

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

In the Matter of)
)
Connect America Fund) WC Docket No. 10-90
)
Developing an Unified Intercarrier Compensation Regime) CC Docket 01-92
)
Federal-State Joint Board on Universal Service) CC Docket No. 96-45
)
The Chillicothe Telephone Company (SAC #300597))
Petition for Waiver of Section 54.304(d)(1) Filing Deadline)
For Submission of CAF ICC Support Data to USAC)

TO: Chief, Wireline Competition Bureau

**SUPPLEMENT TO
PETITION FOR EXPEDITED WAIVER OF SECTION 54.304(d)(1) DEADLINE
FOR FILING OF CAF ICC SUPPORT DATA WITH USAC**

The Chillicothe Telephone Company (“Chillicothe”; Study Area Code 300597) hereby supplements the “Petition for Expedited Waiver of Section 54.304(d)(1) Deadline for Filing of CAF ICC Support Data with USAC” that it filed with the Commission in WC Docket No. 08-71 and CC Docket No. 96-45 on July 27, 2012, and re-filed in the captioned dockets on July 31, 2012. The purpose of this supplement is to bring to the Bureau’s attention two subsequent events supporting grant of the requested waiver.

First, on September 17, 2012, the Bureau adopted and released an *Order* in *Connect America Fund*, WC Docket No. 10-90, DA 12-1503, granting on its own motion a limited waiver of the new July 2, 2012, filing deadline for new Section 54.313 annual reports. The Bureau cited the ambiguity and confusion created by multiple revisions to Section 54.313 and the inexperience of carriers with this first-time filing as special circumstances excusing the failure of some carriers to file timely and complete reports.

In the present situation, Chillicothe and its counsel were dealing with similarly confusing first-time filing requirements that fell due on the same day as the deadline which the Commission has now waived. In addition to the Section 54.313 annual reports due on July 2, they were focused upon the impending July 2, 2012, suspension of Chillicothe's annual interstate access tariff and the need to prepare and file the requisite supplement in response. In addition, Chillicothe's counsel was concentrating upon the new Section 51.917 provisions relating to Eligible Recovery, Access Recovery Charges and CAF ICC Eligibility for rate-of-return carriers like Chillicothe, and inadvertently overlooked the additional new requirement to serve a copy of its data on the Universal Service Administrative Company ("USAC") that is contained in new Section 54.304(d)(1) of the Rules. As indicated in the initial waiver petition, Chillicothe filed the requisite CAF ICC support data with the Commission in timely fashion prior to the July 2, 2012, deadline, but inadvertently missed the secondary USAC filing during the confusion on July 2. Chillicothe also notes that its counsel and many other local residents were still dealing on July 2, 2012, with the effects of the widespread power outages and heat wave that disrupted the Washington, DC area after the June 29, 2012 "derecho" storm.

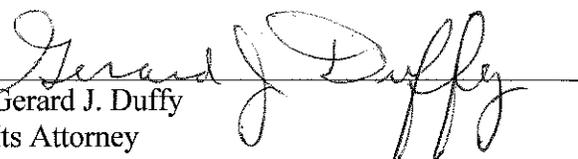
Second, on September 27, 2012, Chillicothe filed with both the Commission and USAC a revised Tariff Review Plan containing modifications to the subject CAF ICC support data that were made in connection with the Direct Case submitted that date. The Direct Case was required by the Bureau's *Order Designating Issues for Investigation* (Investigation of Certain 2012 Annual Access Tariffs), WC Docket No. 12-233 and WCB/Pricing No. 12-09, released August 31, 2012. The revised CAF ICC support data supersedes the material filed with the Commission in June 2012 and with USAC on July 5 and July 7, 2012. This superseding September 27, 2012, CAF ICC support data filing not only was timely filed, but also demonstrates together with the

ongoing WC Docket No. 12-233 investigation that grant of the requested waiver will have no adverse impact upon USAC's administration of the CAF ICC Support program for the 2012-2013 period.

Finally, Chillicothe reiterates that the continuing delay in its receipt of substantial and essential CAF ICC support is having an adverse impact upon its financial position that is increasingly likely to soon force changes to its operating capabilities.

Good cause having been shown, the Commission is requested expeditiously to waive the initial July 2, 2012 deadline established by Section 54.304(d)(1) of the Rules for filing of duplicative CAF ICC Support data with USAC, so that Chillicothe can begin receiving the CAF ICC Support payments that were scheduled to replace substantial portions of its former intercarrier compensation revenue stream commencing in August 2012.

Respectfully submitted,
THE CHILLICOTHE TELEPHONE COMPANY

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