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April 16, 2013

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

Re: WC Docket 09-197 - Revised ETC Petition of Millennium 2000 Inc.

Dear Ms. Dortch:

Attached please find the revised Petition of Millennium 2000 Inc. ("Millennium 2000") for Designation as an Eligible Telecommunications Carrier for Low Income Support Only to be filed in WC Docket No. 09-197. In this Revised ETC Petition Millennium 2000 made one revision at footnote no. 12 to remove the former reference to Coast to Coast Cellular, Inc. ("Coast to Coast").

Please do not hesitate to contact me should you have any questions.

Sincerely,

Thomas H. Rowland

THR/ac

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554

In the Matter of	:	
Telecommunications Carriers Eligible to Receive Universal Service Support	:	WC Docket No. 09-197
Millennium 2000 Inc. Petition for Designation as an Eligible Telecommunications Carrier for Low Income Support Only	:	

REVISED PETITION OF MILLENNIUM 2000 INC.
FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER
FOR LOW INCOME SUPPORT ONLY

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Counsel for Millennium 2000 Inc.

Dated: April 16, 2013

SUMMARY

Millennium 2000 Inc. ("Millennium 2000") seeks ETC designation for Lifeline (i.e., low income support) in the non-rural areas of Alabama, Connecticut, Delaware, the District of Columbia, Florida, New Hampshire, New York, North Carolina, Tennessee, Texas and Virginia (collectively, the "Designated Service Area"). Millennium 2000 will not seek access to funds from the federal Universal Service Fund for the purpose of providing service to high cost areas. Millennium 2000 is poised to provide Lifeline only services in the Designated Service Area through the Commission's December 26, 2012 Public Notice approval of Millennium 2000's Compliance Plan. Therefore, Millennium 2000 respectfully requests that the Commission expeditiously approve this Petition.

Millennium 2000 provides prepaid wireless telecommunications services to consumers nationwide by obtaining service, from its underlying carriers. Pursuant to agreements between the companies, Millennium 2000 obtains network infrastructure and wireless transmission facilities, which allows Millennium 2000 to provide wireless services to its end-user customers. Millennium 2000 purchases wireless service from its underlying carriers for calling and text messaging and will package those services into Millennium 2000's service plans and pricing. Millennium 2000's service is provided on a prepaid basis so its customers will not be subject to the credit checks, deposits, contracts, unexpected usage overages, early termination penalties or taxes and surcharges which can sometimes be barriers to service for low income consumers.

Millennium 2000 employs a diverse business strategy in which it provides prepaid wireline and wireless services. Millennium 2000 is currently certified as a local exchange and interexchange carrier and a resold provider of CMRS in Illinois.

Additionally, Millennium 2000 is certified as a wireline ETC for Lifeline services in Illinois. Millennium 2000 expects to continue to provide these services after it receives Lifeline only ETC authority in this instant Petition as well and in its currently pending Application for wireless ETC authority in Illinois. In Wisconsin, Millennium 2000 is eligible to provide CMRS services and is certificated as a wireless ETC. Millennium 2000 is in the process of initiating Lifeline only service in Wisconsin. Millennium 2000 further expects to expand its wireless reach over time to other state ETC authority jurisdictions. Thus, Millennium 2000's business plan is not dependent on any one service or service area.

Millennium 2000's wireless offerings will comply with each of the Federal Telecommunications Act of 1996's ("1996 Act") eligibility requirements for universal service support. Millennium 2000 will offer voice telephony services pursuant to Section 54.101(a) of the FCC's Rules. Millennium 2000 will also advertise the general availability of, and charges for, the supported services to all telecommunications customers in the specified geographic area.

The prepaid nature of Millennium 2000's service offerings will enable low income consumers, the very individuals Congress intended to benefit from the Lifeline program, to obtain convenient and affordable wireless services, including access to emergency services and a reliable means of communication that can be used to contact potential employers or social service agencies. By marketing and expanding the availability of wireless services to consumers otherwise unable to afford them, and to those who continue to be ignored by traditional carriers, Millennium 2000 will effectively expand access to wireless services.

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BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554

In the Matter of	:	
Telecommunications Carriers Eligible to Receive Universal Service Support,	:	WC Docket No. 09-197
Millennium 2000 Inc. Petition for Designation as an Eligible Telecommunications Carrier for Low Income Support Only	:	

**REVISED PETITION OF MILLENNIUM 2000 INC.
FOR DESIGNATION AS A WIRELESS
LIFELINE ONLY ELIGIBLE TELECOMMUNICATIONS CARRIER**

Millennium 2000 respectfully submits this Revised Petition for designation as an eligible telecommunications carrier ("ETC") pursuant to Section 214(e)(6) of the Communications Act of 1934, as amended ("Act")[1] and Section 54.201 *et seq.* of the Commission's rules[2]. Millennium 2000 seeks ETC designation for Lifeline (i.e., low income support) in the non-rural areas of the following states: Alabama, Connecticut, Delaware, the District of Columbia, Florida, New Hampshire, New York, North Carolina, Tennessee, Texas and Virginia (collectively, the "Designated Service Area"). Although Millennium 2000's requested service areas may overlap with the service areas of rural carriers, it believes the public interest factors described below justify its designation in

[1] 47 U.S.C. §214(e)(6).
[2] 47 C.F.R. §54.201.

these service areas for purposes of participation in the Lifeline program. Millennium 2000 does not seek, and will not accept, High Cost support in any part of the Designated Service Area.

On April 15, 2011, Millennium 2000 filed a Petition with the Federal Communications Commission ("FCC") seeking forbearance from Section 214(e)(1)(A) of the Communications Act of 1934, as amended ("Act")[3], and Sections 54.201 (d)(1) and 54.20l(i) of the Commission's rules, which require a common carrier designated as an eligible telecommunications carrier ("ETC") to offer services supported by the universal service fund ("USF") over its own facilities or a combination of its own facilities and the resale of another carrier's services.[4] On February 6, 2012, the FCC released an Order containing updated policies and rules concerning, in part, the provision of Lifeline only ETC services.[5] As part of that Order, the Commission granted Millennium 2000 "forbearance from the facilities requirement of section 214(e)(1)(A) of the Act and section 54.201(d)(1), (i) of the Commission's rules, subject to the conditions contained in this Order."[6] On December 18, 2012, Millennium 2000 filed its Revised Compliance Plan with this Commission, attached hereto as Exhibit 1. The Commission approved Millennium 2000's Compliance Plan through a Public Notice dated December 26, 2012, attached hereto as Exhibit 2.

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[3] *See* 47 U.S.C. § 151 *et seq*.

[4] *In the Matter of Telecommunications Carriers Eligible for Universal Service Support; Federal-State Joint Board on Universal Service; Millennium 2000 Inc. Petition for Forbearance*, WC Docket 09-197, CC Docket No. 96-45 (Filed April 15, 2011, Marked "Received and Inspected" on April 19, 2011).

[5] *In the Matter of Lifeline and Link Up Reform and Modernization; Lifeline and Link Up; Federal-State Joint Board on Universal Service; Advancing Broadband Availability Through Digital Literacy Training*, Report and Order and Further Notice of Proposed Rulemaking (February 6, 2012) ("*Lifeline and Link Up Reform and Modernization Order")*.

[6] Id. at fn. 982.

Section 254(e) of the Act provides that "only an eligible telecommunications carrier designated under section 214(e) shall be eligible to receive specific federal universal service support."[7] Pursuant to section 214(e)(1)(A) and (B), a common carrier designated as an ETC must offer the services supported by the federal universal service support mechanisms either using its own facilities or a combination of its own facilities and resale of another carrier's services throughout its designated service area and must advertise the availability and charges for those services.[8]

Section 214(e)(2) requires that the carrier designated meet the requirements of Section 214(e)(1). Section 214(e)(1) states:

> A common carrier designated as an eligible telecommunications carrier… shall be eligible to receive universal service support in accordance with section 254 and shall, throughout the service area for which the designation is received -
>
> > (A) offer the services that are supported by the Federal universal service support mechanism under section 254(c), either using its own facilities or a combination of its own facilities and resale of another carrier's services (including the service offered by another eligible telecommunications carrier); and
> >
> > (B) advertise the availability of such services and the charges therefore using a media of general distribution.

Section 214(e)(6) directs the Commission, upon request, to designate as an ETC "a common carrier providing telephone exchange service and exchange access that is not subject to the jurisdiction of a state commission."[9] Under section 214(e)(6), the Commission may, with respect to an area served by a rural telephone company, and shall, in all other cases, designate more than one common carrier as an ETC for a designated service area, consistent with the public interest, convenience, and necessity, so long as

[7] 47 U.S.C. § 254(e).
[8] *See* 47 U.S.C. § 214(e)(1)(A), (B).
[9] 47 U.S.C. § 214(e)(6).

the requesting carrier meets the requirements of section 214(e)(1).[10] Before designating an additional ETC for an area served by a rural telephone company, the Commission must determine that the designation is in the public interest.[11]

Regarding non-rural telephone companies, Section 214(c)(5) of the Act and C.F.R. Section 54.207 define the term "service area" to be a "geographic area established by a state commission for the purpose of determining universal service obligations and support mechanisms."

Millennium 2000 will not seek access to funds from the federal Universal Service Fund for the purpose of providing service to high cost areas. Millennium 2000 will provide wireless Lifeline services that are eligible for universal service support, as described in 47 CFR § 54.101. This Petition establishes that Millennium 2000 meets the two criteria set forth in Section 214(e)(1). It also identifies the "service area" that Millennium 2000 requests the Commission establish for purposes of Millennium 2000 receiving low income funding assistance for its wireless services.

Background

Millennium 2000 provides prepaid wireless telecommunications services to consumers nationwide by obtaining service, from its underlying carriers, Verizon Wireless ("Verizon") and Sprint.[12] Pursuant to agreements between the companies, Millennium 2000 obtains network infrastructure and wireless transmission facilities from Verizon and Sprint, which allows Millennium 2000 to provide wireless services to its

[10] *See id.*
[11] *See id.*
[12] Millennium 2000 entered into a three party agreement with Reunion Wireless, LLC which receives minutes from Kajeet, Inc., which in turn purchases minutes from Sprint Spectrum LP ("Sprint"). Additionally, Millennium 2000 entered into a contract with Reunion Wireless to purchase minutes from Verizon Wireless ("Verizon").

end-user customers. Millennium 2000 purchases wireless service from its underlying carriers for calling and text messaging and will package those services into Millennium 2000's service plans and pricing. These calling and texting services will be bundled with Millennium 2000's handset selection, marketing materials, web interface, and customer service to produce a complete wireless service offering for low-income consumers.

Millennium 2000's service is provided on a prepaid basis so its customers will not be subject to the credit checks, deposits, contracts, unexpected usage overages, early termination penalties or taxes and surcharges which can sometimes be barriers to service for low income consumers. The prepaid nature of Millennium 2000's service offerings will enable low income consumers, the very individuals Congress intended to benefit from the Lifeline program, to obtain convenient and affordable wireless services. Millennium 2000's prepaid wireless services will provide lower-income consumers access to emergency services and a reliable means of communication that can be used to contact potential employers or social service agencies. By marketing and expanding the availability of wireless services to consumers otherwise unable to afford them, and to those who continue to be ignored by traditional carriers, Millennium 2000 will effectively expand access to wireless services.

Millennium 2000 has received authority as a wireless ETC in Wisconsin and is currently in the process of initiating ETC services in Wisconsin. Millennium 2000 is currently a wireline ETC in Illinois. Additionally, Millennium 2000 has a pending Application for wireless ETC authority before the Illinois Commerce Commission.

Millennium 2000's street address and principal place of business is 2019 W. 95th Street, Chicago, IL 60643. Millennium 2000's telephone number is 1-866-961-1907.

All correspondence, communications, pleadings, notices, orders and decisions relating to this Application should be addressed to:

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I. Millennium 2000 Meets the Requirements of an ETC.

Pursuant to Section 214(e)(1) of the Act, a telecommunications carrier may be designated as an ETC and thereby receive universal service support if the carrier, throughout its service areas: (a) offers the services that are supported by federal universal service support mechanisms under §254(c) of the Act, either using its own facilities or a combination of its own facilities and resale of another carrier's services (including services offered by another ETC); and (b) advertises the availability of and charges for such services using media of general distribution. However, with respect to the 'own facilities' requirement, the FCC issued a 'blanket' forbearance for Lifeline-only ETCs subject to certain conditions:

> the Commission will forbear from the "own-facilities" requirement contained in section 214(e)(1)(A) for carriers that are, or seek to become,

> Lifeline-only ETCs, subject to the following conditions: (1) the carrier must comply with certain 911 requirements, as explained below; and (2) the carrier must file, and the Bureau must approve, a compliance plan providing specific information regarding the carrier's service offerings and outlining the measures the carrier will take to implement the obligations contained in this Order as well as further safeguards against waste, fraud and abuse the Bureau may deem necessary.[13]

Section 54.201(b) of the FCC's Rules states that the Commission shall, on its own motion or upon request, designate a common carrier an ETC so long as the carrier meets the requirements of Section 54.201(d), which restates the requirements found in Section 214(e)(1) of the Act. Section 214(e)(2) of the Act and Section 54.201(c) of the FCC's Rules state that the Commission may, in the case of an area serviced by a rural telephone company, and shall, in the case of all other areas, designate more than one common carrier as an ETC for a service area the Commission designates, provided each additional requesting carrier satisfies Section 214(e)(1) of the Act and Section 54.201(d) of the FCC's Rules. Before designating an additional ETC for an area serviced by a rural telephone company, the Commission shall find that such designation is in the public interest.

A. The Relevant State Public Utility Commissions have Asserted that they Lack Jurisdiction.

Each state subject to this Petition has asserted that it lacks jurisdiction over the wireless services that Millennium 2000 seeks to provision as an Eligible Telecommunications Carrier. Millennium 2000 therefore seeks ETC designation from this Commission pursuant to Section 214(e)(6).[14] Exhibit 3, attached to this Petition, contains relevant orders and/or examples of letters from those state commissions asserting to a lack of jurisdiction over wireless services.

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[13] *Lifeline and Link Up Reform and Modernization Order* at ¶368.
[14] 47 U.S.C. §214(e)(6).

B. Millennium 2000 is a Common Carrier.

Millennium 2000 seeks to serve consumers in the Designated Service Area through Commercial Mobile Radio Service ("CMRS"). Pursuant to 47 U.S.C. §332(c)(1)(A) of the Act, an entity providing CMRS is a common carrier.

C. Millennium 2000 Provides the Core Services Required to Qualify for Universal Service Support.

Millennium 2000's wireless offerings will comply with each of the Federal Telecommunications Act of 1996's ("1996 Act") eligibility requirements for universal service support. Millennium 2000 will offer voice telephony services[15] pursuant to Section 54.101(a) of the FCC's Rules:

> Services designated for support. Voice telephony services shall be supported by federal universal support mechanisms. Eligible voice telephony service must provide voice grade access to the public switched network or its functional equivalent; minutes of use for local service provided at no additional charge to end users; access to emergency services provided by local government or other public safety organizations, such as 911 and enhanced 911, to the extent the local government in an eligible telecommunications carrier's service area has implemented 911 or enhanced 911 systems; and toll limitation for qualifying low income consumers (as described in subpart E of this part).[16]

As described below, Millennium 2000 complies with revised Section 54.101(a) of the FCC's rules.

<u>Voice Grade Access to the Public Switched Network</u>

"Voice grade access'' is defined as a functionality that enables a user of telecommunications services to transmit voice communications, including signaling the network that the caller wishes to place a call, and to receive voice communications,

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[15] As noted above, by virtue of the FCC's forbearance of the "own facilities" requirement, Millennium 2000 is allowed to offer wireless Lifeline service through the resale of CMRS.

[16] *Connect America Fund, et al.*, Order on Reconsideration, Docket Nos. WC 10-90, *et al.* (December 23, 2011) ("*USF/ICC Order on Reconsideration*").

including receiving a signal indicating there is an incoming call. For the purposes of this part, bandwidth for voice grade access should be, at a minimum, 300 to 3,000 Hertz. Millennium 2000 provides voice grade access to the public switched telephone network ("PSTN") through its provision of resold CMRS. Bandwidth for this voice-grade access is at a minimum between 300 and 3,000 MHz, as required by the Commission's rules.

Minutes of Use for Local Service

Millennium 2000 offers a variety of rate plans that provide its customers with local usage on a per minute or per month rate. Millennium 2000 proposes to provide a minimum of 250 minutes of use for local service to be provided at no additional charge to its end user Lifeline customers. Millennium 2000 further commits to complying with any future minimum local usage requirements adopted by the FCC. Millennium 2000's Plans are further described in Section II.E, below.

Access to Emergency Services

"Access to emergency services" includes access to services, such as 911 and enhanced 911, provided by local governments or other public safety organizations. 911 is defined as a service that permits a telecommunications user, by dialing the three-digit code "911" to call emergency services through a Public Service Access Point ("PSAP") operated by the local government. "Enhanced 911" is defined as 911 service that includes the ability to provide automatic numbering information ("ANI"), which enables the PSAP to call back if the call is disconnected, and automatic location information ("ALI"), which permits emergency service providers to identify the geographic location of the calling party. "Access to emergency services" includes access to 911 and enhanced 911

services to the extent the local government in an eligible carrier's service area has implemented 911 or enhanced 911 systems.

Millennium 2000 provides access to both 911 and E911 services to the extent local governments have implemented such services. Millennium 2000 commits to provide all customers with access to emergency calling services at the time that Lifeline service is initiated, and that such 911 and E911 access will be available from Millennium 2000 handsets, even if the account associated with the handset has no minutes remaining. Thus, such access will continue regardless of the status of the customer's account. The Company's existing practices currently provide access to 911 and E911 services to the extent that these services have been deployed by its underlying carriers. Millennium 2000 currently enables 911 emergency calling services for all properly activated handsets regardless of whether the account associated with the handset is active, suspended or terminated.

Millennium 2000 will provide access to 911 service and meet all requests for access to E911 service through local PSAPs, including forward ANI and ALI to PSAPs as appropriate. Additionally, Millennium 2000 provides E-911 compliant handsets to its Lifeline subscribers and will replace non-compliant handsets to Lifeline subscribers at no additional charge. Millennium 2000 agrees to abide by any state-specific obligations to obtain either a certification from each PSAP where it plans to offer service, or a self-certification, confirming that it provides its subscribers with 911 and E911 access.[17]

Millennium 2000 commits to provide only E911-compliant handsets to its Lifeline customers. In the event that an existing Lifeline customer does not have an

[17] *Lifeline and Link Up Reform and Modernization Order* at ¶¶375, 383. Millennium 2000 will obtain such certifications based on individual state-specific obligations.

