



May 16, 2012

Marlene Dortch
Secretary
Federal Communications Commission
445 12th St., SW
Washington, DC 20554

**Re: *Lifeline and Link Up Reform and Modernization, WC Docket No. 11-42;
Federal-State Joint Board on Universal Service, CC Docket No. 96-45;
Lifeline and Link Up, WC Docket No. 03-109***

Dear Ms. Dortch:

On April 25, 2012, USTelecom filed a Petition for Waiver¹ (Petition) of section 54.407(d) and sections 54.410(b)(2) and (c)(2) of the Commission's rules with respect to certain eligible telecommunications carrier (ETC) compliance obligations in particular states identified in Appendix 1 of the Petition. Specifically, beginning June 1, 2012, ETCs are required to obtain a subscriber's certification form, which complies with section 54.410(d), before the ETC may seek reimbursement for providing Lifeline to that new Lifeline subscriber. In those states where a state entity performs the Lifeline eligibility determination for some or all subscribers on behalf of some or all of the ETCs in that state, those ETCs must obtain a copy of the subscriber's certification form from the state before the ETC may seek reimbursement for that new Lifeline customer. The waiver request applies only to those ETCs that are required to enroll customers for whom the state has determined the Lifeline customers' eligibility, but where the state does not provide subscriber certifications to the ETC, and will not by June 1, 2012.

Based on new information about the status of changes to the customer eligibility determination process in New York, USTelecom respectfully withdraws it from Appendix 1 of the Petition. USTelecom hopes to file another letter removing from the Appendix other states, once state authorities have been able to provide written confirmation that these states will be in full compliance with the Commission's new eligibility rules effective June 1.²

¹ See USTelecom Petition for Waiver, WC Docket Nos. 12-23, 11-42, 03-109; CC Docket No. 96-45 (filed April 25, 2012).

² Until such time, USTelecom continues to request waiver of the rules for Arizona, California, Colorado, the District of Columbia, Florida, Idaho, Montana, Nebraska, Nevada, Ohio, Oregon, Texas, U.S. Virgin Islands, Utah, Vermont and Washington.

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USTelecom would also like to clarify the Petition with respect to the request for waiver of sections 54.410(b)(2) and (c)(2) of the Commission's rules. The rules for which USTelecom requests waiver are specifically sections 54.410(b)(2)(ii) and 54.410(c)(2)(ii).

Please do not hesitate to contact me with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "David B. Cohen", with a long horizontal flourish extending to the right.

David B. Cohen

cc: Kimberly Scardino
Jonathan Lechter