Address:	P.O. BOX 200, ABRAMS, WI 54101-0200		
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(8) Contact Name:	SARAH E. FEIGE	(9) Title:	CONSULTANT
-------------------	----------------	------------	------------

(10) Telephone Number:	320 848-6641		
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(11) E-mail Address:	sarahf@interstatetelcom.com		
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Do Not Write in this Area:
 For Administrator's Use Only

(12) Mechanism for which you are requesting support:	(13) Lines Reported as of:	(14) Type of Filing		(15) Worksheet to Complete
		Original	Revision	
High Cost Loop Support (HCL)	12/31/2008	✓		Complete HCL and LSS
Local Switching Support (LSS)	12/31/2008	✓		Complete HCL and LSS
Interstate Common Line Support (ICLS)	12/31/2008	✓		Complete ICLS Worksheet
High Cost Model Support (HCM)				Complete HCM Worksheet
Interstate Access Support (IAS)				Complete IAS Worksheet

INTERSTATE COMMON LINE SUPPORT (ICLS) LINE COUNT WORKSHEET

(2) USAC Service Provider Identification Number (SPIN):	143001821		Do Not Write in this Area: For Administrator's Use Only					
(3) Company Study Area Code:	339004							
(4) Study Area Name:	BAYLAND COMMUNICATIONS, LLC.							
(13) Lines Reported as of:	12/31/2006							
(14) Type of Filing:	ORIGINAL							
Line Count Data for Path 1, 2 & 3 Carriers Complete one row for each disaggregation zone.								
(24) Incumbent Carrier Name	(25) Incumbent Carrier SAC	(26) ETC Designation	(27) Path Designation	(28) Disaggregation Zone Name	(29) Wire Center CLLI Code	(30) Residence & Single Line Business	(31) Multi-line Business	(32) Total Number of Lines in Service
CENTURYTEL OF THE MIDWEST - KENDALL, INC.	330924	YES	1	OCONTO	OCTNWI11RS1	507	367	874
CENTURYTEL OF THE MIDWEST - KENDALL, INC.	330924	YES	1	OCONTO FALLS	OCFLWI11RS1	483	514	997
CENTURYTEL OF THE MIDWEST - KENDALL, INC.	330924	YES	1	MARINETTE	MRNTWI01DSA	0	55	55

Use an additional sheet if necessary.

TO BE COMPLETED BY THE REPORTING CARRIER, IF AN AGENT IS FILING FCC FORM 525 ON THE CARRIER'S BEHALF:

Certification of Officer or Employee to Authorize an Agent to File FCC Form 525, Line Count Report for Competitive Carriers, on Behalf of Reporting Carrier	
<p>I certify that <u>(Name of Agent)</u> is authorized to submit the information reported on FCC Form 525 on behalf of the reporting carrier. I also certify that I am an officer or employee of the reporting carrier; my responsibilities include ensuring the accuracy of the actual line count data provided to the authorized agent; and, to the best of my knowledge, the actual line count data provided to the authorized agent is accurate.</p>	
Name of Authorized Agent:	
Name of Reporting Carrier: Bayland Communications, LLC.	
Service Provider Identification Number: 143001821	
Signature of authorized officer or employee: <i>Paul Hemmen</i>	Date: 6-15-09
Printed name of authorized officer or employee: Paul Hemmen	
Title or position of authorized officer or employee: Broadband Manager	
Telephone number of authorized officer or employee: (820) 826 - 5215 ext.	
Study Area Code of Reporting CETC: 339004	Filing Due Date for this form (mm/dd/yyyy) 06/30/2009
<small>Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1041.</small>	

TO BE COMPLETED BY THE AUTHORIZED AGENT:

Certification of Agent Authorized to File FCC Form 525, Line Count Report for Competitive Carriers, on Behalf of Reporting Carrier	
<p>I, as agent for the reporting carrier, certify that I am authorized to submit the information reported on FCC Form 525 on behalf of the reporting carrier; I have provided the line count data reported herein based on actual line count data provided by the reporting carrier; and, to the best of my knowledge, the information reported herein is accurate. I also certify that I will provide copies of the line count filing to the reporting carrier within 15 days.</p>	
Name of Reporting Carrier: Bayland Communications, LLC.	
Name of Authorized Agent: Interstate Telecom Consulting, Inc.	
Signature of authorized agent or employee of agent: <i>Sarah E. Feige</i>	Date: 6/19/09
Printed name of authorized agent or employee of agent: Sarah E. Feige	
Title or position of authorized agent or employee of agent: Consultant	
Telephone number of authorized agent: (320) 848 - 2452 ext.	
Study Area Code of Reporting CETC: 339004	Filing Due Date for this form (mm/dd/yyyy) 06/30/2009
<small>Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1901.</small>	