E911-compliant handset, Millennium 2000 commits to replace it with a new 911/E911-compliant handset at no charge to the customer.

Toll Limitation

The FCC codified its updated toll limitation rules in 47 CFR 54.401(a)(2), stating:

> Toll limitation service does not need to be offered for any Lifeline service that does not distinguish between toll and non-toll calls in the pricing of the service. If an eligible telecommunications carrier charges Lifeline subscribers a fee for toll calls that is in addition to the per month or per billing cycle price of the subscribers' Lifeline service, the carrier must offer toll limitation service at no charge to its subscribers as part of its Lifeline service offering.[18]

Millennium 2000 meets this requirement by offering service on a prepaid basis, as well as toll control for international calls.

In its *Lifeline and Link Up Reform and Modernization Order*, the FCC stated that toll limitation would no longer be deemed a supported service.[19] "ETCs are not required to offer toll limitation service to low-income consumers if the Lifeline offering provides a set amount of minutes that do not distinguish between toll and non-toll calls."[20] Millennium 2000's nationwide calling plans do not distinguish between local or toll services for domestic calls. As the FCC found in *In Re Virgin Mobile USA, L.P. Petition for Forbearance from 47 U.S.C. §214(e)(1)(A)*, Order, 24 FCC Rcd. 3381, 3394 at ¶34 (March 5, 2009), "the prepaid nature of [a prepaid wireless carrier's] service offering works as an effective toll control." Additionally, Millennium 2000 will provide traditional toll control for international calls to qualifying low income consumers at no additional charge. Finally, Millennium 2000 customers have the ability to monitor their minute usage and balances from their handset or by calling Millennium 2000 directly.

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[18] 47 CFR 54.401(a)(2).
[19] Id. at ¶367.
[20] Id. at ¶49.

D. Millennium 2000 will advertise the availability of its Lifeline service throughout its service area.

Millennium 2000 will advertise the general availability of, and charges for, the supported services to all telecommunications customers in the specified geographic area. Millennium 2000 will place those advertisements in a media of general distribution that targets the residential customer including newspapers, mail advertisements and radio. With regard to the availability of low-income services, Millennium 2000 will also advertise in accordance with the Commission's rules. In addition, Millennium 2000 is willing to provide written notification of universal service programs to the directors of municipal, State and federal governmental agencies within Millennium 2000's service territory whose clientele is likely to benefit from the program. Pursuant to the *Lifeline and Link Up Reform and Modernization Order*, Section 54.405 of the Commission's rules was revised with respect to certain advertising requirements. Specifically, Millennium 2000 commits to make available Lifeline service, as defined in §54.401, to qualifying low-income consumers[21];publicize the availability of Lifeline service in a manner reasonably designed to reach those customers who are likely to quality for the service.[22] Additionally, Millennium 2000 will indicate on all print, audio, video, and web materials used to describe or enroll in its Lifeline service program that (i) it is a Lifeline service; (ii) that Lifeline is a government assistance program; (iii) that the service is non-transferable; (iv) that only eligible consumers may enroll in the program; and (v) that the program is limited to one discount per household.[23] Millennium 2000 commits to disclose the name of its ETC carrier (i.e., Millennium 2000) on all materials

[21] 47 C.F.R. §54.405(a).
[22] Id. at 47 C.F.R. §54.405(b).
[23] Id. at 47 C.F.R. §54.405(c).

describing the service.[24] Finally, Millennium 2000 commits to abide by the de-enrollment rules, including those for duplicative support, non-usage, and failure to re-certify.[25]

II. Millennium 2000 complies with the FCC's additional requirements contained in 47 CFR §54.202.

The *Public Notice*[26] requires carriers to include certifications required under recently amended 47 C.F.R. § 54.202. Section 54.202 of the FCC's rules contains additional requirements for Federal Communications Commission designation of eligible telecommunications carriers.

A. Millennium 2000 will comply with the service requirements for Lifeline only ETC service.

Millennium 2000 certifies that it will comply with the service requirements applicable to the support that it receives.[27] Because Millennium 2000 seeks ETC designation solely for purposes of reimbursement for provision of subsidized Lifeline services to eligible customers (and commits not to seek or accept high cost support), submission of a Five-Year Network Improvement Plan is not required.[28]

B. Millennium 2000 will remain functional in emergency situations.

In accordance with 47 CFR §54.202(a)(2), Millennium 2000, through its underlying carriers, has the ability to remain functional in emergency situations. Through its agreement with its underlying carriers, Millennium 2000 provides to its customers the same ability to remain functional in emergency situations as currently provided by the

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[24] Id. at 47 C.F.R. §54.405(d).
[25] Id. at 47 C.F.R. §54.405(e).
[26] *Wireline Competition Bureau Provides Guidance for the Submission of Compliance Plans Pursuant to the Lifeline Reform Order*, Public Notice, DA 12-314 (WCB, rel. Feb. 29, 2012) ("*Public Notice*").
[27] See 47 CFR 54.202(a)(1)(i).
[28] See 47 CFR 54.202(a)(1)(ii).

ILECs to their own customers, including access to a reasonable amount of back-up power rerouting of traffic around damaged facilities, and the capability of managing traffic spikes resulting from emergency situations. Through its contract with its underlying carriers, Millennium 2000 has the ability to offer all of the services and functionalities supported by the USF and set forth in Section 54.101(a) of the Commission's rules. With respect to resold services provided by underlying carriers, those carriers are large, national carriers that are also subject to regulatory requirements to remain functional in emergencies.

C. Millennium 2000 will satisfy applicable consumer protection and service quality standards.

Under FCC guidelines, an ETC applicant must demonstrate that it will satisfy applicable consumer protection and service quality standards.[29] Millennium 2000 commits to satisfying all such applicable state and federal requirements related to consumer protection and service quality standards, including the Cellular Telecommunications and Internet Association's (CTIA) Consumer Code for Wireless Service.

D. Millennium 2000 is financially and technically capable of providing the supported Lifeline services.

Paragraph 388 of the *Lifeline and Link Up Reform and Modernization Order* updated the Commission's rules to ensure that Lifeline-only ETCs have the financial and technical ability to offer Lifeline-supported services.[30] Millennium 2000 is financially and technically capable of providing supported Lifeline services to eligible customers

[29] 47 CFR 54.202(a)(3).
[30] See also Id. at §54.202(a)(4).

within the Designated Service Area.[31] As described above, Millennium 2000 has obtained network infrastructure and wireless transmission facilities from its underlying carriers.

In Illinois, Millennium 2000 is currently certified as a local exchange and interexchange carrier and a resold provider of CMRS. Additionally, Millennium 2000 is certified as a wireline ETC for Lifeline services in Illinois. In Wisconsin, Millennium 2000 is eligible to provide CMRS services and is certificated as a wireless ETC. Millennium 2000 is in the process of initiating Lifeline only service in Wisconsin.

Millennium 2000's management team has the necessary experience to provide Lifeline only ETC services. Donna Harrison is the President of Millennium 2000 Ms. Harrison has been managing Millennium 2000, since 2009. Ms. Harrison is a certified Project Management Professional (PMP®) with twenty years of experience in IT and project management, which includes initiating, planning and executing strategic telecom initiatives. Paris Haynes is a Director for Millennium 2000. Mr. Haynes has seven years of telecommunication experience, including sales, marketing, advertising of landlines, wireless and satellite services.

Millennium 2000 also has the financial capacity to provide Lifeline only ETC services. Millennium 2000 employs a diverse business strategy in which it provides prepaid wireline and wireless services in Illinois. Millennium 2000 expects to continue to provide these services after it receives Lifeline only ETC authority for wireless services in Illinois. As noted above, Millennium is a certified wireline services ETC in Illinois. Additionally, Millennium 2000 expects to expand its wireless reach over time to

[31] See 47 CFR 54.201(h); 47 CFR 54.202(a)(4).

other state ETC authority jurisdictions. Thus, Millennium 2000's business plan is not dependent on any one service or service area.

E. Millennium 2000 proposes to offer a variety of plans to eligible Lifeline consumers.

Millennium 2000 currently provides wireless services to non-Lifeline customers in Illinois and Wisconsin. Now that the Commission has approved its Compliance Plan, Millennium 2000 is in the process of initiating Lifeline services in Wisconsin. Millennium 2000 also has a pending ETC wireless petition in Illinois.

Millennium 2000 will offer its Lifeline service in the states where it is designated as an ETC and throughout the coverage area of its underlying carriers. In addition to free voice services, Millennium 2000's Lifeline plan will include a free handset and the following Custom Calling features at no charge: Caller ID, Call Waiting, and Voicemail. Millennium 2000 does not impose burdensome credit checks or long-term service contracts on its prepaid customers. Customers are not bound by a local calling area requirement; all Millennium 2000 plans come with domestic long distance at no extra per minute charge and exceptional nationwide digital coverage on the nationwide Verizon and Sprint networks. Calls to 911 emergency services are always free, regardless of service activation or availability of minutes.

For each month the consumer is eligible to receive Lifeline services, Millennium 2000 will provide Lifeline customers the option of receiving 250 free minutes without the ability to rollover unused minutes or 125 free minutes with the ability to rollover unused minutes each month for up to one year. The tables below contain Millennium 2000's current wireless rates for Non-Lifeline customers and proposed rates to Lifeline customers in Illinois and Wisconsin. In addition to the 250 free minutes or 125 free

minutes with one year rollover, Millennium 2000 will offer discounted rates to Lifeline customers for additional purchases. Current wireless plans are noted in the table below:

ILLINOIS and WISCONSIN WIRELESS PLANS

Plans	Lifeline	Non-Lifeline	Minutes	Text
Basic 100	$10.00	$15.00	100	1 text = 1 minute
Basic 125	$11.00	$16.00	125	1 text = 1 minute
Basic 150	$12.00	$17.00	150	1 text = 1 minute
Basic 200	$15.00	$20.00	200	1 text = 1 minute
Basic 250	$17.00	$22.00	250	1 text = 1 minute
Basic 500	$19.00	$24.00	500	1 text = 1 minute
Basic 750	$24.00	$29.00	750	1 text = 1 minute

F. Millennium 2000's Proposed ETC Service Area

Millennium 2000 seeks ETC designation for Lifeline (i.e., low income support) in the non-rural areas of the following states: Alabama, Connecticut, Delaware, the District of Columbia, Florida, New Hampshire, New York, North Carolina, Tennessee, Texas and Virginia (collectively, the "Designated Service Area"). Millennium 2000 does not seek, and will not accept, High Cost support in any part of the Designated Service Area. Exhibit 4, attached hereto, is a list, by Study Area Code, of Millennium 2000's proposed Designated Service Area.

Consistent with prior orders granting other MVNOs ETC status, Millennium 2000 requests ETC designation for its entire Designated Service Area (i.e., the area served by Sprint and Verizon, the facilities-based carriers from whom Millennium 2000 obtains wholesale service), but excluding any Tribal Areas. Although portions of the service area may overlap with several rural carriers' service areas, Millennium 2000 respectfully submits that the public interest factors described in the section below justify its

designation in these service areas in light of the fact that the ETC designation it seeks is solely for purposes of participation in the Lifeline program.

G. Certification of Millennium 2000 as a Lifeline ETC is in the public interest.

Certification of Millennium 2000 as a Lifeline ETC is in the public interest.[32] In determining the public interest, the Commission historically has considered the benefits of increased consumer choice and the unique advantages and disadvantages of the applicant's service offering.[33] In the *i-wireless & Cricket ETC Order* the Commission stated:

> [competitive] service offerings will provide a variety of benefits to Lifeline-eligible consumers including increased consumer choice, high-quality service offerings, and mobility. New entrants in the Lifeline service market should incent existing ETCs to offer better service and terms to their subscribers.[34]

Millennium 2000 respectfully submits that the FCC's grant of ETC authority to Millennium 2000 would further those benefits to consumers.

Granting Millennium 2000 ETC status for low income support related to its wireless offerings will promote additional deployment of Millennium 2000's offerings to the areas served by its underlying carriers. Millennium 2000 offers quality service at affordable prices, and adds another choice of provider for customers in the Verizon and Sprint study areas. Additionally, ETC status will allow Millennium 2000 to offer service

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[32] See 47 CFR 54.202(b).

[33] *In the Matter of Telecommunications Carriers Eligible for Universal Service Support, i-wireless, LLC Amended Petition for Designation as an Eligible Telecommunications Carrier in the States of Alabama, Connecticut, Delaware, Florida, New Hampshire, North Carolina, New York, Tennessee, the Commonwealth of Virginia, and the District of Columbia; Amended Petition of Cricket Communications, Inc. for Designation as an Eligible Telecommunications Carriers,* WC Docket No. 09-197 (Order, June 13, 2012) ("i-wireless & Cricket ETC Order") citing *Virgin Mobile ETC Designation Order in the States of Alabama, Connecticut, Delaware, New Hampshire and the District of Columbia,* WC Docket 09-197, Order, 25 FCC Rcd 17797, 17799, para. 6 (2010).

[34] Id. at para. 27.

to many low income customers who may not have been able to have service but for the Company. Finally, ETC status will allow low-income customers access to quality telecommunications service in the Designated Service Areas. Millennium 2000 will offer calling plans that are comparable to the rate and usage plans offered by the incumbent LEC in its service area. These calling plans will be available in each wire center within Millennium 2000's service area.

III. Millennium 2000 will follow the eligibility criteria and certification requirements of 47 CFR 54.410.

A. Procedures for Enrolling a Customer in the Lifeline-Only Program

The *Lifeline and Link Up Reform and Modernization Order* confirmed that the Commission will transition to a governmental database in order to confirm the initial and continued eligibility of a lifeline customer. The Order stated:

> As explained above, we conclude that establishing a fully automated means for verifying consumers' initial and ongoing Lifeline eligibility from governmental data sources would both improve the accuracy of eligibility determinations and ensure that only eligible consumers receive Lifeline benefits, and reduce burdens on consumers as well as ETCs. . . . We therefore direct the Bureau and USAC to take all necessary actions so that, as soon as possible and no later than the end of 2013, there will be an automated means to determine Lifeline eligibility for, at a minimum, the three most common programs through which consumers qualify for Lifeline.[35]

When the National Lifeline Accountability Database ("National Database") becomes available, Millennium 2000 will comply with the requirements of new rule section 54.404. The Company will query the National Database to determine whether a prospective subscriber is currently receiving a Lifeline service from another ETC and whether anyone else living at the prospective subscriber's residential address is currently receiving Lifeline

[35] Id. at ¶403.

service. However, until the database is operational Millennium 2000 proposes to adhere to the following procedures for enrolling a customer into the lifeline program.

Millennium 2000 will implement certification procedures that enable consumers to demonstrate their eligibility for Lifeline assistance by contacting Millennium 2000 in person or via telephone, facsimile, or the internet. At the point of enrollment, consumers will be provided with printed information describing Millennium 2000's Lifeline program, including eligibility requirements, and instructions for enrolling.

Consumers will be enrolled in person or directed to a toll-free telephone number and to Millennium 2000's website, which will contain a link to information regarding the company's Lifeline service plan, including a detailed description of the program and state-specific eligibility criteria. Millennium 2000's application form for its Lifeline service will identify that it is a "Lifeline" application. Except in states in which applicants are enrolled through a designated state agency, Millennium 2000 will have direct contact with all customers applying for Lifeline service, either in person through its employees, agents or representatives, or via the telephone (including facsimile) or mail. Millennium 2000 will provide Lifeline-specific training to all personnel that interact with actual or prospective consumers, whether employees, agents or representatives, with respect to obtaining, changing or terminating Lifeline services. The Commission determined in the *Lifeline and Link Up Reform and Modernization Order* that ETCs may permit agents or representatives to review documentation of consumer program eligibility for Lifeline because "the Commission has consistently found that '[l]icenses and other Commission regulates are responsible for the acts and omissions of their employees and independent

contractors.'"[36] Because Millennium 2000 is responsible for the actions of all its employees and agents, including those enrolling customers in any Millennium 2000 owned or affiliated retail locations, and a Millennium 2000 employee will be responsible for overseeing and finalizing every Lifeline enrollment prior to including that customer on an FCC Form 497 for reimbursement, the Company always "deals directly" with its customers to certify and verify the customer's Lifeline eligibility.

Consumers who do not complete the application process in person must return the signed application and support documentation to the company by mail, fax, email or other electronic transmission. The company will accept electronic signatures that meet the requirements of the Electronic Signatures in Global and National Commerce Act, 15 USC 7001-7006, and any applicable state laws.[37] Processing of consumers' applications, including review of all application forms and relevant documentation will be performed under Millennium 2000's supervision by managers experienced in the administration of the Lifeline program.

