

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

In the Matter of)	
)	
Federal-State Joint Board on Universal Service)	
)	
Virgin Mobile USA, L.P.)	WC Docket No. 09-197
)	
Petition for Designation as an Eligible)	
Telecommunications Carrier in the States of AL,)	
CT, DC, DE and NH)	

COMMENTS OF NENA

The National Emergency Number Association (“NENA”) hereby comments on the captioned petitions.¹ NENA previously commented on applications by Virgin Mobile, USA (“VMUSA”) for ETC designation in multiple states.² We incorporate those comments here by reference.

VMUSA has stated in the Alabama Petition (12):

Virgin Mobile provides nationwide access to 911 emergency services for all of its customers. Virgin Mobile also complies with the Commission’s regulations governing the deployment and availability of E911 compatible handsets.

Maintenance of such access is a mutual obligation of state and local 9-1-1 authorities, and it requires budgeted funding typically supported by surcharges collected by wireless carriers. The need for compliance with state 9-1-1 and E9-1-1 obligations is sufficient reason, we believe, for the Commission to impose on VMUSA the same conditions it imposed in the earlier Order. (note 2, *supra*, ¶¶ 22, 39, 47)

¹ Public Notices, DA 10-147, released January 28, 2010, and DA 10-345, released February 26, 2010.

² July 30, 2008. The earlier applications were granted conditionally by Order, FCC 09-18, released March 5, 2009, CC Docket 96-45.

Respectfully submitted,

NENA

By _____
James R. Hobson, (202) 785-0600
Miller & Van Eaton, PLLC
1155 Connecticut Avenue, N.W.
Suite 1000
Washington, D.C. 20036-4320

March 1, 2010

ITS ATTORNEY

Certificate of Service

The foregoing "Comments of NENA" have been served today by electronic mail upon:

John M. Beahn
Skadden, Arps, Slate, Meagher & Flom, LLP
1440 New York Avenue, N.W.
Washington, D.C. 20005
jbeahn@skadden.com

March 1, 2010

James R. Hobson