Attachment C

Sarah Feige

From: HC FILINGS [HCFilings@telcordia.com]
Sent: Wednesday, September 16, 2009 6:17 PM
To: 'Sarah Feige'
Subject: RE: FCC Form 525 Due September 30, 2009 - Bayland Comm.
Sensitivity: Confidential

EMAIL RECEIPT CONFIRMATION!

From: Sarah Feige [mailto:sarahf@interstatetelcom.com]
Sent: Wednesday, September 16, 2009 1:08 PM
To: HC FILINGS
Subject: FCC Form 525 Due September 30, 2009 - Bayland Comm.
Sensitivity: Confidential

Please find Bayland Communications' FCC 525 filing for September 30, 2009.

Sarah

Sarah Feige
Interstate Telcom Consulting, Inc.
(320) 848-6641
sarahf@interstatetelcom.com
www.interstatetelcom.com

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Information from ESET NOD32 Antivirus, version of virus signature database 4432 (20090917)

The message was checked by ESET NOD32 Antivirus.

<http://www.eset.com>

9/17/2009

COMPETITIVE CARRIER HIGH COST DATA SUBMISSION

(1) Quarterly Submission Date:	9012009
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(2) USAC Service Provider Identification Number (SPIN):	143001821
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(3) Company Study Area Code: <small>(First time filers leave blank and a Study Area Code will be assigned)</small>	339004
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(4) Study Area Name:	BAYLAND COMMUNICATIONS, LLC.		
(5) Company Legal Name:	BAYLAND COMMUNICATIONS, LLC.		
(6) Filer 499 ID:	820399		

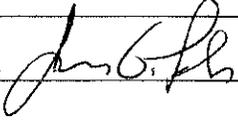
Check Box if this is a new address/contact from a previous data submission:

(7) Mailing Address:	P.O. BOX 200, ABRAMS, WI 54101-0200		
(8) Contact Name:	SARAH E. FEIGE	(9) Title:	CONSULTANT
(10) Telephone Number:	320 848-6641		
(11) E-mail Address:	sarahf@interstatetelcom.com		

Do Not Write in this Area:
 For Administrator's Use Only

(12) Mechanism for which you are requesting support:	(13) Lines Reported as of:	(14) Type of Filing		(15) Worksheet to Complete
		Original	Revisions	
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Local Switching Support (LSS)	3/31/2009	✓		Complete HCL and LSS
Interstate Common Line Support (ICLS)	3/31/2009	✓		Complete ICLS Worksheet
High Cost Model Support (HCM)				Complete HCM Worksheet
Interstate Access Support (IAS)				Complete IAS Worksheet

TO BE COMPLETED BY THE REPORTING CARRIER, IF AN AGENT IS FILING FCC FORM 525 ON THE CARRIER'S BEHALF:

Certification of Officer or Employee to Authorize an Agent to File FCC Form 525, Line Count Report for Competitive Carriers, on Behalf of Reporting Carrier	
<p>I certify that (Name of Agent) <u>Interstate Telecom Consulting, Inc.</u> is authorized to submit the information reported on FCC Form 525 on behalf of the reporting carrier. I also certify that I am an officer or employee of the reporting carrier; my responsibilities include ensuring the accuracy of the actual line count data provided to the authorized agent; and, to the best of my knowledge, the actual line count data provided to the authorized agent is accurate.</p>	
Name of Authorized Agent: <u>INTERSTATE TELCOM CONSULTING, INC.</u>	
Name of Reporting Carrier: <u>BAYLAND COMMUNICATIONS, LLC.</u>	
Service Provider Identification Number: <u>143001821</u>	
Signature of authorized officer or employee: 	Date: <u>9/10/2009</u>
Printed name of authorized officer or employee: <u>Jim Paulos</u>	
Title or position of authorized officer or employee: <u>MANAGER</u>	
Telephone number of authorized officer or employee: <u>(920) 826-5215</u> ext.	
Study Area Code of Reporting CETC: <u>339004</u>	Filing Due Date for this form (mm/dd/yyyy): <u>09/30/2009</u>
<p>Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.</p>	