Millennium 2000 will ensure that all required documentation is properly handled by using state-specific compliance checklists. For states with program-based eligibility criteria, the form will list each of the qualifying programs, and the applicant will be required to identify the program(s) in which they participate, and to furnish proof that they currently participate in such program(s), regardless of whether such proof is required pursuant to state law. Acceptable documentation of income eligibility includes the prior year's state, federal, or Tribal tax return; current income statement from an employer or paycheck stub; a Social Security statement of benefits; a Veterans Administration

[36] *Id.* at ¶110.
[37] Id. at ¶168.

statement of benefits; a retirement/pension statement of benefits; an Unemployment/Workers' Compensation statement of benefit; federal or Tribal notice letter of participation in General Assistance; or a divorce decree, child support award, or other official document containing income information. If the prospective subscriber presents documentation of income that does not cover a full year, such as current pay stubs, the prospective subscriber must present the same type of documentation covering three consecutive months within the previous twelve months. For states with income-based eligibility criteria, the applicant will be required to certify under penalty of perjury that their household income does not exceed the relevant threshold (*e.g.*, 135% of the Federal Poverty Guidelines for federal default states) and will be required to provide proof of income-based eligibility. Pursuant to the *Lifeline and Link Up Reform and Modernization Order*, Millennium 2000 will not retain copies of proof documentation, but rather will maintain accurate records detailing how the consumer demonstrated his or her eligibility.[38] Millennium 2000 will check the eligibility of low-income consumers seeking to enroll in Lifeline either by accessing electronic eligibility databases, where available, or by reviewing documentation from the consumer demonstrating his/her eligibility for Lifeline service. Where the company is able to access a state or federal database to make determinations about customer eligibility, the company is not required to obtain proof of documentation; in such case Millennium 2000 or its representative will note in its records what specific data was relied upon to confirm the consumer's initial eligibility for Lifeline.[39] To the extent a state agency or third-party administrator is

[38] Id. at ¶101.
[39] See Id. at ¶98.

responsible for the initial determination of consumer eligibility, Millennium 2000 will rely on the state identification or database.[40]

Millennium 2000's Lifeline application form will also include a certification section where the applicant must attest and sign under penalty of perjury that the applicant's representations are true and correct. Pursuant to the *Lifeline and Link Up Reform and Modernization Order* Millennium 2000's certification form will also "explain in plain, easily comprehensible language that: (1) Lifeline is a federal benefit and that willfully making false statements to obtain the benefit can result in fines, imprisonment, de-enrollment or being barred from the program; (2) Lifeline service is available for only one line per household (i.e., either one land line or one wireless); (3) a household is defined, for purposes of the Lifeline program, as any individual or group of individuals who live together at the same address and share income and expenses; (4) a household is not permitted to receive Lifeline benefits from multiple providers"; (5) violation of the one-per-household limitation constitutes a violation of the Commission's rules and will result in the subscriber's de-enrollment from the program; (6) Lifeline is a non-transferable benefit and the subscriber may not transfer his or her benefit to any other person.[41] Upon enrollment, Millennium 2000 will inform consumers about the annual re-certification requirement on the certification form.[42] Applicants will also be required to initial a number of disclosure statements intended to ensure that the applicant understands applicable eligibility requirements—including a statement to the effect that to the best of his or her knowledge, the applicant is not receiving Lifeline-supported service from any other Lifeline provider. Penalties for perjury will be clearly-stated on the certification

[40] Id.
[41] See 47 USC 54.410(d).
[42] See *Lifeline and Link Up Reform and Modernization Order* at ¶145.

form. The certification form will also contain language stating that violation of the one-per-household requirement constitutes a violation of the Commission's rules and will result in the consumer's de-enrollment from the program, and could result in criminal prosecution by the United States government.[43] Depending on state-specific requirements and/or consultations with relevant state agencies, Millennium 2000 expects the substance of these disclosures to be consistent with the following statements:

1. _____ (Initial) The information contained in my application remains true and correct to the best of my knowledge. Millennium 2000 has explained the one-per household requirement. I acknowledge that willfully providing false or fraudulent information to receive Lifeline benefits is punishable by law and may result in me being barred from the program.

2. _____ (Initial) I meet the eligibility requirements of the program(s) checked above, or have an annual household income at or below 135% of the Federal Poverty Guidelines and I have provided documentation of my eligibility.

3. _____ (Initial) I certify I am head of the household; I am not listed as a dependent on another person's tax return (unless over the age of 60) and the address listed is my primary residence.

4. _____ (Initial) I understand that Lifeline service is a non-transferable benefit and that I may not transfer my service to any other individual, including another eligible low-income consumer.

5. _____ (Initial) I understand that I and my household can only have one Lifeline-supported telephone service. Millennium 2000 has explained the one-per household requirement. I understand that violation of the one-per-household requirement constitutes a violation of the FCC's rules and will result in my de-enrollment from the Lifeline program, and could result in criminal prosecution by the US Government.

6. _____ (Initial) I certify under penalty of perjury that my household is receiving no more than one Lifeline-supported service (either land line or wireless). I certify that, to the best my knowledge, no one at my household is receiving a Lifeline-supported service from any other provider.

7. _____ (Initial) I certify that I will notify Millennium 2000 within thirty (30) days if I no longer qualify for Lifeline, or if I have a question as to whether I would still qualify.

[43] *Id.* at ¶121.

8. _____ (Initial) I agree to cancel any existing Lifeline service with my current Lifeline provider before I enroll for Lifeline support with Millennium 2000.

9. _____ (Initial) I certify that I will notify Millennium 2000 of any change of my address within 30 days of moving by calling 1-866-961-1907. Additionally, if my address listed above is a temporary address, I understand that I must verify my address with Millennium 2000 every ninety (90) days. If I fail to respond to Millennium 2000's verification attempts within thirty (30) days, my Lifeline service may be terminated.

10. _____ (Initial) I understand that if my service goes unused for sixty (60) days, my service will be suspended, subject to a thirty (30) day period during which I may use the service or contact Millennium 2000 to confirm that I want to continue receiving service.

11. _____(Initial) I agree to re-certify my eligibility to participate in the Lifeline Program at any time, and that failure to do so will result in de-enrollment and the termination of the my Lifeline benefits.

12. _____ (Initial) I understand, and consent to the fact that my name, telephone number, address and other information will be provided to the Universal Service Administrative Company, the administrator of the Lifeline program, and/or its agents, and for the purpose of compiling and maintaining state and/or federal databases of eligible participants when such databases become available in order to verify that I do not receive more than one Lifeline benefit.

In accordance with the *Lifeline and Link Up Reform and Modernization Order*, Millennium 2000 will obtain the consumer's full name, full residential address, which the consumer must indicate is his or her permanent address, and a billing address for the service (if the consumer's billing address differs from his or her residential address), the subscriber's date of birth, the last four digits of the subscriber's social security number, and the name of the qualifying assistance program from which the subscriber, his or her dependents, or his or her household receives benefits (for a program based application) or the number of individuals in his or her household (for a income based application).[44] A consumer who lacks a permanent residential address must provide a temporary residential

[44] 47 USC 54.410(d)(2).

service address or other address identifying information that could be used to perform a check for duplicative support. For applicants that use a temporary address, Millennium 2000 will attempt to verify every 90 days that the subscriber continues to rely on that address. If the applicant does not respond to address verification attempts within 30 days, the subscriber may be de-enrolled from Lifeline service.[45] The application form will also clearly state that Lifeline participants must provide their new address to the company within 30 days of moving.[46] Millennium 2000 will incorporate this information into its customer information database. Prior to initiating service for a customer, the company will check the address of each Lifeline applicant against its database to determine whether or not it is associated with a customer that already receives Millennium 2000 Lifeline service, and will then review the application to ascertain whether the applicant is attempting to receive Lifeline-supported service for more than one handset associated with its household.[47] If the company determines that an individual at the applicant's residential address is currently receiving Lifeline-supported service, the company will take an additional step to ensure that the applicant and the current subscriber are part of different households.[48] In order to make this demonstration, Millennium 2000 will require applicants to complete and submit to the company a written document which will be developed by USAC. Millennium 2000 will deny the Lifeline application of any individual residing at the same address as a current Lifeline subscriber who is part of the same household, and will advise the applicant of the basis for the denial. Finally, prior to requesting a subsidy, Millennium 2000 will process and validate its subsidy data to

[45] *Lifeline and Link Up Reform and Modernization Order* at Appendix C.
[46] Id. at ¶¶85, 117.
[47] Id. at ¶¶29, 74; 47 CFR 54.400(h).
[48] *Lifeline and Link Up Reform and Modernization Order* at ¶78.

prevent Duplicate Same-Month Lifeline Subsidies ("Double Dip," *i.e.*, any household that is already receiving a Lifeline subsidy from the company will be automatically prevented from receiving a second lifeline subsidy in that same month). Millennium 2000 also will immediately de-enroll any subscriber whom the company knows is receiving Lifeline-supported service from another ETC or knows is no longer eligible.

B. Procedures for Submitting for Reimbursement from USAC

Millennium 2000 will follow the reimbursement procedures outlined in 47 CFR 54.407, including, but not limited to: ensuring that its reimbursement amount for each Lifeline customer equals the federal support amount, including the support amounts described in §54.403(a) and (c); and certifying when it seeks reimbursement from the USAC that it has obtained a valid certification form for each consumer for whom it seeks Lifeline reimbursement.[49]

C. Procedures for Annually Verifying Eligibility

The *Lifeline and Link Up Reform and Modernization Order* described the initial and annual verification procedures at paragraphs 120-148. Millennium 2000 will require every consumer enrolled in the Lifeline program to verify on an annual basis that he or she receives Lifeline-supported service only from Millennium 2000 and, to the best of his or her knowledge, no one else in the subscriber's household is receiving a Lifeline-supported service.[50] Any customer that is found to not comply with the rules or that fails to respond to the annual recertification process will be de-enrolled.[51]

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[49] 47 CFR 54.407; *Lifeline and Link Up Reform and Modernization Order* at ¶¶125-28, Appendix A.
[50] *Lifeline and Link Up Reform and Modernization Order* at ¶120. A copy of Millennium 2000's Annual Verification Form is included as Exhibit A to Millennium 2000's December 18, 2012 Revised Compliance Plan.
[51] Id. at ¶122.

Pursuant to the new rules, Millennium 2000 will re-certify the eligibility of its Lifeline subscriber base as of June 1, 2013 by the end of 2013 and report the results to USAC by January 31, 2014. Where ongoing eligibility cannot be determined through access to a qualifying database either by the company or the state, and there is no state administrator verifying the continued eligibility of Lifeline subscribers, the company will re-certify the continued eligibility of all of its subscribers by contacting them—either in person, in writing, by phone, by text message, by email, or otherwise through the Internet—to confirm their continued eligibility.[52] In states where a state agency or a third party has implemented a database that carriers may query to re-certify the consumer's continued eligibility, the company (or state agency or third-party, where applicable) will instead query the database and maintain a record of what specific data was used to re-certify eligibility and the date of re-certification.[53] The notice will explain the actions the customer must take to retain Lifeline benefits, when Lifeline benefits may be terminated, and how to contact Millennium 2000. Millennium 2000 will provide written notice of impending service termination to subscribers who do not respond to the annual re-certification within 30 days. Anyone who does not respond to the impending termination letter within 30 days to demonstrate that his or her Lifeline service should not be terminated will be de-enrolled from the company's Lifeline program.[54]

[52] *See* Id.
[53] Id. at ¶131.
[54] Id. at ¶¶141-43.

IV. De-Enrollment

Millennium 2000 will comply with the FCC's rules for de-enrollment.[55] Pursuant to the FCC's rules Millennium 2000 will de-enroll a Lifeline customer if it has a reasonable basis to believe that the subscriber no longer qualifies for the Lifeline program.[56] In such a case Millennium 2000 will inform its subscriber in writing separate from the subscriber's monthly bill, if one is provided, and in clear, easily understood language.[57] Millennium 2000 will allow a subscriber 30 days following the date of the impending termination letter to demonstrate continued eligibility, and will terminate any subscriber who fails to demonstrate continued eligibility within the 30-day time period.[58]

Millennium 2000 will de-enroll a subscriber for duplicative support.[59] Millennium 2000 will de-enroll a subscriber within five business days of determining that a subscriber is either receiving Lifeline service from another ETC or more than one member of a subscriber's household is receiving Lifeline service.[60]

Millennium 2000 will de-enroll a subscriber for non-usage.[61] If Millennium 2000 determines that a subscriber has not used its Lifeline service for 60 consecutive days, it will notify that subscriber and provide 30-days notice that the subscriber's failure to use the Lifeline service within the 30-day notice period will result in service termination for non-usage. If the subscriber uses the Lifeline service within 30 days of the notice, Millennium 2000 will not terminate the subscriber's Lifeline service.[62]

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[55] See 47 C.F.R. §54.405(e).
[56] Id. at §54.405(e)(1).
[57] Id.
[58] Id.
[59] See Id. at §54.405(e)(2).
[60] Id.
[61] See Id. at §54.405(e)(3).
[62] Id.

Millennium 2000 will de-enroll a subscriber for failure to re-certify.[63] A Lifeline subscriber who does not respond to Millennium 2000's attempts to obtain re-certification of the subscriber's continued eligibility as required by § 54.410(f) or who fails to provide the annual one-per-household re-certifications as required by § 54.410(f) or who relies on a temporary address and fails to respond to the carrier's address re-certification attempts pursuant to § 54.410(g) will be notified in writing that failure to respond to the re-certification request within 30 days of the date of the request will trigger de-enrollment.[64] If a subscriber does not respond to Millennium 2000's notice of impending de-enrollment, it will de-enroll the subscriber from Lifeline within five business days after the expiration of the subscriber's time to respond to the re-certification efforts.

V. Millennium 2000 will comply with all FCC and state public utility commission recordkeeping and reporting requirements.

Millennium 2000 will maintain records to document its compliance will all FCC and state PUC requirements governing the Lifeline program for the three full preceding calendar years and provide that documentation to the Commission or Administrator upon request.[65] Millennium 2000 will also comply with all FCC and state PUC reporting requirements.[66]

VI. Anti-Drug Abuse Certification

Millennium 2000 certifies that no party to this Petition is subject to denial of federal benefits, including FCC benefits, pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.

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[63] See Id. at §54.405(e)(4).
[64] Id.
[65] 47 CFR 54.417.
[66] 47 CFR 54.422.

VII. Conclusion

As discussed above, designation of Millennium 2000 as an ETC in the Designated Service Area accords with the requirements of Section 214(e)(6) of the Act and is in the public interest. For all of the foregoing reasons, Millennium 2000 respectfully requests that the Commission designate Millennium 2000 as an ETC in each of the states comprising the Designated Service Area.

Dated: April 16, 2013.

Respectfully submitted,

___s/ Thomas H. Rowland ___

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Exhibit 1

Millennium 2000 Revised Compliance Plan
(December 18, 2012)

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December 18, 2012

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

Re: WC Dockets 09-197 and 11-42 –Amended Compliance Plan of Millennium 2000 Inc.

Dear Ms. Dortch:

Pursuant to the Federal Communications Commission Order *In the Matter of Lifeline and Link Up Reform and Modernization* released February 6, 2012, attached please find the Amended Compliance Plan of Millennium 2000 Inc. to be filed in WC Dockets Nos. 09-197 and 11-42.

This Amended Compliance Plan makes two revisions. Language was added indicating Millennium 2000's compliance with the pending National Database requirements, as well as a description regarding how the Company, through its employees and agents deals directly with its customers to certify and verify the customer's Lifeline eligibility.

Please do not hesitate to contact me should you have any questions.

Sincerely,

Thomas H. Rowland

THR/ac

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSON
Washington, D.C. 20554

In the Matter of the	)	
	)	
Federal-State Joint Board on Universal Service	)	CC Docket No. 96-45
	)	
Telecommunications Carriers Eligible for Universal Service Support	)	WC Docket No. 09-197
	)	
	)	WC Docket No. 11-42
Forbearance from 47 U.S.C. § 214(e)(1)(A)	)	
	)	

AMENDED COMPLIANCE PLAN OF MILLENNIUM 2000 INC.

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Dated: December 18, 2012

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Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of the	)	
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Federal-State Joint Board on Universal Service	)	CC Docket No. 96-45
	)	
Telecommunications Carriers Eligible for Universal Service Support	)	WC Docket No. 09-197
	)	
	)	WC Docket No. 11-42
Forbearance from 47 U.S.C. § 214(e)(1)(A)	)	
	)	

AMENDED COMPLIANCE PLAN OF MILLENNIUM 2000 INC.

This Amended Compliance Plan is intended to replace the prior iterations of the Compliance Plan that Millennium 2000 Inc. ("Millennium 2000") has filed with the FCC.

On April 15, 2011 Millennium 2000 filed a Petition seeking forbearance from Section 214(e)(1)(A) of the Communications Act of 1934, as amended ("Act"), and Sections 54.201 (d)(1) and 54.20l(i) of the Commission's rules, which require a common carrier designated as an eligible telecommunications carrier ("ETC") to offer services supported by the universal service fund ("USF") over its own facilities or a combination of its own facilities and the resale of another carrier's services.[1] On February 6, 2012, the FCC released an Order containing updated policies and rules concerning, in part, the provision of Lifeline only eligible telecommunications carrier ("ETC") services.[2] As part of that Order, the Commission granted Millennium 2000 "forbearance from the facilities requirement of section 214(e)(1)(A) of the Act and section

[1] *In the Matter of Telecommunications Carriers Eligible for Universal Service Support; Federal-State Joint Board on Universal Service; Millennium 2000 Inc. Petition for Forbearance*, WC Docket 09-197, CC Docket No. 96-45 (Filed April 15, 2011, Marked "Received and Inspected" on April 19, 2011).
[2] *In the Matter of Lifeline and Link Up Reform and Modernization; Lifeline and Link Up; Federal-State Joint Board on Universal Service; Advancing Broadband Availability Through Digital Literacy Training*, Report and Order and Further Notice of Proposed Rulemaking (February 6, 2012) ("*Lifeline and Link Up Reform and Modernization Order*").

54.201(d)(1), (i) of the Commission's rules, subject to the conditions contained in this Order."[3]

The Commission further stated:

> all three prongs of section (10)(a) are satisfied and that, as a result, the Commission will forbear from the "own-facilities" requirement contained in section 214(e)(1)(A) for carriers that are, or seek to become, Lifeline-only ETCs, subject to the following conditions: (1) the carrier must comply with certain 911 requirements, as explained below; and (2) the carrier must file, and the Bureau must approve, a compliance plan providing specific information regarding the carrier's service offerings and outlining the measures the carrier will take to implement the obligations contained in this Order as well as further safeguards against waste, fraud and abuse the Bureau may deem necessary.[4]

Millennium 2000 commits to comply with all conditions set forth in the *Lifeline and Link Up Reform and Modernization Order* related to its provision of Lifeline-only ETC services to customers throughout its service area. Millennium 2000 provides the following Amended Compliance Plan in order to demonstrate the measures it will take in order to comply with the conditions of the *Lifeline and Link Up Reform and Modernization Order*.

I. Millennium 2000 will provide access to 911 and E911 Services in accordance with the Commission's rules.

A. Access to 911 and E911 Services

Millennium 2000 commits to provide all customers with access to emergency calling services at the time that Lifeline service is initiated, and that such 911 and E911 access will be available from Millennium 2000 handsets, even if the account associated with the handset has no minutes remaining. Thus, such access will continue regardless of the status of the customer's account. The company's existing practices currently provide access to 911 and E911 services to the extent that these services have been deployed by its underlying carriers, Verizon Wireless

[3] Id. at fn. 982.
[4] Id. at ¶368.

