

#24481

Donna L. Nelson
Chairman

Kenneth W. Anderson, Jr.
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Commissioner

Brian H. Lloyd
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Rick Perry
Governor

Public Utility Commission of Texas

October 31, 2012

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Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Karen Majcher
Vice President, High Cost & Low Income Division
Universal Service Administrative Company
2000 L Street, N.W., Suite 200
Washington, D.C. 20036

RE: CC Docket No. 96-45/WC Docket No. 10-90, Annual State Certification of Federal High-Cost Support for Eligible Telecommunications Carriers Pursuant to 47 C.F.R. § 54.314

SUPPLEMENTAL ETC FILING FOR MOBILITY FUND CARRIERS

To the Filing Representatives:

Pursuant to the requirements of 47 C.F.R. § 54.314¹, the Public Utility Commission of Texas (PUCT) hereby certifies to the Federal Communications Commission (FCC) and Universal Service Administrative Company (USAC) that the two carriers² listed below are eligible to receive federal mobility fund support for the program year cited. The PUCT granted the carriers Eligible Telecommunications Carrier (ETC) designation conditioned upon the companies being a successful bidder in the Mobility Fund Phase I auction. On October 3, 2012,

¹ See Federal Communications Commission's (FCC's) *Fourteenth Report and Order, Twenty Second Order on Reconsideration, and Further Notice of Proposed Rulemaking* in CC Docket No. 96-45, and *Report and Order* in CC Docket No. 00-256 (May 23, 2001).

² This list includes each carrier's study code, if available, assigned by the National Exchange Carriers Association (NECA).

the FCC issued a Public Notice listing the winners of the Mobility Fund Phase I auction that included these two carriers.

The PUCT certifies for the two carriers listed below all federal mobility fund support provided to such carriers within Texas will be used in the coming calendar year (2013) only for the provision, maintenance, and upgrading of facilities and services for which the support is intended.³ Because these carriers were just recently successful in winning the ability to receive mobility fund support for certain census blocks in Texas, they have not previously received any type of Federal Universal Service Fund support.

The carriers certified by the Texas PUC pursuant to 47 C.F.R. § 54.314 are as follows:

	CARRIER	STUDY AREA CODE	RURAL, NON- RURAL OR BOTH	CARRIER TYPE
1	T-Mobile West LLC	449066	B	CMRS
2	TexNet 4G, LLC	449068	R	CMRS

If you have any questions regarding this compliance filing, please contact Liz Kayser at 512-936-7390 in our Competitive Markets Division.

Respectfully submitted,

Michael E. Field, for

Pamela Whittington
Division Director
Competitive Markets Division

³ 47 C.F.R. § 54.314(a) – “Certification. States that desire eligible telecommunications carriers to receive support pursuant to the high-cost program just file an annual certification with the Administrator and the Commission stating that all federal high-cost support provided to such carriers within that State was used in the preceding calendar year and will be used in the coming calendar year only for the provision, maintenance, and upgrading of facilities and services for which the support is intended. High-cost support shall only be provided to the extent that the State has filed the requisite certification pursuant to this section.”

PROJECT NO. 24481

DESIGNATION OF COMMON CARRIERS AS ELIGIBLE TELECOMMUNICATIONS CARRIERS (ETC) TO RECEIVE FEDERAL UNIVERSAL FUNDS PURSUANT TO THE FEDERAL COMMUNICATIONS COMMISSION'S FOURTEENTH REPORT AND ORDER ADOPTING A STATE CERTIFICATION PROCESS	§ § § § § § § § § §	PUBLIC UTILITY COMMISSION OF TEXAS
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**ORDER NO. 36
SUPPLEMENTAL APPROVAL OF AFFIDAVITS FOR STATE CERTIFICATION OF
ELIGIBLE ETC STATUS TO RECEIVE FEDERAL UNIVERSAL SERVICE SUPPORT**

On October 12, 2012 and October 23, 2012, two additional carriers filed their annual affidavits of compliance. Pursuant to § 254(e) of the Federal Telecommunications Act (FTA),¹ 47 C.F.R. §§ 54.313 and 54.314, and P.U.C. SUBST. R. 26.418(j) the Public Utility Commission of Texas (Commission) certifies that all federal high-cost support provided to carriers in Texas comply with federal requirements for receiving federal high cost support.²

The Commission granted the carriers Eligible Telecommunications Carrier (ETC) designation conditioned upon the companies being a successful bidder in the Mobility Fund Phase I auction. On October 3, 2012, the Federal Communications Commission issued a public notice listing the winners of the Mobility Fund Phase I auction that included the following two carriers.

Pursuant to 47 C.F.R. §§ 54.313 and 54.314, the Commission certifies these carriers, whose annual affidavits have been received and who meet the criteria under FTA § 254(e), as eligible to receive federal universal service support.

¹ Federal Telecommunications Act of 1996, Pub. L. No. 104-104, 110 Stat. 56 (1996) (codified in scattered sections of 15 and 47 U.S.C.).

² 47 C.F.R. §§ 54.313(a), (c) and 54.314(a), (c).

	Carrier	Study Area Code	Rural, Non-Rural or Both	Carrier Type
1	T-Mobile West LLC	449066	B	CMRS
2	TexNet 4G, LLC	449068	R	CMRS

SIGNED AT AUSTIN, TEXAS the 9th day of November 2012.

PUBLIC UTILITY COMMISSION OF TEXAS



ANDREW KANG
ADMINISTRATIVE LAW JUDGE