TO BE COMPLETED BY THE AUTHORIZED AGENT:

Certification of Agent Authorized to File FCC Form 525, Line Count Report for Competitive Carriers, on Behalf of Reporting Carrier	
<p>I, as agent for the reporting carrier, certify that I am authorized to submit the information reported on FCC Form 525 on behalf of the reporting carrier; I have provided the line count data reported herein based on actual line count data provided by the reporting carrier; and, to the best of my knowledge, the information reported herein is accurate. I also certify that I will provide copies of the line count filing to the reporting carrier within 15 days.</p>	
Name of Reporting Carrier: <u>BAYLAND COMMUNICATIONS, LLC.</u>	
Name of Authorized Agent: <u>INTERSTATE TELCOM CONSULTING, INC.</u>	
Signature of authorized agent or employee of agent: 	Date: <u>9/10/09</u>
Printed name of authorized agent or employee of agent: <u>SARAH E. PEIGE</u>	
Title or position of authorized agent or employee of agent: <u>CONSULTANT</u>	
Telephone number of authorized agent: <u>(320) 848-6641</u> ext.	
Study Area Code of Reporting CETC: <u>339004</u>	Filing Due Date for this form (mm/dd/yyyy): <u>09/30/2009</u>
<p>Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.</p>	

Attachment D

Sarah Feige

From: HC Filings [HCFilings@hcli.universalservice.org]
Sent: Monday, December 28, 2009 9:31 AM
To: Sarah Feige
Subject: ****Email Receipt Confirmation*** HC Filings

Thank you for your email to HC Filings. This is to confirm that USAC has received your email, and it will be reviewed within 24 hours. Should any follow-up be required, a member of our Customer Operations Team will contact you.

If you need additional support, you may contact us via telephone as well at 888-641-8722. We are available from 9:30AM to 4:30PM ET Monday through Friday.

Thank you,

USAC Customer Operations

_____ Information from ESET NOD32 Antivirus, version of virus signature database 4722 (20091228)

The message was checked by ESET NOD32 Antivirus.

<http://www.eset.com>

COMPETITIVE CARRIER HIGH COST DATA SUBMISSION

(1) Quarterly Submission Date:	12072009
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(2) USAC Service Provider Identification Number (SPIN):	143001821
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(3) Company Study Area Code: <small>(First time filers leave blank and a Study Area Code will be assigned)</small>	339004
--	--------

(4) Study Area Name:	BAYLAND COMMUNICATIONS, LLC.
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(5) Company Legal Name:	BAYLAND COMMUNICATIONS, LLC.
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(6) Filer 499 ID:	820399
-------------------	--------

Check Box if this is a new address/contact from a previous data submission:

(7) Mailing Address:	P.O. BOX 200, ABRAMS, WI 54101-0200		
----------------------	-------------------------------------	--	--

(8) Contact Name:	SARAH E. FEIGE	(9) Title:	CONSULTANT
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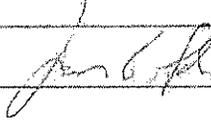
(10) Telephone Number:	320 848-6641		
------------------------	--------------	--	--

(11) E-mail Address:	sarahf@interstatetelcom.com		
----------------------	-----------------------------	--	--

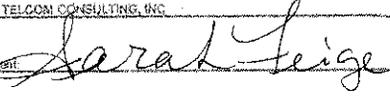
Do Not Write in this Area:
 For Administrator's Use Only

(12) Mechanism for which you are requesting support:	(13) Lines Reported as of:	(14) Type of Filing		(15) Worksheet to Complete
		Original	Revision	
High Cost Loop Support (HCL)	6/30/2009	✓		Complete HCL and LSS
Local Switching Support (LSS)	6/30/2009	✓		Complete HCL and LSS
Interstate Common Line Support (ICLS)	6/30/2009	✓		Complete ICLS Worksheet
High Cost Model Support (HCM)				Complete HCM Worksheet
Interstate Access Support (IAS)				Complete IAS Worksheet