("Verizon") and Sprint Wireless ("Sprint")[5]. Millennium 2000 currently enables 911 emergency calling services for all properly activated handsets regardless of whether the account associated with the handset is active, suspended or terminated. Finally, Millennium 20000 agrees to abide by any state-specific obligations to obtain either a certification from each PSAP where it plans to offer service, or a self-certification, confirming that it provides its subscribers with 911 and E911 access.[6]

B. E911 Compliant Handsets

Millennium 2000 commits to provide only E911-compliant handsets to its Lifeline customers. In the event that an existing Lifeline customer does not have an E911-compliant handset, Millennium 2000 commits to replace it with a new 911/E911-compliant handset at no charge to the customer.

II. Millennium 2000 will comply with the terms and conditions of the *Lifeline and Link Up Reform and Modernization Order* related to the Commission's grant of forbearance.

The Commission conditioned its grant of forbearance from the "own-facilities" requirement by requiring each carrier to:

> submit to the Bureau for approval a compliance plan that (a) outlines the measures the carrier will take to implement the obligations contained in this Order, including but not limited to the procedures the ETC follows in enrolling a subscriber in Lifeline and submitting for reimbursement for that subscriber from the Fund, materials related to initial and ongoing certifications and sample marketing materials, as well as further safeguards against waste, fraud and abuse the Bureau may deem necessary; and (b) provides a detailed description of how the carrier offers service, the geographic areas in which it offers service, and a description of the carrier's various Lifeline service plan offerings, including subscriber rates, number of minutes included and types of plans available.[7]

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[5] Millennium 2000 entered into a three party agreement with Reunion Wireless, LLC which receives minutes from Kajeet, Inc, which in turn purchases minutes from Sprint Spectrum LP ("Sprint"). Millennium 2000 receives minutes from Coast to Coast Cellular, Inc. which in turn purchases minutes from Verizon Wireless ("Verizon").
[6] *Lifeline and Link Up Reform and Modernization Order* at ¶375.
[7] Id. at ¶379.

A. Procedures for Enrolling a Customer in the Lifeline-Only Program

The *Lifeline and Link Up Reform and Modernization Order* confirmed that the Commission will transition to a governmental database in order to confirm the initial and continued eligibility of a lifeline customer. The Order stated:

> As explained above, we conclude that establishing a fully automated means for verifying consumers' initial and ongoing Lifeline eligibility from governmental data sources would both improve the accuracy of eligibility determinations and ensure that only eligible consumers receive Lifeline benefits, and reduce burdens on consumers as well as ETCs. . . . We therefore direct the Bureau and USAC to take all necessary actions so that, as soon as possible and no later than the end of 2013, there will be an automated means to determine Lifeline eligibility for, at a minimum, the three most common programs through which consumers qualify for Lifeline.[8]

When the National Lifeline Accountability Database ("National Database") becomes available, Millennium 2000 will comply with the requirements of new rule section 54.404. The Company will query the National Database to determine whether a prospective subscriber is currently receiving a Lifeline service from another ETC and whether anyone else living at the prospective subscriber's residential address is currently receiving Lifeline service. However, until the database is operational Millennium 2000 proposes to adhere to the following procedures for enrolling a customer into the lifeline program.

Millennium 2000 will implement certification procedures that enable consumers to demonstrate their eligibility for Lifeline assistance by contacting Millennium 2000 in person or via telephone, facsimile, or the internet. At the point of enrollment, consumers will be provided with printed information describing Millennium 2000's Lifeline program, including eligibility requirements, and instructions for enrolling.

[8] Id. at ¶403.

Consumers will be enrolled in person or directed to a toll-free telephone number and to Millennium 2000's website, which will contain a link to information regarding the company's Lifeline service plan, including a detailed description of the program and state-specific eligibility criteria. Millennium 2000's application form for its Lifeline service will identify that it is a "Lifeline" application. Except in states in which applicants are enrolled through a designated state agency, Millennium 2000 will have direct contact with all customers applying for Lifeline service, either in person through its employees, agents or representatives, or via the telephone (including facsimile) or mail. Millennium 2000 will provide Lifeline-specific training to all personnel that interact with actual or prospective consumers, whether employees, agents or representatives, with respect to obtaining, changing or terminating Lifeline services. The Commission determined in the *Lifeline and Link Up Reform and Modernization Order* that ETCs may permit agents or representatives to review documentation of consumer program eligibility for Lifeline because "the Commission has consistently found that '[l]icenses and other Commission regulates are responsible for the acts and omissions of their employees and independent contractors.'"[9] Because Millennium 2000 is responsible for the actions of all its employees and agents, including those enrolling customers in any Millennium 2000 owned or affiliated retail locations, and a Millennium 2000 employee will be responsible for overseeing and finalizing every Lifeline enrollment prior to including that customer on an FCC Form 497 for reimbursement, the Company always "deals directly" with its customers to certify and verify the customer's Lifeline eligibility.

Consumers who do not complete the application process in person must return the signed application and support documentation to the company by mail, fax, email or other electronic transmission. The company will accept electronic signatures that meet the requirements of the

[9] *Id.* at ¶110.

Electronic Signatures in Global and National Commerce Act, 15 USC 7001-7006, and any applicable state laws.[10] Processing of consumers' applications, including review of all application forms and relevant documentation will be performed under Millennium 2000's supervision by managers experienced in the administration of the Lifeline program.

Millennium 2000 will ensure that all required documentation is properly handled by using state-specific compliance checklists. For states with program-based eligibility criteria, the form will list each of the qualifying programs, and the applicant will be required to identify the program(s) in which they participate, and to furnish proof that they currently participate in such program(s), regardless of whether such proof is required pursuant to state law. Acceptable documentation of income eligibility includes the prior year's state, federal, or Tribal tax return; current income statement from an employer or paycheck stub; a Social Security statement of benefits; a Veterans Administration statement of benefits; a retirement/pension statement of benefits; an Unemployment/Workers' Compensation statement of benefit; federal or Tribal notice letter of participation in General Assistance; or a divorce decree, child support award, or other official document containing income information. If the prospective subscriber presents documentation of income that does not cover a full year, such as current pay stubs, the prospective subscriber must present the same type of documentation covering three consecutive months within the previous twelve months. For states with income-based eligibility criteria, the applicant will be required to certify under penalty of perjury that their household income does not exceed the relevant threshold (*e.g.*, 135% of the Federal Poverty Guidelines for federal default states) and will be required to provide proof of income-based eligibility. Pursuant to the *Lifeline and Link Up Reform and Modernization Order*, Millennium 2000 will not retain copies of proof documentation, but rather will maintain accurate records detailing how the consumer

[10] Id. at ¶168.

demonstrated his or her eligibility.[11] Millennium 2000 will check the eligibility of low-income consumers seeking to enroll in Lifeline either by accessing electronic eligibility databases, where available, or by reviewing documentation from the consumer demonstrating his/her eligibility for Lifeline service. Where the company is able to access a state or federal database to make determinations about customer eligibility, the company is not required to obtain proof of documentation; in such case Millennium 2000 or its representative will note in its records what specific data was relied upon to confirm the consumer's initial eligibility for Lifeline.[12] To the extent a state agency or third-party administrator is responsible for the initial determination of consumer eligibility, Millennium 2000 will rely on the state identification or database.[13]

Millennium 2000's Lifeline application form will also include a certification section where the applicant must attest and sign under penalty of perjury that the applicant's representations are true and correct. Pursuant to the *Lifeline and Link Up Reform and Modernization Order* Millennium 2000's certification form will also "explain in plain, easily comprehensible language that: (1) Lifeline is a federal benefit and that willfully making false statements to obtain the benefit can result in fines, imprisonment, de-enrollment or being barred from the program; (2) Lifeline service is available for only one line per household (i.e., either one land line or one wireless); (3) a household is defined, for purposes of the Lifeline program, as any individual or group of individuals who live together at the same address and share income and expenses; (4) a household is not permitted to receive Lifeline benefits from multiple providers"; (5) violation of the one-per-household limitation constitutes a violation of the Commission's rules and will result in the subscriber's de-enrollment from the program; (6) Lifeline is a non-transferable benefit and the subscriber may not transfer his or her benefit to any

[11] Id. at ¶101.
[12] See Id. at ¶98.
[13] Id.

other person.[14] Upon enrollment, Millennium 2000 will inform consumers about the annual re-certification requirement on the certification form.[15] Applicants will also be required to initial a number of disclosure statements intended to ensure that the applicant understands applicable eligibility requirements—including a statement to the effect that to the best of his or her knowledge, the applicant is not receiving Lifeline-supported service from any other Lifeline provider. Penalties for perjury will be clearly-stated on the certification form. The certification form will also contain language stating that violation of the one-per-household requirement constitutes a violation of the Commission's rules and will result in the consumer's de-enrollment from the program, and could result in criminal prosecution by the United States government.[16] Depending on state-specific requirements and/or consultations with relevant state agencies, Millennium 2000 expects the substance of these disclosures to be consistent with the following statements:

1. _____ (Initial) The information contained in my application remains true and correct to the best of my knowledge. Millennium 2000 has explained the one-per household requirement. I acknowledge that willfully providing false or fraudulent information to receive Lifeline benefits is punishable by law and may result in me being barred from the program.

2. _____ (Initial) I meet the eligibility requirements of the program(s) checked above, or have an annual household income at or below 135% of the Federal Poverty Guidelines and I have provided documentation of my eligibility.

3. _____ (Initial) I certify I am head of the household; I am not listed as a dependent on another person's tax return (unless over the age of 60) and the address listed is my primary residence.

4. _____ (Initial) I understand that Lifeline service is a non-transferable benefit and that I may not transfer my service to any other individual, including another eligible low-income consumer.

5. _____ (Initial) I understand that I and my household can only have one Lifeline-

[14] See 47 USC 54.410(d).
[15] See *Lifeline and Link Up Reform and Modernization Order* at ¶145.
[16] *Id*. at ¶121.

supported telephone service. Millennium 2000 has explained the one-per household requirement. I understand that violation of the one-per-household requirement constitutes a violation of the FCC's rules and will result in my de-enrollment from the Lifeline program, and could result in criminal prosecution by the US Government.

6. _____ (Initial) I certify under penalty of perjury that my household is receiving no more than one Lifeline-supported service (either land line or wireless). I certify that, to the best my knowledge, no one at my household is receiving a Lifeline-supported service from any other provider.

7. _____ (Initial) I certify that I will notify Millennium 2000 within thirty (30) days if I no longer qualify for Lifeline, or if I have a question as to whether I would still qualify.

8. _____ (Initial) I agree to cancel any existing Lifeline service with my current Lifeline provider before I enroll for Lifeline support with Millennium 2000.

9. _____ (Initial) I certify that I will notify Millennium 2000 of any change of my address within 30 days of moving by calling 1-866-961-1907. Additionally, if my address listed above is a temporary address, I understand that I must verify my address with Millennium 2000 every ninety (90) days. If I fail to respond to Millennium 2000's verification attempts within thirty (30) days, my Lifeline service may be terminated.

10. _____ (Initial) I understand that if my service goes unused for sixty (60) days, my service will be suspended, subject to a thirty (30) day period during which I may use the service or contact Millennium 2000 to confirm that I want to continue receiving service.

11. _____(Initial) I agree to re-certify my eligibility to participate in the Lifeline Program at any time, and that failure to do so will result in de-enrollment and the termination of the my Lifeline benefits.

12. _____ (Initial) I understand, and consent to the fact that my name, telephone number, address and other information will be provided to the Universal Service Administrative Company, the administrator of the Lifeline program, and/or its agents, and for the purpose of compiling and maintaining state and/or federal databases of eligible participants when such databases become available in order to verify that I do not receive more than one Lifeline benefit.

In accordance with the *Lifeline and Link Up Reform and Modernization Order*, Millennium 2000 will obtain the consumer's full name, full residential address, which the consumer must indicate is his or her permanent address, and a billing address for the service (if the consumer's billing address differs from his or her residential address), the subscriber's date

of birth, the last four digits of the subscriber's social security number, and the name of the qualifying assistance program from which the subscriber, his or her dependents, or his or her household receives benefits (for a program based application) or the number of individuals in his or her household (for a income based application).[17] A consumer who lacks a permanent residential address must provide a temporary residential service address or other address identifying information that could be used to perform a check for duplicative support. For applicants that use a temporary address, Millennium 2000 will attempt to verify every 90 days that the subscriber continues to rely on that address. If the applicant does not respond to address verification attempts within 30 days, the subscriber may be de-enrolled from Lifeline service.[18] The application form will also clearly state that Lifeline participants must provide their new address to the company within 30 days of moving.[19] Millennium 2000 will incorporate this information into its customer information database. Prior to initiating service for a customer, the company will check the address of each Lifeline applicant against its database to determine whether or not it is associated with a customer that already receives Millennium 2000 Lifeline service, and will then review the application to ascertain whether the applicant is attempting to receive Lifeline-supported service for more than one handset associated with its household.[20] If the company determines that an individual at the applicant's residential address is currently receiving Lifeline-supported service, the company will take an additional step to ensure that the applicant and the current subscriber are part of different households.[21] In order to make this demonstration, Millennium 2000 will require applicants to complete and submit to the company a written document which will be developed by USAC. Millennium 2000 will deny the Lifeline

[17] 47 USC 54.410(d)(2).
[18] *Lifeline and Link Up Reform and Modernization Order* at Appendix C.
[19] Id. at ¶¶85, 117.
[20] Id. at ¶¶29, 74; 47 CFR 54.400(h).
[21] *Lifeline and Link Up Reform and Modernization Order* at ¶78.

application of any individual residing at the same address as a current Lifeline subscriber who is part of the same household, and will advise the applicant of the basis for the denial. Finally, prior to requesting a subsidy, Millennium 2000 will process and validate its subsidy data to prevent Duplicate Same-Month Lifeline Subsidies ("Double Dip," *i.e.*, any household that is already receiving a Lifeline subsidy from the company will be automatically prevented from receiving a second lifeline subsidy in that same month). Millennium 2000 also will immediately de-enroll any subscriber whom the company knows is receiving Lifeline-supported service from another ETC or knows is no longer eligible.

B. Procedures for Submitting for Reimbursement from USAC

Millennium 2000 will follow the reimbursement procedures outlined in 47 CFR 54.407, including, but not limited to: ensuring that its reimbursement amount for each Lifeline customer equals the federal support amount, including the support amounts described in §54.403(a) and (c); and certifying when it seeks reimbursement from the USAC that it has obtained a valid certification form for each consumer for whom it seeks Lifeline reimbursement.[22]

C. Procedures for Annually Verifying Eligibility

The *Lifeline and Link Up Reform and Modernization Order* described the initial and annual verification procedures at paragraphs 120-148. Millennium 2000 will require every consumer enrolled in the Lifeline program to verify on an annual basis that he or she receives Lifeline-supported service only from Millennium 2000 and, to the best of his or her knowledge, no one else in the subscriber's household is receiving a Lifeline-supported service.[23] Any

[22] 47 CFR 54.407; *Lifeline and Link Up Reform and Modernization Order* at ¶¶125-28, Appendix A.
[23] *Lifeline and Link Up Reform and Modernization Order* at ¶120. A copy of Millennium 2000's Annual Verification Form is included as Exhibit A.

customer that is found to not comply with the rules or that fails to respond to the annual recertification process will be de-enrolled.[24]

Pursuant to the new rules, Millennium 2000 will re-certify the eligibility of its Lifeline subscriber base as of June 1, 2012 by the end of 2012 and report the results to USAC by January 31, 2013. Where ongoing eligibility cannot be determined through access to a qualifying database either by the company or the state, and there is no state administrator verifying the continued eligibility of Lifeline subscribers, the company will re-certify the continued eligibility of all of its subscribers by contacting them—either in person, in writing, by phone, by text message, by email, or otherwise through the Internet—to confirm their continued eligibility.[25] In states where a state agency or a third party has implemented a database that carriers may query to re-certify the consumer's continued eligibility, the company (or state agency or third-party, where applicable) will instead query the database and maintain a record of what specific data was used to re-certify eligibility and the date of re-certification.[26] The notice will explain the actions the customer must take to retain Lifeline benefits, when Lifeline benefits may be terminated, and how to contact Millennium 2000. Millennium 2000 will provide written notice of impending service termination to subscribers who do not respond to the annual re-certification within 30 days. Anyone who does not respond to the impending termination letter within 30 days to demonstrate that his or her Lifeline service should not be terminated will be de-enrolled from the company's Lifeline program.[27]

D. Sample Marketing Materials

Millennium 2000 will market to potential customers through live contact through

[24] Id. at ¶122.
[25] *See* Id.
[26] Id. at ¶131.
[27] Id. at ¶¶141-43.

Millennium 2000 employees and independent contractors, as well as through print and electronic media. Attached to this Amended Compliance Plan as Exhibit B-1, Exhibit B-2 and Exhibit B-3 are sample Millennium 2000 marketing materials. Exhibit B-1 is a draft Lifeline Application form. Exhibit B-2 is a Lifeline Brochure. Exhibit B-3 contains Lifeline telephone and field marketing scripts.

E. Description of how Millennium 2000 will Provide Service.

Millennium 2000 is a non-facilities-based provider of resold Commercial Mobile Radio Service ("CMRS"). The company will provide prepaid wireless telecommunications services to consumers nationwide by obtaining service, using Verizon and Sprint as its underlying carriers. Through Verizon and Sprint, Millennium 2000 has obtained network infrastructure and wireless transmission facilities, which allows Millennium 2000 to provide wireless services to its end-user customers. Millennium 2000 purchases wireless service from its underlying carriers for calling and text messaging and will package those services into Millennium 2000's service plans and pricing. These calling and texting services will be bundled with Millennium 2000's handset selection, marketing materials, web interface, and customer service to produce a complete wireless service offering for low-income consumers.

Upon successful completion of the certification process, the customer is allowed to choose a service plan, select a phone – either a free phone, which includes refurbished phones or purchase an upgraded phone from available inventory. The customer will receive the phone in person either at the company offices or by hand delivery to the customer's home. Upon the customer's receipt of the phone, the customer's account is activated upon the successful completion of an outbound and inbound call. For the purpose of "enrollment" into the Lifeline

Program, Millennium 2000 will use the date of the first completed outbound call from its call records as the customer's effective start date.

