



May 18, 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.

USTelecom respectfully withdraws Arizona from Appendix 1 of the Petition. The Arizona Department of Economic Security (DES) handles determinations of Lifeline eligibility under contract with one ETC, and thus the ETC has constructive receipt of such certifications through DES as the ETC's contractor, sufficient to satisfy sections 54.410(b)(1) and (c)(1) of the Commission's rules. Following a discussion with Kimberly Scardino and Jonathan Lechter of the Wireline Competition Bureau on May 18, 2012, USTelecom believes waiver is not necessary in this instance.

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

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May 18, 2012
Page 2 of 2

USTelecom hopes to file another letter removing from the Appendix other states, including Nebraska, Ohio, and Texas, 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

Please do not hesitate to contact me with any questions,

Sincerely,



David B. Cohen

cc: Kimberly Scardino
Jonathan Lechter

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