TO BE COMPLETED BY THE REPORTING CARRIER, IF AN AGENT IS FILING FCC FORM 525 ON THE CARRIER'S BEHALF

Certification of Officer or Employee to Authorize an Agent to File FCC Form 525, Line Count Report for Competitive Carriers, on Behalf of Reporting Carrier			
I certify that [Type of Agent] <u>Interstate Telecom Consulting, Inc.</u> is authorized to submit the information reported on FCC Form 525 on behalf of the reporting carrier. I also certify that I am an officer or employee of the reporting carrier; my responsibilities include ensuring the accuracy of the actual line count data provided to the authorized agent; and, to the best of my knowledge, the actual line count data provided to the authorized agent is accurate.			
Name of Authorized Agent: <u>INTERSTATE TELCOM CONSULTING, INC.</u>			
Name of Reporting Carrier: <u>BAYLAND COMMUNICATIONS, LLC.</u>			
Service Provider Identification Number:		<u>143091821</u>	
Signature of authorized officer or employee: 			Date: <u>12/11/09</u>
Printed name of authorized officer or employee: <u>Jim Paslos</u>			
Title or position of authorized officer or employee: <u>MANAGER</u>			
Telephone number of authorized officer or employee: <u>820 1 826 5215 ext</u>			
Study Area Code of Reporting CRTC	<u>338004</u>	Filing Due Date for this form (mm/dd/yyyy)	<u>12/31/2009</u>
<small>Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(d), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.</small>			

TO BE COMPLETED BY THE AUTHORIZED AGENT:

Certification of Agent Authorized to File FCC Form 525, Line Count Report for Competitive Carriers, on Behalf of Reporting Carrier			
I, as agent for the reporting carrier, certify that I am authorized to submit the information reported on FCC Form 525 on behalf of the reporting carrier; I have provided the line count data reported herein based on actual line count data provided by the reporting carrier; and, to the best of my knowledge, the information reported herein is accurate. I also certify that I will provide copies of the line count filing to the reporting carrier within 15 days.			
Name of Reporting Carrier: <u>BAYLAND COMMUNICATIONS, LLC.</u>			
Name of Authorized Agent: <u>INTERSTATE TELCOM CONSULTING, INC.</u>			
Signature of authorized agent or employee of agent: 			Date: <u>12/15/09</u>
Printed name of authorized agent or employee of agent: <u>SARAH E. FEIGE</u>			
Title or position of authorized agent or employee of agent: <u>CONSULTANT</u>			
Telephone number of authorized agent: <u>320 1 840 6841 ext</u>			
Study Area Code of Reporting CRTC	<u>338004</u>	Filing Due Date for this form (mm/dd/yyyy)	<u>12/31/2009</u>
<small>Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(d), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.</small>			

Attachment E

[Home](#) > [High Cost Main](#) > [Certification Checklists Search](#) > Certification Checklists Results

Certification Checklist Search Results

Study Area Name:	Bayland Communications, Inc.
Study Area Code:	339004
State:	WI
October1 2009 NonRural Received:	9/25/2009
October1 2009 Rural Received:	9/25/2009

[New Search](#)

Last Modified: Oc

Attachment F



450 Security Blvd. • Green Bay, WI 54313 • Phone: 920-617-7000 • Fax: 920-617-7329
P.O. Box 19079 • Green Bay, WI 54307-9079

www.n sight.com

Date October 19, 2009

To: Office of Secretary
Federal Communications Commission
445 - 12th Street, SW
Washington, DC 20554

Karen Majcher
Vice President - High Cost and Low Income Division
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

This is to certify that Bayland Communications, LLC
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(s) listed below. (Please enter your Company Name, State and Study Area Code)

ICLS

Company Name	State	Study Area Code
Bayland Communications, LLC	WI	339004

(If necessary, attach a separate list of additional study areas and check this box.)

Signed,

Date: October 19, 2009

[Signature of Authorized Representative]

Roger L. Hermsen

[Printed Name of Authorized Representative]

VP & COO, Fixed Operations

[Title of Authorized Representative]

Date Received
(For official use only)

Carrier's Name: Bayland Telephone Co., LLC
Carrier's Address: 2711 East Frontage Rd., Abrams, WI 54101
Carrier's Telephone Number: 920-826-5215

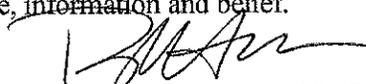
USAC

DECLARATION

I, Roger L. Hermsen, hereby declare, under penalty of perjury, the following:

1. I am the Vice President of Bayland Communications, LLC.

2. I have read the "Petition for Waiver of Section 54.904(d) Annual ICLS Certification Deadline" to be filed with the Federal Communications Commission on behalf of Bayland Communications, LLC, and declare that the factual statements and representations therein are true and correct to the best of my knowledge, information and belief.



Roger L. Hermsen

1-22-10

Date