Millennium 2000's service is provided on a prepaid basis so its customers will not be subject to the credit checks, deposits, contracts, unexpected usage overages, early termination penalties or taxes and surcharges which can sometimes be barriers to service for low income consumers. The prepaid nature of Millennium 2000's service offerings will enable low income consumers, the very individuals Congress intended to benefit from the Lifeline program, to obtain convenient and affordable wireless services. Millennium 2000's prepaid wireless services will provide lower-income consumers access to emergency services and a reliable means of communication that can be used to contact potential employers or social service agencies. By marketing and expanding the availability of wireless services to consumers otherwise unable to afford them, and to those who continue to be ignored by traditional carriers, Millennium 2000 will effectively expand access to wireless services. Millennium 2000's participation in the lifeline program will also increase the number and variety of competitive service providers and service offerings, which in turn will spur innovation as carriers compete to provide the most attractive service packages to consumers. The increased competition and service offerings align with Congress's intent when it created the universal service program.

F. Geographic Area of Millennium 2000's Service Offerings

Millennium 2000 currently operates as a telecommunications carrier in Illinois and Wisconsin. In Illinois, Millennium 2000 is certificated as a local exchange and interexchange carrier as well as a provider of commercial mobile radio services ("CMRS"). Millennium 2000 was also certified as a wireline ETC in 2008. Millennium 2000 is a certified reseller of local exchange service and it provides landline Lifeline ETC services to customers. Millennium 2000

also provides resold CMRS to Illinois customers. In Wisconsin, Millennium 2000 provides resold CMRS through Verizon and Sprint, as its underlying carriers. Millennium 2000 recently received its certification as a wireless ETC and expects to begin providing Lifeline services in Wisconsin once its Compliance Plan is approved by the FCC.

Millennium 2000 will seek wireless ETC authority before several states once its Compliance Plan is approved by the FCC.

G. Millennium 2000 Lifeline Plans

Millennium 2000 currently provides wireless services to non-Lifeline customers in Illinois and Wisconsin. Millennium 2000 will offer its Lifeline service in the states where it is designated as an ETC and throughout the coverage area of its underlying carriers, Verizon and Sprint. In addition to free voice services, Millennium 2000's Lifeline plan will include a free handset and the following Custom Calling features at no charge: Caller ID, Call Waiting, and Voicemail. Millennium 2000 does not impose burdensome credit checks or long-term service contracts on its prepaid customers. Customers are not bound by a local calling area requirement; all Millennium 2000 plans come with domestic long distance at no extra per minute charge and exceptional nationwide digital coverage on the nationwide Verizon and Sprint networks. Calls to 911 emergency services are always free, regardless of service activation or availability of minutes.

For each month the consumer is eligible to receive Lifeline services, Millennium 2000 will provide Lifeline customers the option of receiving 250 free minutes without the ability to rollover unused minutes or 125 free minutes with the ability to rollover unused minutes each month for up to one year. The tables below contain Millennium 2000's current wireless rates for Non-Lifeline customers and proposed rates to Lifeline customers in Illinois and Wisconsin. In

addition to the 250 free minutes or 125 free minutes with one year rollover, Millennium 2000 will offer discounted rates to Lifeline customers for additional purchases. Current wireless plans are noted in the table below:

ILLINOIS and WISCONSIN WIRELESS PLANS

Plans	Lifeline	Non-Lifeline	Minutes	Text
Basic 100	$10.00	$15.00	100	1 text = 1 minute
Basic 125	$11.00	$16.00	125	1 text = 1 minute
Basic 150	$12.00	$17.00	150	1 text = 1 minute
Basic 200	$15.00	$20.00	200	1 text = 1 minute
Basic 250	$17.00	$22.00	250	1 text = 1 minute
Basic 500	$19.00	$24.00	500	1 text = 1 minute
Basic 750	$24.00	$29.00	750	1 text = 1 minute

III. Additional Measures to Prevent Waste, Fraud and Abuse

A. Non-Usage Policy

As required by the *Lifeline and Link Up Reform and Modernization Order*, Millennium 2000 will implement a non-usage policy whereby it will de-enroll Lifeline customers that have not used the company's Lifeline service for 60 days.[28] Millennium 2000 will notify its subscribers upon enrollment about the non-transferability of the phone service, its usage requirements, and the de-enrollment and deactivation that will result following non-usage in any 60-day period of time.[29] If no usage appears on a Millennium 2000 Lifeline customer's account during any continuous 60-day period, Millennium 2000 will provide the customer a notice that failure to use the Lifeline service within a 30-day period will result in de-enrollment. If the customer fails to use the Lifeline within the 30-day period Millennium 2000 will terminate Lifeline services for that customer. "An account will be considered active if during any 60-day

[28] Id. at ¶¶257-63.
[29] Id. at ¶257.

period the authorized subscriber does at least one of the following: makes a monthly payment; purchases minutes from the ETC to add to an existing pre-paid Lifeline account; completes an outbound call; answers an incoming call from anyone other than the ETC, its representative, or agent; or affirmatively responds to a direct contact from the ETC confirming that he or she wants to continue receiving the Lifeline supported service."[30]

B. Customer Education with Respect to Duplicates

To supplement its verification and certification procedures, and to better ensure that customers understand the Lifeline service restrictions with respect to duplicates, Millennium 2000 will implement measures and procedures to prevent duplicate Lifeline benefits being awarded to the same household. These measures entail additional emphasis in written disclosures as well as live due diligence, and will help ensure that only eligible consumers enroll in the program and that those consumers are fully informed of the limitations of the program, so as to prevent duplicative or otherwise ineligible service as well as other forms of waste, fraud, and abuse.

In its marketing materials, including application forms, and in its direct contact with applicants, the company will emphasize in plain, easily comprehensible language the eligibility certifications listed in 47 USC 54.410(d). Millennium 2000 will also include in its marketing materials substantially the following information in clear, easily understood language: the offering is a Lifeline-supported service; that only eligible consumers may enroll in the program; what documentation is necessary for enrollment; and the program is limited to one benefit per household, consisting of either wireline or wireless service.[31] Moreover, Millennium 2000 will disclose the company name under which it does business and the details of its Lifeline service

[30] Id. at ¶261.
[31] Id. at ¶275.

offerings.[32] In order to reinforce the limitation of one Lifeline phone per household, the following statement will appear in the company's marketing materials and website (www.millennium-2k.com) in a conspicuous place, in bold font and in an offsetting color to ensure it is not overlooked:

Note: By law, the Lifeline program is only available for one phone per household

C. Customer Education with Respect to Lifeline Program

Process for Customer Lifeline Inquiries at Millennium 2000's Office Location

Millennium 2000 personnel will meet potential Lifeline customers that walk into the company's office location and who are addressed by trained staff that carefully explain the Commission's Lifeline program. Potential customers are asked the specific basis for his or her claim to Lifeline eligibility; participation in a qualifying program, or earning household income below 135% of the Federal Poverty Guidelines. Staff members will verify the customer's program, or income, based eligibility in person. Millennium 2000 provides the training materials to its office and field staff as indicated in the attached Exhibit B1—which allows its staff to verify the most common forms of proof for each eligible program and/or income verification (based on the Commission's definition of "income" in §54.400(f)). The office staff will then ask for additional documentation proving identity, and/or address verification. The final step is for the customer to provide the required information and make the certifications required by §54.410(d)(3).

If the customer meets the initial criteria for eligibility, the employee will explain the Commission's definition of "household", defined in new rule §54.400(h), as an "economic unit" where related or unrelated people share income and expenses. In the case of multiple applicants

[32] Id.

at the same mailing address, the customer will then make the "one per household" certification required by §54.410(d)(1). Millennium 2000's will collect the necessary customer-specific information required under the rules[33] in order that the company can report the information to USAC for use in the National Lifeline Accountability Database ("duplicates database").[34] Millennium 2000's office staff will then cross-check the customer's information with the company's records system to determine if the customer is eligible to receive lifeline services. Where states have customer databases available, Millennium 2000 will query the appropriate state database program to determine whether or not the customer is eligible for Lifeline. Millennium 2000 trained employees will also witness the completion of the eligibility documentation and sign that they have observed the documentation on the lifeline application.

Millennium 2000 will post an enlarged copy of the application in the waiting area for the customer to review prior to completing the application. If a consumer walks into the office to inquire about the Lifeline Program, Millennium 2000 will provide assistance with reviewing and completing the application in person. Once the Customer Service Representatives are available:

1. Millennium 2000 will ask the following questions:
   A. "Did you read the posted Lifeline application?"
   B. "Are there any questions that we may answer for you?"
   C. "Do you understand all of the terms of the Lifeline Program as it is outlined on the application?
2. Millennium 2000 will review each section of the application with the consumer to provide assistance with completing the application.
3. Millennium 2000 will request that the consumer provide personal identification and qualifying documentation to show that they are eligible to receive service.
4. Millennium 2000 will validate the consumer's documentation.

[33] 47 CFR §54.401(d)(2).
[34] See 47 CFR §54.400(i).

5. Millennium 2000 will execute duplicate checking process to ensure that the consumer has not already received Lifeline services from Millennium 2000 and to confirm that no one in the household is a recipient of the Lifeline Program.
6. Upon confirming that the Applicant is eligible to receive Lifeline service, Millennium 2000 will provision and provide the handset directly to the consumer.

Process for Phone Inquiry Regarding Lifeline Program

Where a consumer calls into Millennium 2000's office to inquire about the Lifeline Program, Millennium 2000 employees will use the telephone script (See Exhibit B-3) to educate the customer about the Lifeline program.

Process for Field Marketing the Lifeline Program

Millennium 2000 often works with customers in low income neighborhoods and takes steps to reach those customers who may be underserved. Millennium 2000 will dispatch company trained employees and independent contractors as field representatives (also known as "Field Agents") to communities where the Field Agent focuses on underserved low-income customers. Millennium 2000's Field Agents will receive extensive in-house training regarding the rules and regulations of the Lifeline Program. Field Agents' performances are closely managed and monitored by in-house staff. Millennium 2000 will use the field script (See Exhibit B-3) to educate the customer about the Lifeline program.

The process for signing up customers in the field is similar to that of signing up customers in the office in the sense that the Field Agent will be able to determine whether the potential customer is eligible based on program participation or income qualification. The customer will be able to provide the mandatory information and sign the required eligibility verification from the field. To help explain the Lifeline program, Field Agents are trained to review the detailed Lifeline application with the applicant and identify qualifying documentation

to support the customer's eligibility. Field Agents will sign the application as a witness that proof of identity and eligibility documentation has been provided. All applications will be submitted directly to Millennium 2000's office for final internal verification and approval. The customer will receive a follow-up call directly from Millennium 2000 to confirm the validity of the application. To accurately identify the applicant over the phone, the customer is asked to answer security questions such as "What are the last four digits of your social security number, your date of birth and your middle name?" Internal staff will perform the standard cross-checking process of validating the customer's information against the company's records system to determine if the customer is eligible to receive lifeline services. Similar to applications that are completed in-house, where states have customer databases available, Millennium 2000 will query the appropriate state database program to determine whether or not the customer is eligible for Lifeline. Upon confirmation of eligibility, the standard process of providing the phone in person either at the company's office or by hand delivery to the customer's home will apply. Once the customer receives the phone, the customer's account is activated upon the successful completion of an outbound and inbound call.

D. Cooperation with State and Federal Regulators

Millennium 2000 has cooperated and will continue to cooperate with federal and state regulators to prevent waste, fraud and abuse, including:

- Providing state commissions, the FCC or USAC upon request with data that will enable that state, the FCC or USAC to determine whether some consumers are enrolled in more than one Lifeline program. Specifically, the company agrees to make available state-specific customer data, including name and address, upon request to each state PUC where it operates, the FCC or USAC for the purpose of permitting the PUC, FCC or USAC to determine whether an existing Lifeline customer receives Lifeline service from another carrier, and will participate in such a duplicate resolution process, provided that costs for participation are reasonable or defrayed through the universal service contribution mechanisms;

- Promptly investigating any notification that it receives from a state PUC, the FCC or USAC that one of its customers already receives Lifeline service from another carrier;

- Immediately deactivating a customer's Lifeline service and no longer reporting that customer on USAC Form 497 if the company's investigation, or if a state, the FCC or USAC concludes that the customer receives Lifeline services from another carrier in violation of the Commission's regulations and that the company's Lifeline service should be discontinued such as a de-enrollment notification pursuant to the FCC's June 17, 2011 Report and Order (Section III, B.).

E. Other Certifications Required by 47 C.F.R. § 54.202

The *Public Notice*[35] requires carriers to include certifications required under recently amended 47 C.F.R. § 54.202. Millennium 2000 certifies that it does and will continue to comply with the service requirements applicable to the support it receives.[36]

Millennium 2000 has the ability to remain functional in emergency situations. The company's existing practices currently provide access to 911 and E911 services to the extent that these services have been deployed by its underlying carriers. Millennium 2000 currently enables 911 emergency calling services for all properly activated handsets regardless of whether the account associated with the handset is active, suspended or terminated.

Millennium 2000 will satisfy applicable consumer protection and service quality standards by committing to comply with the Cellular Telecommunications and Internet Association's Consumer Code for Wireless Service.

As detailed in Section IV, below, Millennium 2000 has the technical and financial capacity to provide Lifeline-only ETC services.

Millennium 2000's services include voice telephony services that provide voice grade access to the public switched network or its functional equivalent. Millennium 2000's service

[35] *Wireline Competition Bureau Provides Guidance for the Submission of Compliance Plans Pursuant to the Lifeline Reform Order*, Public Notice, DA 12-314 (WCB, rel. Feb. 29, 2012) ("*Public Notice*").
[36] 47 C.F.R. § 54.202(a)(1).

plans offer its customers a set number of minutes of use for local service at no charge to the customer. Millennium 2000's current Lifeline offerings are described in Section II.G, above that can be used for both local and domestic toll service. The terms and conditions of Millennium 2000's Lifeline service offerings can be found at: www.millennium-2k.com.

IV. Millennium 2000 has the technical and financial capacity to provide Lifeline-Only ETC Services.

Revised Commission Rule 54.202 requires carriers seeking designation as a Lifeline-only ETC to demonstrate the technical and financial capacity to provide the supported services. Among the factors that the Commission will consider are whether the applicant previously offered service to non-Lifeline customers, how long the applicant has been in business, whether the applicant intends to rely exclusively on USF disbursements to operate, whether the applicant receives or will receive revenue from other sources, and whether it has been subject to enforcement action or ETC revocation proceedings in any state.

Millennium 2000 has offered non-Lifeline prepaid landline services and non-Lifeline prepaid wireless services to customers in Illinois since 2007 and 2010, respectively. Millennium 2000 was certified to conduct business as a reseller and facilities-based provider of local and interexchange telecommunications services in Illinois on June 27, 2007. With respect to its wireless services, as described above, Millennium 2000 has obtained network infrastructure and wireless transmission facilities from its underlying carriers, Verizon and Sprint. In Illinois, Millennium 2000 is currently certified as a resold provider of CMRS. Millennium 2000 has provided prepaid wireless services in Illinois since 2010. Thus, Millennium 2000 does not and will not rely exclusively on USF disbursements to operate.

Millennium 2000 was also certified as a wireline ETC for Lifeline services on November 13, 2008 in Docket No. 08-0454. Millennium 2000 has a pending wireless ETC application before the Illinois Commerce Commission (awaiting authorization from the FCC before it begins offering wireless ETC services). Millennium 2000 has not been subject to an enforcement action or ETC revocation proceeding in any state.

In Wisconsin, Millennium 2000 is eligible to provide CMRS services and is certificated as a wireless ETC (awaiting authorization from the FCC before it begins offering wireless ETC services). Millennium 2000's directors have the necessary experience to provide Lifeline only ETC services. Donna Harrison is the President of Millennium 2000. Ms. Harrison has been managing Millennium 2000, since 2009. Ms. Harrison is a certified Project Management Professional ("PMP®") with twenty years of experience in IT and project management, which includes initiating, planning and executing strategic telecom initiatives. Paris Haynes is a Director for Millennium 2000. Mr. Haynes has seven years of telecommunication experience, including sales, marketing, advertising of landlines, wireless and satellite services. Millennium 2000 does not have any affiliates. Ms. Harrison wholly owns an IT project management firm named Xepedix Business Services LLC.

Millennium 2000 also has the financial capacity to provide Lifeline only ETC services. Millennium 2000 employs a diverse business strategy in which it provides prepaid wireline and wireless services in Illinois. Millennium 2000 expects to continue to provide these services after it receives Lifeline only ETC authority for wireless services in Illinois. As noted above, Millennium 2000 is a certified wireline services ETC in Illinois. Additionally, Millennium 2000 expects to expand its reach over time to other states. Thus, Millennium 2000's business plan is not dependent on any one service or service area.

Dated: December 18, 2012

Respectfully submitted,
Millennium 2000 Inc.

__s/ Thomas H. Rowland__
By: Thomas H. Rowland

Thomas H. Rowland
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Exhibit A

Millennium 2000, Inc.
2019 W. 95th Street
Chicago, Illinois 60643
Phone: 773-239-0006 • Fax: 773-239-4971

(Insert Date)

Re: Annual Verification of Lifeline Eligibility Survey

Dear Lifeline Customer:

Each year, eligible telecommunication carriers (ETC) are required by the Federal Communications Commission (FCC), to survey Lifeline customers to verify their eligibility to continue to receive lifeline discounted services. **You have been identified as an existing customer that receives federal benefit of discounted Lifeline telephone service with Millennium 2000, Inc.**

In order for you to continue to receive lifeline discounted services, you are required to verify your continued eligibility. Please complete the attached form below and return it to our office **on or before (Insert Date).** If you do not respond to this eligibility letter request, you will be ruled ineligible to continue to receive lifeline discount services. If you have any questions, please call us at 773-239-0006.

Sincerely,

Millennium 2000, Inc.

Complete the form below and mail to: Millennium 2000, Inc., 2019 W. 95th St. Chicago, IL. 60643

COMPLETE INFORMATION REQUIRED (Please print)

Name _____ Last 4 digits of SSN#_____

Permanent Addr./Apt. #_____Date of Birth_____

City, State, Zip _____ Home Telephone #_____

I hereby verify my continued participation in a minimum of one of the following programs or that I meet household income eligibility requirements (Select one):

☐ Medicaid ☐ Federal Public Housing ☐ National School Lunch Program/Free Lunch
☐ Food Stamps ☐ Supplemental Security Income (SSI) ☐ Unemployment
☐ Low Income Home Energy Assistance Program (LIHEAP)
☐ I certify that my household income is at or below 135% of the federal poverty guideline

By reading and providing your initials below, you agree abide to the rules of the Lifeline Program:

1. _____ (Initial) The information contained in my application remains true and correct to the best of my knowledge. Millennium 2000 has explained the one-per household requirement. I acknowledge that willfully providing false or fraudulent information to receive Lifeline benefits is punishable by law and may result in me being barred from the program.
2. _____ (Initial) I meet the eligibility requirements of the program(s) checked above, or have an annual household income at or below 135% of the Federal Poverty Guidelines and I have provided documentation of my eligibility.
3. _____ (Initial) I certify I am head of the household; I am not listed as a dependent on another person's tax return (unless over the age of 60) and the address listed is my primary residence.
4. _____ (Initial) I understand that Lifeline service is a non-transferable benefit and that I may not transfer my service to any other individual, including another eligible low-income consumer.
5. _____ (Initial) I understand that I and my household can only have one Lifeline-supported telephone service. Millennium 2000 has explained the one-per household requirement. I understand that violation of the one-per-household requirement constitutes a violation of the FCC's rules and will result in my de-enrollment from the Lifeline program, and could result in criminal prosecution by the US Government.
6. _____ (Initial) I certify under penalty of perjury that my household is receiving no more than one Lifeline-supported service (either land line or wireless). I certify that, to the best my knowledge, no one at my household is receiving a Lifeline-supported service from any other provider.
7. _____ (Initial) I certify that I will notify Millennium 2000 within thirty (30)

days if I no longer qualify for Lifeline, or if I have a question as to whether I would still qualify.

8. _____ (Initial) I agree to cancel any existing Lifeline service with my current Lifeline provider before I enroll for Lifeline support with Millennium 2000.
9. _____ (Initial) I certify that I will notify Millennium 2000 of any change of my address within 30 days of moving by calling 1-866-961-1907. Additionally, if my address listed above is a temporary address, I understand that I must verify my address with Millennium 2000 every ninety (90) days. If I fail to respond to Millennium 2000's verification attempts within thirty (30) days, my Lifeline service may be terminated.
10. _____ (Initial) I understand that if my service goes unused for sixty (60) days, my service will be suspended, subject to a thirty (30) day period during which I may use the service or contact Millennium 2000 to confirm that I want to continue receiving service.
11. _____(Initial) I agree to re-certify my eligibility to participate in the Lifeline Program at any time, and that failure to do so will result in de-enrollment and the termination of the my Lifeline benefits.
12. _____ (Initial) I understand, and consent to the fact that my name, telephone number, address and other information will be provided to the Universal Service Administrative Company, the administrator of the Lifeline program, and/or its agents, and for the purpose of compiling and maintaining state and/or federal databases of eligible participants when such databases become available in order to verify that I do not receive more than one Lifeline benefit.

I authorize MILLENNIUM 2000, Inc. or it's duly appointed representative to access any records required to verify this statement to confirm my continued participation in the above programs. I authorize representatives of the above programs to discuss with and/or provide copies of documentation, if requested by the company, to verify my participation in the above programs and my eligibility for Lifeline services. I affirm, under penalty of perjury, that the foregoing representations are true. Perjury and false statements are punishable by fines and/or imprisonment.

Signature_____ Date_____

Exhibit B-1

Lifeline Application for Home Phone Services in Illinois

M llennium 2000
Providing Affordable Home Phone Services
Phone – 1-866-961-1907
Fax – 1-866-961-2881

Applicant Information

Full Name: _____
Last Name First Name Middle Initial

Address: _____
Street Address Apt. /Unit #

City: _____
City State Zip Code

Date of Birth: _____ Last 4 Digits of Social Security Number:_____

Billable Address (if different from above) _____

Contact Telephone Number: _____

The address above is my (check all that applies): ☐ Permanent Residence ☐ Billable Address
☐ Temporary Address*

My address is: ☐ a multi-unit building occupied by multiple households ☐ a single family home

****If your address is a temporary living situation Millennium 2000 will attempt to verify every 90 days that you continue to rely on that address. If you do not respond to the address verification attempts within 30 days, we may de-enroll you from receiving Lifeline service. If you should move, you must notify Millennium 2000 within 30 days of moving. You may not use a post office box as your residential address.**

Qualifying Information

I hereby certify under penalty of perjury that I participate in at least one of the following programs or that I meet household income eligibility requirements (**Select One**):

☐ Food Stamps ☐ Medicaid ☐ Temporary Assistance for Needy Families (TANF)

☐ Low Income Home Energy Assistance Program (LIHEAP) ☐ National Free School Lunch

☐ Federal Housing or Section 8 Assistance ☐ Supplemental Security Income (SSI)

☐ I certify that my household income is at or below 135% of the Federal Poverty Guidelines and that there is _____number of individual(s) in my household ***(Please note: Consumers qualifying for Lifeline under an income-based criterion must certify the number of individuals in their household)***

You must provide a copy of any current document that proves your participation in one of the programs selected or proof income eligibility. Acceptable documentation of income eligibility includes the prior year's state, federal, or Tribal tax return, current income statement from an employer or paycheck stub, a Social Security statement of benefits, a Veterans Administration statement of benefits, a retirement/pension statement of benefits, an Unemployment/Workmen's Compensation statement of benefits, federal or Tribal notice letter of participation in General Assistance, or a divorce decree, child support award, or other official document containing income information. If you provide documentation that does not cover a full year (such as current pay stubs), you must submit three (3) consecutive months of the same type of document within the current calendar year.

All documents must have same name and address as provided in this application. You must notify us within 30 days if you cease to participate in a federal qualifying program or programs or (2) your annual household income exceeds 135% of the Federal Poverty Guidelines; (3) you are receiving more than one Lifeline-supported service; or (4) you no longer satisfy the criteria for receiving Lifeline support.

Household Certification Statement

Lifeline service is a federal benefit provided to eligible consumers. For the purpose of the Lifeline Program, a household is defined as any individual or group of individuals who live together at the same address and share income and expenses. A household is not permitted to receive Lifeline benefits from multiple providers. Please select one of the following statements that apply:

☐ I certify that I live at an address that is occupied as a single family household and that I do not currently receive Lifeline support from a telephone line serving my residential address or from any other wireless telephone company. No other person that resides at my address receives Lifeline service from another Lifeline service provider. _____ (Initial)

☐ I certify that I live at an address occupied by multiple households and that I share an address with other adults who do not contribute income to my household or share in the household's expenses. I do not currently receive Lifeline support from a telephone line serving my residential address or from any other wireless telephone company nor does any other person that resides at my address receive Lifeline service from another Lifeline service provider. _____(Initial)

Certifications and Authorization Statements

PENALTY OF PERJURY

Under title 18 U.S.C. § 1621, whoever willfully states as true any material matter which he does not believe to be true in a statement under penalty of perjury, is guilty of perjury and shall, except as otherwise expressly provided by law, be fined or imprisoned not more than five years, or both. I hereby certify, under penalties and perjury that, (Initial each line below):

1. _____ (Initial) The information contained in my application remains true and correct to the best of my knowledge. Millennium 2000 has explained the one-per household requirement. I acknowledge that willfully providing false or fraudulent information to receive Lifeline benefits is punishable by law and may result in me being barred from the program.
2. _____ (Initial) I meet the eligibility requirements of the program(s) checked above, or have an annual household income at or below 135% of the Federal Poverty Guidelines and I have provided documentation of my eligibility.

3. _____ (Initial) I certify I am head of the household; I am not listed as a dependent on another person's tax return (unless over the age of 60) and the address listed is my primary residence.
4. _____ (Initial) I understand that Lifeline service is a non-transferable benefit and that I may not transfer my service to any other individual, including another eligible low-income consumer.
5. _____ (Initial) I understand that I and my household can only have one Lifeline-supported telephone service. Millennium 2000 has explained the one-per household requirement. I understand that violation of the one-per-household requirement constitutes a violation of the FCC's rules and will result in my de-enrollment from the Lifeline program, and could result in criminal prosecution by the US Government.
6. _____ (Initial) I certify under penalty of perjury that my household is receiving no more than one Lifeline-supported service (either land line or wireless). I certify that, to the best my knowledge, no one at my household is receiving a Lifeline-supported service from any other provider.
7. _____ (Initial) I certify that I will notify Millennium 2000 within thirty (30) days if I no longer qualify for Lifeline, or if I have a question as to whether I would still qualify.
8. _____ (Initial) I agree to cancel any existing Lifeline service with my current Lifeline provider before I enroll for Lifeline support with Millennium 2000.
9. _____ (Initial) I certify that I will notify Millennium 2000 of any change of my address within 30 days of moving by calling 1-866-961-1907. Additionally, if my address listed above is a temporary address, I understand that I must verify my address with Millennium 2000 every ninety (90) days. If I fail to respond to Millennium 2000's verification attempts within thirty (30) days, my Lifeline service may be terminated.
10. _____ (Initial) I understand that if my service goes unused for sixty (60) days, my service will be suspended, subject to a thirty (30) day period during which I may use the service or contact Millennium 2000 to confirm that I want to continue receiving service.
11. _____(Initial) I agree to re-certify my eligibility to participate in the Lifeline Program at any time, and that failure to do so will result in de-enrollment and the termination of the my Lifeline benefits.
12. _____ (Initial) I understand, and consent to the fact that my name, telephone number, address and other information will be provided to the Universal Service Administrative Company, the administrator of the Lifeline program, and/or its agents, and for the purpose of compiling and maintaining state and/or federal databases of eligible participants when such databases become available in order to verify that I do not receive more than one Lifeline benefit.

I authorize MILLENNIUM 2000, Inc. or it's duly appointed representative to access any records required to verify these statements to confirm my continued participation in the above program. I authorize representatives of the above programs to discuss with and/or provide copies to my local telephone company, if requested by the company, to verify my participation in the above programs and my eligibility for Lifeline service. **By my signature below, I certify under penalty of perjury that I have read and understood this form and that I attest that the information contained in this application that I have provided is true and correct to the best of my knowledge and that I acknowledge that providing false or fraudulent information to receive Lifeline benefits is punishable by law.**

_____	_____	_____
Print Name	Signature	Date

Lifeline Application for Home Phone Services in Illinois

Millennium 2000
Providing Affordable Home Phone Services
Phone – 1-866-961-1907
Fax – 1-866-961-2881

Disclosure

This service is a prepaid service. To keep your account active, you must use your Lifeline service at least once during any 60 day period by completing an outbound call, purchasing additional minutes from Company, answering an in-bound call from someone other than Company, or by responding to a direct contact from Company confirming that you want to continue receiving Lifeline service from Company. If your service goes unused for 60 days, you will no longer be eligible for Lifeline benefits and your service will be suspended (allowing only 911 calls and calls to the Company's customer care center) subject to a 30 day cure period during which you may use the service (as described above) or contact the Company to confirm that you want to continue receiving Lifeline service from Company.

I hereby certify that I have read the disclosure listed above and understand the usage requirements to continue receiving Lifeline services from Millennium 2000. _____ (Initial)

Internal Use Only

For Internal Use Only (PRINT ONLY):

Proof of Identification Verified? ***Yes____ No_____*** ***Type of Documentation Provided?_____***

Proof of Eligibility Documentation? ***Yes_____ No_____*** ***Type of Documentation Provided? _____***

Provided proof of household income is at or below 135% of the Federal Poverty Guidelines? ***Yes____ No_____***

Income eligibility documentation provided (check one box):

- ☐ Prior year's state, federal, or Tribal tax return
- ☐ Current income statement from an employer or paycheck stub,
- ☐ A Social Security statement of benefits,
- ☐ A Veterans Administration statement of benefits,
- ☐ A retirement/pension statement of benefits,
- ☐ An Unemployment/Workmen's Compensation statement of benefits,
- ☐ Federal or Tribal notice letter of participation in General Assistance, or
- ☐ A divorce decree, child support award, or other official document containing income information for at least three months time.

Method the Documentation Was Provided? ***In Person _____By Fax _____ By Mail _____ Electronically_____***

Name on Eligibility Documentation Is Same As Applicant? ***Yes_____ No _____***

If No, Name of Eligible Applicant _____

Date of Verification _____ ***Agent's Full Name_____***

Is the customer eligible for service? ***Yes_____ No_____ If no, why?_____***

CSR's Full Name_____ Date Application Process Completed_____

Other Comments:

Exhibit B-2

Free Handset and Minutes for Eligible Consumers

Are you in need of affordable home or wireless telephone service?

Take a few minutes of your time to learn about how Millennium 2000 can help assist you with enrolling in the Lifeline program, which is a federal benefit that provides discounted monthly cellular and home telephone services to eligible low-income consumers.

To enroll in the Lifeline Program, please call us at 1-866-961-1907

Millennium 2000

2019 W. 95th Street
Chicago, IL 60643

www.millennium-2k.com

Lifeline Program

Making Your Connection to the World Affordable

Millennium 2000

Tel: 866-961-1907

Understanding the Lifeline Program

Lifeline is a federal program that helps qualified individuals pay for wireless or home telephone service. The federal rules allow you to have a Lifeline discount on one home telephone or one wireless telephone. You may not get Lifeline discounts on two telephones.

Lifeline support lowers the cost of basic, monthly local or wireless telephone service. An eligible customer may receive the Lifeline discount on either a wireline or wireless connection, but the discount is available for only one telephone connection per household. Lifeline does not apply to taxes, surcharges, and mileage charges.

LIFELINE PROGRAM RULES

Lifeline service is a federal benefit provided to eligible consumers. For the purpose of the Lifeline Program, a household is defined as any individual or group of individuals who live together at the same address and share income and expenses. A household is not permitted to receive Lifeline benefits from multiple providers. If you or anyone in your household currently has Lifeline support, you must agree to cancel any existing Lifeline service with your current Lifeline service provider before you enroll for Lifeline support with Millennium 2000. **Note: By law, the Lifeline program is only available for one phone per household.**

Other lifeline rules states that non-usage of a wireless handset for a consecutive 60 days will result in de-enrollment of the Lifeline program.

ELIGIBILITY REQUIREMENTS

Only individual receiving certain government assistance qualifies for the Lifeline program. Eligibility guidelines vary by state.

In general, if you participate in a public assistance program such as Food Stamps, Medicaid, Supplemental Security Income (SSI), Temporary Assistance for Needy Families (TANF), Low Income Home Energy Assistance Program (LIHEAP), National Free School Lunch, Federal Housing/Section 8 Assistance, you can qualify for the program.

If you do not receive any of these public assistance programs, you may still qualify for Lifeline support if your household gross monthly income is at or below 135% of the federal poverty guideline.

PROOF OF ELIGIBILITY

You must provide a copy of any current document that proves your participation in one of the programs selected or proof income eligibility. Acceptable documentation of income eligibility includes the prior year's state, federal, or Tribal tax return, current income statement from an employer or paycheck stub, a Social Security statement of benefits, a Veterans Administration statement of benefits, a retirement/pension statement of benefits, an Unemployment/Workmen's Compensation statement of benefits, federal or Tribal notice letter of participation in General Assistance, or a divorce decree, child support award, or other official document containing income information. Documentation of income eligibility must cover a full year (*e.g.*, pay stubs) or three consecutive months' worth of the same types of document within the previous twelve months. **All documents must have same name and address as provided in this application. Under title 18 U.S.C. § 1621, whoever willfully states as true any material matter which he does not believe to be true in a statement under penalty of perjury, is guilty of perjury and shall, except as otherwise expressly provided by law, be fined or imprisoned not more than five years, or both.**

ANNUAL CERTIFICATION AND VERIFICATION

Once you are enrolled in the Lifeline Program, after the initial year, you must verify annually that you are qualified for continued enrollment in the Lifeline Program. Furthermore, you must certify that no other person in your household is receiving Lifeline services. If you fail to re-certify your eligibility, you will be de-enrolled from the Lifeline program. This means you will no longer receive the free monthly minutes or discounted home phone or wireless services. If you should become ineligible for Lifeline enrollment, you must immediately notify Millennium 2000 that you no longer meet the eligibility requirements for enrollment by calling us at 1-866-961-1907.

Exhibit B-3

LIFELINE TELEPHONE SCRIPT

Hello, my name is (your name), how are you today?

I would like to take a few minutes of your time to inform you about the Lifeline program, which provides discounted monthly cellular and home telephone services to eligible low-income consumers.

Do you receive any government assistance?

Do you have a few minutes to learn about how the Lifeline program can help you reduce the costs of your cell phone services?

Millennium 2000 offers a free cell phone with over four hours talk time to eligible Lifeline applicants. The services come with call waiting, caller id, voicemail and at no additional charge.

Don't worry if you go over you free minutes, you can purchase additional minutes at a low affordable rate if you qualify as an eligible Lifeline customer. We have rates as low as $1 for an additional 10 minutes for Lifeline customers only.

Calls to 911 emergency services are always free, regardless of service activation or availability of minutes. This means that as long as your cell phone powers up, you will be able to call 911 if you need to.

Only individuals receiving certain government assistance qualifies for the program. Eligibility guidelines vary by state.

In general, if you participate in a public assistance program such as Food Stamps, Medicaid, Supplemental Security Income (SSI), Temporary Assistance for Needy Families (TANF), Low Income Home Energy Assistance Program (LIHEAP), National Free School Lunch, Federal Housing/Section 8 Assistance, you can qualify for the program.

If you do not receive any of these public assistance programs, you may still qualify based on total household gross monthly income.

Which government assistance program do you receive?

Lifeline is a non-transferable federal benefit that is only available to one consumer per household. This means that you may not transfer this benefit to any other person.

In addition, you and no one else in your household may receive more than one Lifeline service at your address.

If you are currently receiving Lifeline from another provider and you wish to receive your Lifeline support from Millennium 2000, you must cancel your Lifeline support with your current service provider before you enroll your Lifeline service with Millennium 2000.

Violation of one Lifeline service per household limitation constitutes a violation of the rules of the program and will result in fines, imprisonment, de-enrollment or being barred from the Lifeline program.

By filling out an application, we will start your process to confirm your eligibility for approval to receive Lifeline benefits.

This program is designed to help you, not hurt you so there is no need to worry about credit checks, deposits or down payments.

Once you are enrolled in the Lifeline Program, you will be qualified to participate for up to 1 year. If you have a change in address, you must immediately notify Millennium 2000. `

To continue in the Lifeline Program, after the initial year, you must verify annually that you are qualified for continued enrollment in the Lifeline Program. You must further attest to the best of your knowledge that no other person in your household is receiving Lifeline services.

We will obtain annual certifications through a written letter, an Interactive Voice Response system, or a text message.

If you fail to re-certify your eligibility, you will be de-enrolled from the Lifeline program. This means you will no longer receive the free monthly minutes or discounted home phone or wireless services.

If you should become ineligible for Lifeline enrollment, you must immediately notify Millennium 2000 Wireless that you no longer meet the eligibility requirements for enrollment by calling 1-866-961-1907.

Are you interested in completing a Lifeline application, which will allow you to receive discounted cellular or home phone services?

To obtain an application in person, you may visit our office located at 2019 W. 95th Street in Chicago, Illinois or you may also obtain a copy of our application located on our website at www.millennium-2k.com.

If you do not have access to the internet, we will mail the application directly to you. Which method do you prefer?

Once you complete the application, you may mail it directly to Millennium 2000 or you can fax it to our office at 1-866-981-2881. You may also email the application to contactus@millennium-2k.info.

Should you submit your application to our office by fax, direct mail or email, you must attach a copy of your identification and proof of eligibility before the application is processed.

May I answer any additional questions for you at this time regarding the Lifeline Program?

Thank you for your time. If you want more information about Millennium 2000 and the Lifeline Program, visit our website at www.millennium-2k.com.

If you have any questions, please remember you can always call us at 866-961-1907.

LIFELINE FIELD SCRIPT

Hello, my name is (your name), from Millennium 2000, how are you today?

I would like to take a few minutes of your time to inform you about the Lifeline program, which provides discounted monthly cellular and home telephone services to eligible low-income consumers.

Do you receive any government assistance?

Do you have a few minutes to learn about how the Lifeline program can help you reduce the costs of your cell phone services?

Millennium 2000 offers a free cell phone with an hour and forty minutes of talk time to eligible Lifeline applicants. The services come with call waiting, caller id, voicemail and at no additional charge.

Don't worry if you go over you free minutes, you can purchase additional minutes at a low affordable rate if you qualify as an eligible Lifeline customer. We have rates as low as $1 for an additional 10 minutes for Lifeline customers only.

Calls to 911 emergency services are always free, regardless of service activation or availability of minutes. This means that as long as your cell phone powers up, you will be able to call 911 if you need to.

Only individuals receiving certain government assistance qualifies for the program. Eligibility guidelines vary by state.

In general, if you participate in a public assistance program such as Food Stamps, Medicaid, Supplemental Security Income (SSI), Temporary Assistance for Needy Families (TANF), Low Income Home Energy Assistance Program (LIHEAP), National Free School Lunch, Federal Housing/Section 8 Assistance, you can qualify for the program. If you do not receive any of these public assistance programs, you may still qualify based on total household gross monthly income.

Which government assistance program do you receive?

Lifeline is a non-transferable federal benefit that is only available to one consumer per household. This means that you may not transfer this benefit to any other person.

In addition, you and no one else in your household may receive more than one Lifeline service at your address.

If you are currently receiving Lifeline from another provider and you wish to receive your Lifeline support from Millennium 2000, you must cancel your Lifeline support with

your current service provider before you enroll your Lifeline service with Millennium 2000.

Violation of one Lifeline service per household limitation constitutes a violation of the rules of the program and will result in fines, imprisonment, de-enrollment or being barred from the Lifeline program.

By filling out an application, we will start your process to confirm your eligibility for approval to receive Lifeline benefits.

This program is designed to help you, not hurt you so there is no need to worry about credit checks, deposits or down payments.

Once you are enrolled in the Lifeline Program, you will be qualified to participate for up to 1 year. If you have a change in address, you must immediately notify Millennium 2000. `

To continue in the Lifeline Program, after the initial year, you must verify annually that you are qualified for continued enrollment in the Lifeline Program. You must further attest to the best of your knowledge that no other person in your household is receiving Lifeline services.

We will obtain annual certifications through a written letter, an Interactive Voice Response system, or a text message.

If you fail to re-certify your eligibility, you will be de-enrolled from the Lifeline program. This means you will no longer receive the free monthly minutes or discounted home phone or wireless services.

If you should become ineligible for Lifeline enrollment, you must immediately notify Millennium 2000 Wireless that you no longer meet the eligibility requirements for enrollment by calling 1-866-961-1907.

Are you interested in completing a Lifeline application, which will allow you to receive discounted cellular or home phone services?

Thank you for your time. If you want more information about Millennium 2000 and the Lifeline Program, visit our website at www.millennium-2k.com.

In the meantime, please take this handout, which explains more information about the Lifeline program. If you have any questions, please remember you can always call us at 866-961-1907.

STATE OF ILLINOIS)

COUNTY OF COOK)

Verification

I, Donna Harrison, being first duly sworn, depose and state that I am President of Millennium 2000 Inc. and that I have read the Amended Compliance Plan and know the contents thereof and the statements therein contained are true, to the best of my knowledge, information and belief.

Donna Harrison

Donna Harrison

Millennium 2000 Inc.

Subscribed and Sworn
to before me this 18
day of December 2012.

OFFICIAL SEAL
MIHNEA HAIDUC
Notary Public - State of Illinois
My Commission Expires Dec 20, 2015

Exhibit 2

FCC Public Notice (December 26, 2012)

PUBLIC NOTICE

Federal Communications Commission
445 12th St., S.W.
Washington, D.C. 20554

News Media Information 202 / 418-0500
Internet: http://www.fcc.gov
TTY: 1-888-835-5322

DA 12-2063
Release Date: December 26, 2012

WIRELINE COMPETITION BUREAU APPROVES THE COMPLIANCE PLANS OF AIRVOICE WIRELESS, AMERIMEX COMMUNICATIONS, BLUE JAY WIRELESS, MILLENNIUM 2000, NEXUS COMMUNICATIONS, PLATINUMTEL COMMUNICATIONS, SAGE TELECOM, TELRITE AND TELSCAPE COMMUNICATIONS

WC Docket Nos. 09-197 and 11-42

The Wireline Competition Bureau (Bureau) approves the compliance plans of nine carriers: AirVoice Wireless, LLC (AirVoice); AmeriMex Communications Corp. (AmeriMex); Blue Jay Wireless, LLC (Blue Jay); Millennium 2000, Inc. (Millennium 2000); Nexus Communications, Inc. (Nexus); PlatinumTel Communications, LLC (PlatinumTel); Sage Telecom, Inc. (Sage); Telrite Corporation (Telrite); and Telscape Communications, Inc. d/b/a Telscape Wireless (Telscape). The compliance plans were filed pursuant to the *Lifeline Reform Order* as a condition of obtaining forbearance from the facilities requirement of the Communications Act of 1934, as amended (the Act), for the provision of Lifeline service.[1]

The Act provides that in order to be designated as an eligible telecommunications carrier (ETC) for the purpose of universal service support, a carrier must "offer the services that are supported by Federal universal service support mechanisms . . . either using its own facilities or a combination of its own facilities and resale of another carrier's services . . . ."[2] The Commission amended its rules to define voice telephony as the supported service and removed directory assistance and operator services, among other things, from the list of supported services.[3] As a result of these amendments, many Lifeline-only ETCs that previously met the facilities requirement by providing operator services, directory assistance or other previously supported services no longer meet the facilities requirement of the Act.[4] In the *Lifeline Reform Order*, the Commission found that a grant of blanket forbearance of the facilities requirement,

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[1] *See Lifeline and Link Up Reform and Modernization et al*, WC Docket No.11-42 *et al.,* Report and Order and Further Notice of Proposed Rulemaking, 27 FCC Rcd 6656, 6816-17, paras. 379-380 (2012) (*Lifeline Reform Order*). A list of the compliance plans approved through this Public Notice can be found in the Appendix to this Public Notice.

[2] 47 U.S.C. § 214(e)(1)(A).

[3] *See Lifeline Reform Order*, 27 FCC Rcd at 6678, para. 47; *see also* 47 C.F.R. § 54.101(a).

[4] *See Lifeline Reform Order*, 27 FCC Rcd at 6812, para. 366, App. A; *Connect America Fund et al*, WC Docket 10-90, Order on Reconsideration, 26 FCC Rcd 17633, 17634-35, para. 4 (2011) (*USF/ICC Transformation Order on Reconsideration)*. Some ETCs have included language in their compliance plans indicating that they have facilities or plan to acquire facilities in the future. *See, e.g.,* Blanket Forbearance Compliance Plan, WC Docket Nos. 09-197 and 11-42, Q Link Wireless, LLC's Third Amended Compliance Plan at 4 n. 2 (filed July 30, 2012). To the extent ETCs seek to avail themselves of the conditional forbearance relief established in the *Lifeline Reform Order*, we presume they lack facilities to provide the supported service under sections 54.101 and 54.401 of the Commission's rules. *See* 47 C.F.R. §§ 54.101 and 54.401. Such ETCs must comply with the compliance plan approved herein in each state or territory where they are designated as an ETC, regardless of their claim of facilities for other purposes, such as eligibility for state universal service funding.

subject to certain public safety and compliance obligations, is appropriate for carriers seeking to provide Lifeline-only service.[5] Therefore, in the *Lifeline Reform Order*, the Commission conditionally granted forbearance from the Act's facilities requirement to all telecommunications carriers seeking Lifeline-only ETC designation, subject to the following conditions: (1) compliance with certain 911 and enhanced 911 public safety requirements; and (2) Bureau approval of a compliance plan providing specific information regarding the carrier and its service offerings and outlining the measures the carrier will take to implement the obligations contained in the *Order*.[6]

The Bureau has reviewed the nine plans listed in the Appendix for compliance with the conditions of the *Lifeline Reform Order* and now approves those nine compliance plans.[7]

Filings, including the Compliance Plans identified in the Appendix, and comments are available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554. They may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, telephone: (202) 488-5300, fax: (202) 448-5563, or via email www.bcpiweb.com.

People with Disabilities: To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an email to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at (202) 418-7400 or TTY (202) 418-0484.

For further information, please contact Michelle Schaefer, Telecommunications Access Policy Division, Wireline Competition Bureau at (202) 418-7400 or TTY (202) 418-0484.

- FCC -

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[5] *See Lifeline Reform Order*, 27 FCC Rcd at 6813-6817, paras. 368-381.

[6] *See id.*, 27 FCC Rcd at 6814, 6819, paras. 373, 389. Subsequently, the Bureau provided guidance for carriers submitting compliance plans pursuant to the *Lifeline Reform Order*. *Wireline Competition Bureau Provides Guidance for the Submission of Compliance Plans Pursuant to the Lifeline Reform Order*, WC Docket Nos. 09-197 and 11-42, Public Notice, 27 FCC Rcd 2186 (Wireline Comp. Bur. 2012).

[7] The Commission has not acted on any pending ETC petitions filed by these carriers, and this Public Notice only approves the compliance plans of the carriers listed above. While these compliance plans contain information on each carrier's Lifeline offering, we leave it to the designating authority to determine whether or not the carrier's Lifeline offerings are sufficient to serve consumers. *See Lifeline Reform Order*, 27 FCC Rcd at 6679-80, 6818-19, paras. 50, 387.

APPENDIX

Petitioner	Compliance Plans As Captioned by Petitioner	Date of Filing	Docket Numbers
AirVoice Wireless, LLC	AirVoice Wireless, LLC's Amended Compliance Plan	December 7, 2012	09-197; 11-42
AmeriMex Communications Corp.	AmeriMex Communications Corp. Revised Compliance Plan	December 6, 2012	09-197; 11-42
Blue Jay Wireless, LLC	Blue Jay Wireless, LLC Compliance Plan	December 19, 2012	09-197; 11-42
Millennium 2000 Inc.	Amended Compliance Plan of Millennium 2000 Inc.	December 18, 2012	09-197; 11-42
Nexus Communications, Inc.	Third Amended Compliance Plan of Nexus Communications, Inc.	December 6, 2012	09-197; 11-42
PlatinumTel Communications, LLC	PlatinumTel Communications LLC's Revised Compliance Plan	December 19, 2012	09-197; 11-42
Sage Telecom, Inc.	Revised Compliance Plan of Sage Telecom, Inc.	December 19, 2012	09-197; 11-42
Telrite Corporation	Telrite Corporation Compliance Plan	December 19, 2012	09-197; 11-42
Telscape Communications Inc. d/b/a Telscape Wireless	Revised Compliance Plan of Telscape Communications, Inc.	December 19, 2012	09-197; 11-42

Exhibit 3

State PUC Jurisdictional Statements

Exhibit 3

Exhibit 3

Alabama

Alabama Public Service Commission

Orders

PINE BELT CELLULAR, INC. and PINE BELT PCS, INC.,	**PETITION: For ETC status and/or clarification regarding the jurisdiction of the Commission to grant ETC status to wireless carriers.**
Joint Petitioners	
	DOCKET U-4400

ORDER

BY THE COMMISSION:

In a joint pleading submitted on September 11, 2001, Pine Belt Cellular, Inc. and Pine Belt PCS, Inc. (collectively referred to as "Pine Belt") each notified the Commission of their desire to be designated as universal service eligible telecommunications carriers ("ETCs") for purposes of providing wireless ETC service in certain of the non-rural Alabama wireline service territories of BellSouth Telecommunications, Inc. ("BellSouth") and Verizon South, Inc. ("Verizon"). The Pine Belt companies noted their affiliation with Pine Belt Telephone Company, a provider of wireline telephone service in rural Alabama, but clarified that they exclusively provide cellular telecommunications and personal communications (collectively referred to as "CMRS" or "wireless") services in their respective service areas in Alabama in accordance with licenses granted by the Federal Communications Commission ("FCC"). The pivotal issue raised in the joint pleading of Pine Belt companies is whether the Commission will assert jurisdiction in this matter given the wireless status of the Pine Belt companies.

As noted in the filing of the Pine Belt companies, state Commissions have primary responsibility for the designation of eligible telecommunications carriers in their respective jurisdictions for universal service purposes pursuant to 47 USC §214(e). The Commission indeed established guidelines and requirements for attaining ETC status in this jurisdiction pursuant to notice issued on October 31, 1997.

For carriers not subject to state jurisdiction, however, §214(e)(6) of the Telecommunications Act of 1996 provides that the FCC shall, upon request, designate such carriers as ETCs in non-rural

service territories if said carriers meet the requirements of §214(e)(1). In an FCC Public Notice released December 29, 1997 (FCC 97-419) entitled "Procedures for FCC designation of Eligible Telecommunications Carriers pursuant to §214(e)(6) of the Telecommunications Act", the FCC required each applicant seeking ETC designation from the FCC to provide, among other things, "a certification and brief statement of supporting facts demonstrating that the Petitioner is not subject to the jurisdiction of a state Commission."

The Pine Belt companies enclosed with their joint pleading completed ETC application forms as developed by the Commission. In the event the Commission determines that it does not have jurisdiction to act on the Pine Belt request for ETC status, however, the Pine Belt companies seek an affirmative written statement from the Commission indicating that the Commission lacks jurisdiction to grant them ETC status as wireless carriers.

The issue concerning the APSC's jurisdiction over providers of cellular services, broadband personal communications services, and commercial mobile radio services is one that was rather recently addressed by the Commission. The Commission indeed issued a Declaratory Ruling on March 2, 2000, in Docket 26414 which concluded that as the result of certain amendments to the Code of Alabama, 1975 §40-21-120(2) and (1)(a) effectuated in June of 1999, the APSC has no authority to regulate, *in any respect*, cellular services, broadband personal communications services and commercial mobile radio services in Alabama. Given the aforementioned conclusions by the Commission, it seems rather clear that the Commission has no jurisdiction to take action on the Application of the Pine Belt companies for ETC status in this jurisdiction. The Pine Belt companies and all other wireless providers seeking ETC status should pursue their ETC designation request with the FCC as provided by 47 USC §214(e)(6).

IT IS, THEREFORE, ORDERED BY THE COMMISSION, That the Commission's jurisdiction to grant Eligible Telecommunications Carrier status for universal service purposes does not extend to providers of cellular services, broadband personal communications services, and commercial mobile radio services. Providers of such services seeking Eligible Telecommunications Carrier status should accordingly pursue their requests through the Federal Communications Commission.

IT IS FURTHER ORDERED, That this Order shall be effective as of the date hereof.

DONE at Montgomery, Alabama, this 12th day of March, 2002.

ALABAMA PUBLIC SERVICE COMMISSION

Jim Sullivan, President

Jan Cook, Commissioner

George C. Wallace, Jr., Commissioner

ATTEST: A True Copy

Walter L. Thomas, Jr., Secretary

Exhibit 3

Connecticut

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC UTILITY CONTROL

November 8, 2010
In reply, please refer to:
UR:PAP

Jacqueline Hankins
Helein & Marashlian
1420 Spring Hill Rd
Suite 205
McLean, VA 22102

Re: Request for Letter Clarifying Jurisdiction Over Wireless ETC Petitions

Dear Ms. Hankins:

The Department of Public Utility Control (Department) acknowledges receipt of your October 25, 2010 letter filed on behalf of Boomerang Wireless, LLC d/b/a Ready Mobile (Ready Mobile) requesting clarification as to whether the Department claims jurisdiction to designate wireless eligible telecommunications carriers (ETC) in Connecticut.

The Department does not regulate or license mobile carrier services' rates and charges and therefore, Ready Mobile should apply to the Federal Communications Commission for purposes of being designed an ETC.

Sincerely,

DEPARTMENT OF PUBLIC UTILITY CONTROL

Kimberley J. Santopietro
Executive Secretary

10 Franklin Square • New Britain, Connecticut 06051 • Phone: 860-827-1553 • Fax: 860-827-2613
Email: dpuc.executivesecretary@po.state.ct.us • Internet: www.state.ct.us/dpuc
Affirmative Action/Equal Opportunity Employer

Exhibit 3

Delaware

STATE OF DELAWARE
PUBLIC SERVICE COMMISSION
861 SILVER LAKE BOULEVARD
CANNON BUILDING, SUITE 100
DOVER, DELAWARE 19904

TELEPHONE: (302) 739 - 4247
FAX: (302) 739 - 4849

July 15, 2009

L. Charles Keller, Jr.
Wilkinson Barker Knauer, LLP
2300 N Street, NW, Ste. 700
Washington, DC 20037

RE: Conexions LLC

Dear Mr. Keller:

You have requested a statement confirming that the Delaware Public Service Commission ("PSC") lacks the jurisdiction to designate your client, Conexions, LLC ("Conexions"), as an Eligible Telecommunications Carrier ("ETC") under 47 U.S.C. § 214(e). You have represented that Conexions is a new mobile virtual network operator who seeks to participate in the FCC's Lifeline support program for qualifying low-income consumers.

Under state law, the Delaware PSC does not currently exercise any form of supervisory jurisdiction over wireless commercial mobile radio service ("CMRS") providers. *See* 26 *Del. C.* § 102(2) (excluding "telephone service provided by cellular technology, or by domestic public land mobile radio service" from the definition of "public utility"); 26 *Del. C.* § 202(c) (providing that the Delaware Commission has "no jurisdiction over the operation of domestic public land mobile radio service provided by cellular technology service or over rates to be charged for such service or over property, property rights, equipment of facilities employed in such service"). In fact, in granting ETC status in Delaware for Cellco Partnership d/b/a Bell Atlantic Mobile, the FCC accepted the Delaware PSC's confirmation at that time that it did not have jurisdiction under state law to designate CMRS providers as ETCs. *See Federal-State Joint Board on Universal Service; Cellco Partnership d/b/a Bell Atlantic Mobile Petition for Designation as an Eligible Telecommunications Carrier*, Memorandum Opinion and Order, 16 FCC Rcd. 39 (2000), at ¶¶ 3-4. There have been no changes to state law regarding the PSC's authority over CMRS providers since the *Cellco* decision.

I hope this addresses your request for confirmation that the Delaware Public Service Commission does not have jurisdiction under state law to designate CMRS providers, such as Conexions LLC, as an ETC.

Sincerely,

Bruce H. Burcat

Bruce H. Burcat
Executive Director

Exhibit 3

The District of Columbia

Public Service Commission of the District of Columbia
1333 H Street, N.W., 2nd Floor, West Tower
Washington, D.C. 20005
(202) 626-5100
www.dcpsc.org

May 26, 2011

Via First Class & Certified Mail

Douglas D. Orvis II
Kimberly A. Lacey
Bingham McCutchen LLP
2020 K Street, NW
Washington, DC 20006-1806

Dear Mr. Orvis and Ms. Lacey:

Thank you for your May 24, 2011 letter requesting information on whether the Public Service Commission of the District of Columbia ("Commission") designates wireless telecommunications carriers as eligible telecommunications carriers ("ETC") for the purposes of receiving federal universal service funding. Please be advised that, pursuant to section 34-2006(b) of the District of Columbia Code, the Commission does not have jurisdiction over wireless carriers. Thus, the Commission has no authority to designate wireless telecommunications carriers as ETCs.

Attached please find a copy of the relevant section of the District of Columbia Code for your information. Should you need anything further, please contact Lara Walt at 202-626-9191 or lwalt@psc.dc.gov.

Sincerely,

Richard A. Beverly
General Counsel

Enclosure

Exhibit 3

Florida

COMMISSIONERS:
ART GRAHAM, CHAIRMAN
LISA POLAK EDGAR
RONALD A. BRISÉ
EDUARDO E. BALBIS
JULIE I. BROWN

STATE OF FLORIDA

GENERAL COUNSEL
S. CURTIS KISER
(850) 413-6199

Public Service Commission

June 2, 2011

Mr. Douglas D. Orvis, II
Bingham McCutchen, LLP
2020 K. Street NW
Washington, DC 20006-1806

Re: Undocketed – TAG Mobile, LLC's ETC Designation

Dear Mr. Orvis:

We received your May 25, 2011 letter requesting a statement that the Florida Public Service Commission's jurisdiction to grant ETC designation to TAG Mobile, LLC changed with Governor Scott's approval of HB 1231, the telecom reform bill.

This letter acknowledges that Governor Scott's approval of HB 1231, the telecom reform bill, revises Chapter 364, Florida Statutes, thereby changing the Commission's jurisdiction regarding telecommunications companies. I direct your attention to Chapter 364, Florida Statutes, including the revisions by HB 1231 for the proposition that the Federal Communications Commission, rather than this Commission is the appropriate agency to consider TAG Mobile, LLC's bid for ETC status.

Sincerely,

S. Curtis Kiser

S. Curtis Kiser
General Counsel

cc: Beth W. Salak, Director, Division of Regulatory Analysis
Robert J. Casey, Public Utilities Supervisor, Division of Regulatory Analysis
Adam J. Teitzman, Attorney Supervisor, Office of the General Counsel
Ann Cole, Commission Clerk, Office of Commission Clerk

Exhibit 3

New Hampshire

THE STATE OF NEW HAMPSHIRE

CHAIRMAN
Thomas B. Getz

COMMISSIONERS
Clifton C. Below
Amy L. Ignatius

EXECUTIVE DIRECTOR
AND SECRETARY
Debra A. Howland

PUBLIC UTILITIES COMMISSION
21 S. Fruit Street, Suite 10
Concord, N.H. 03301-2429

Tel. (603) 271-2431

FAX (603) 271-3878

TDD Access: Relay NH
1-800-735-2964

Website
www.puc.nh.gov

September 22, 2009

L. Charles Keller
Wilkinson Barker Knauer, LLP
2300 N Street, NW
Suite 700
Washington, DC 20037

Re: Conexions, LLC

Dear Mr. Keller:

This is in response to your letter to the Commission, received July 10, 2009, concerning the above-referenced telecommunications carrier. You requested a statement from the Commission that Conexions, LLC (Conexions) is not subject to the jurisdiction of the Commission, inasmuch as this will affect how Conexions proceeds with efforts to become designated as an Eligible Telecommunications Carrier (ETC) for purposes of receiving universal service support pursuant to the federal Telecommunications Act.

You attention is directed to a published order of the Commission, *RCC Minnesota, Inc.*, 88 NH PUC 611 (2003) (Order No. 24,245). In that order, the Commission acknowledged that it lacks state-law authority to regulate wireless carriers, *id.* at 615, citing Section 362:6 of the New Hampshire Revised Statutes Annotated, and therefore the Commission concluded that the agency is likewise devoid of jurisdiction to consider a request for ETC designation from the carrier. In my judgment, Conexions as a user of both cellular and PCS (personal communications service) spectrum to provide commercial mobile radio service, may rely on the *RCC Minnesota* decision for the proposition that the Federal Communications Commission, as opposed to the New Hampshire Public Utilities Commission, is the appropriate agency to consider Conexions's bid for ETC status.

Please feel free to call me at 603-271-6005 if I can be of further assistance.

Sincerely,

F. Anne Ross
General Counsel

Exhibit 3

New York

STATE OF NEW YORK DEPARTMENT OF PUBLIC SERVICE

THREE EMPIRE STATE PLAZA, ALBANY, NY 12223-1350

www.dps.state.ny.us

PUBLIC SERVICE COMMISSION

GARRY A. BROWN
Chairman
PATRICIA L. ACAMPORA
MAUREEN F. HARRIS
ROBERT E. CURRY JR.
JAMES L. LAROCCA
Commissioners

PETER McGOWAN
General Counsel

JACLYN A. BRILLING
Secretary

July 28, 2010

TO WHOM IT MAY CONCERN:

Re: i-wireless CMRS Jurisdiction

We have received a letter from i-wireless, LLC (i-wireless), requesting a statement that the New York State Public Service Commission does not exercise jurisdiction over CMRS providers for the purpose of making determinations regarding Eligible Telecommunications Carrier designations under section 214 (e)(6) of 47 U.S.C. In response to this request, please be advised that section 5 (6)(a) of the New York State Public Service Law provides that:

> Application of the provisions of this chapter to cellular telephone services is suspended unless the commission, no sooner than one year after the effective date of this subdivision, makes a determination, after notice and hearing, that suspension of the application of provisions of this chapter shall cease to the extend found necessary to protect the public interest.

The New York State Public Service Commission has not made a determination as of this date that regulation should be reinstituted under section 5 (6)(a) of the Public Service Law. Consequently, based on the representation by i-wireless that it is a mobile virtual network operator reselling wireless services, i-wireless would not be subject to New York State Public Service Commission jurisdiction for the purpose of making an Eligible Telecommunications Carrier designation.

Very truly yours,

Maureen J. McCauley

Maureen J. McCauley
Assistant Counsel

Exhibit 3

North Carolina

STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH

DOCKET NO. P-100, SUB 133c

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of Designation of Carriers Eligible for Universal Carrier Support	)))	ORDER GRANTING PETITION

BY THE COMMISSION: On August 22, 2003, North Carolina RSA3 Cellular Telephone Company, d/b/a Carolina West (Carolina West), a commercial mobile radio service (CMRS) provider, filed a Petition seeking an affirmative declaratory ruling that the Commission lacks jurisdiction to designate CMRS carrier eligible telecommunications carrier (ETC) status for the purposes of receiving federal universal service support.

In support of its Petition, Carolina West stated that it was a CMRS provider authorized by the Federal Communications Commission (FCC) to provide cellular mobile radio telephone service in North Carolina, and that the FCC had clearly recognized that CMRS carriers such as Carolina West may be designated as ETCs. ETC status is necessary for a provider to be eligible to receive universal service support. Section 214(e)(6) of the Telecommunications Act provides that if a state commission determines that it lacks jurisdiction over a class of carriers, the FCC is charged with making the ETC determination. The FCC has stated that, in order for the FCC to consider requests pursuant to this provision, a carrier must provide an "affirmative statement" from the state commission or court of competent jurisdiction that the state lacks jurisdiction to perform the designation. To date, several state commissions have declined to exercise such jurisdiction.

North Carolina has excluded CMRS form the definition of "public utility." See, G.S. 62-3(23)]. Pursuant to this, the Commission issued its Order Concerning Deregulation of Wireless Providers in Docket Nos. P-100, Sub 114 and Sub 124 on August 28, 1995, concluding that the Commission no longer has jurisdiction over cellular services. Accordingly, Carolina West has now requested the Commission to issue an Order stating that it does not have jurisdiction to designate CMRS carriers ETC status for the purposes of receiving federal universal service support.

WHEREUPON, the Commission reaches the following

CONCLUSIONS

After careful consideration, the Commission concludes that it should grant Carolina West's Petition and issue an Order stating that it lacks jurisdiction to designate ETC status

for CMRS carriers. As noted above, in its August 28, 1995, Order in Docket Nos. P-100, Sub 114 and Sub 124, the Commission observed that G.S. 62-3(23)j, enacted on July 29, 1995, has removed cellular services, radio common carriers, personal communications services, and other services then or in the future constituting a mobile radio communications service from the Commission's jurisdiction. 47 USC 3(41) defines a "state commission" as a body which "has regulatory jurisdiction with respect to the intrastate operation of carriers." Pursuant to 47 USC 214(e)(6), if a state commission determines that it lacks jurisdiction over a class of carriers, the FCC must determine which carriers in that class may be designated as ETCs. Given these circumstances, it follows that the Commission lacks jurisdiction over CMRS services and the appropriate venue for the designation of ETC status for such services is with the FCC. Accord., Order Granting Petition, ALLTEL Communications, Inc., June 24, 2003.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 28th day of August, 2003.

NORTH CAROLINA UTILITIES COMMISSION

Patricia Swenson

Patricia Swenson, Deputy Clerk

Exhibit 3

Tennessee

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

April 11, 2003

IN RE:	)	
	)	
APPLICATION OF ADVANTAGE CELLULAR SYSTEMS, INC. TO BE DESIGNATED AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER	)))	DOCKET NO. 02-01245

ORDER

This matter came before Chairman Sara Kyle, Director Deborah Taylor Tate and Director Pat Miller of the Tennessee Regulatory Authority (the "Authority"), the voting panel assigned in this docket, at the regularly scheduled Authority Conference held on January 27, 2003, for consideration of the *Application of Advantage Cellular Systems, Inc. To Be Designated As An Eligible Telecommunications Carrier* ("*Application*") filed on November 21, 2002.

Background

Advantage Cellular Systems, Inc. ("Advantage") is a commercial mobile radio service provider ("CMRS") seeking designation as an Eligible Telecommunications Carrier ("ETC") by the Authority pursuant to 47 U.S.C. §§ 214 and 254. In its *Application*, Advantage asserts that it seeks ETC status for the entire study area of Dekalb Telephone Cooperative, Inc., a rural cooperative telephone company. Advantage maintains that it meets all the necessary requirements for ETC status and therefore is eligible to receive universal service support throughout its service area.

The January 27, 2003 Authority Conference

During the regularly scheduled Authority Conference on January 27, 2003, the panel of Directors assigned to this docket deliberated Advantage's *Application*. Of foremost consideration was the issue of the Authority's jurisdiction. The panel unanimously found that the Authority lacked

jurisdiction over Advantage for ETC designation purposes.[1]

This conclusion was implicitly premised on Tenn. Code Ann. § 65-4-104, which provides that:

> The Authority has general supervisory and regulatory power, jurisdiction and control over all public utilities and also over their property, property rights, facilities, and franchises, so far as may be necessary for the purpose of carrying out the provisions of this chapter.

For purposes of Tenn. Code Ann. § 65-4-104, the definition of public utilities specifically excludes, with certain exceptions not relevant to this case, "[a]ny individual, partnership, copartnership, association, corporation or joint stock company offering domestic public cellular radio telephone service authorized by the federal communications commission."

The Authority's lack of jurisdiction over CMRS providers implicates 47 U.S.C. § 214(e), which addresses the provision of universal service. Where common carriers seeking universal service support are not subject to a state regulatory commission's jurisdiction, 47 U.S.C. § 214(e)(6) authorizes the Federal Communications Commission ("FCC") to perform the ETC designation.[2]

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[1] This finding is not inconsistent with the Authority's decision in *In re: Universal Service Generic Contested Case*, Docket 97-00888, *Interim Order on Phase I of Universal Service*, pp. 53-57 (May 20, 1998), in which the Authority required intrastate telecommunications carriers to contribute to the intrastate Universal Service Fund including telecommunications carriers not subject to authority of the TRA. The decision in Docket No. 97-00888 was based primarily on 47 U.S.C. § 254(f) which authorizes states to adopt regulations not inconsistent with the Federal Communications Commission's rules on Universal Service and specifically requires every telecommunications carrier that provides intrastate telecommunications services to contribute to the preservation and advancement of universal service in that state. The *Interim Order* was issued prior to the effective date of 47 U.S.C. § 214(e)(6).

[2] 47 U.S.C. §214(e)(6) states:

(6) Common carriers not subject to state commission jurisdiction

> In the case of a common carrier providing telephone exchange service and exchange access that is not subject to the jurisdiction of a State commission, the Commission shall upon request designate such a common carrier that meets the requirements of paragraph (1) as an eligible telecommunications carrier for a service area designated by the Commission consistent with applicable Federal and State law. Upon request and consistent with the public interest, convenience and necessity, the Commission may, with respect to an area served by a rural telephone company, and shall, in the case of all other areas, designate more than one common carrier as an eligible telecommunications carrier for a service area designated under this paragraph, so long as each additional requesting carrier meets the requirements of paragraph (1). Before designating an additional eligible telecommunications carrier for an area served by a rural telephone company, the Commission shall find that the designation is in the public interest.

As a matter of "state-federal comity," the FCC requires that carriers seeking ETC designation "first consult with the state commission to give the state commission an opportunity to interpret state law."[3] Most carriers that are not subject to a state regulatory commission's jurisdiction seeking ETC designation must provide the FCC "with an affirmative statement from a court of competent jurisdiction or the state commission that it lacks jurisdiction to perform the designation."[4]

The panel noted that the FCC is the appropriate forum for Advantage to pursue ETC status pursuant to 47 U.S.C. § 214(e)(6). This Order shall serve as the above mentioned affirmative statement required by the FCC.

IT IS THEREFORE ORDERED THAT:

The *Application of Advantage Cellular Systems, Inc. To Be Designated As An Eligible Telecommunications Carrier* is dismissed for lack of subject matter jurisdiction.

Sara Kyle, Chairman

Deborah Taylor Tate, Director

Pat Miller, Director

[3] *In the Matter of Federal-State Joint Bd. on Universal Service*, CC Docket No. 96-45, *Twelfth Report and Order, Memorandum Opinion and Order, and Further Notice of Proposed Rulemaking*, 15 F.C.C.R. 12208, 12264, ¶ 113 (June 30, 2000).

[4] *See Id.* (The "affirmative statement of the state commission may consist of any duly authorized letter, comment, or state commission order indicating that it lacks jurisdiction to perform designations over a particular carrier.")

Exhibit 3

Texas

PROJECT NO. 40561

2012 NOV 21 AM 11:37

RULEMAKING TO AMEND SUBSTANTIVE RULE 26.418 RELATING TO DESIGNATION OF COMMON CARRIERS AS ELIGIBLE TELECOMMUNICATIONS CARRIERS TO RECEIVE FEDERAL UNIVERSAL SERVICE FUNDS	§ § § § § § §	PUBLIC UTILITY COMMISSION OF TEXAS

ORDER ADOPTING AMENDMENT TO §26.418
AS APPROVED AT THE NOVEMBER 16, 2012 OPEN MEETING

The Public Utility Commission of Texas (commission) adopts an amendment to §26.418, relating to Designation of Common Carriers as Eligible Telecommunications Carriers to Receive Federal Universal Service Funds, with no changes to the proposed text as published in the August 31, 2012, issue of the *Texas Register* (37 TexReg 6874). The amendment will exclude commercial mobile radio service (CMRS) resellers from eligibility for designation by the commission as an eligible telecommunications carrier (ETC). Instead, a CMRS reseller will be able to seek designation as an ETC by the Federal Communications Commission (FCC). Project Number 40561 is assigned to this proceeding.

The commission did not receive any comments on the proposed amendment.

The amendment is adopted under the Public Utility Regulatory Act, Texas Utilities Code Annotated §14.002 (West 2007 and Supp. 2012) (PURA), which provides the commission with the authority to make and enforce rules reasonably required in the exercise of its powers and jurisdiction; and specifically §51.001, which provides that it is the policy of this state to promote diversity of telecommunications providers and interconnectivity; encourage a fully competitive

8

telecommunications marketplace; and maintain a wide availability of high quality interoperable, standards-based telecommunications services at affordable rates.

Cross Reference to Statutes: PURA §§14.002 and 51.001.

§26.418. Designation of Common Carriers as Eligible Telecommunications Carriers to Receive Federal Universal Service Funds.

(a) **Purpose.** This section provides the requirements for the commission to designate common carriers as eligible telecommunications carriers (ETCs) to receive support from the federal universal service fund (FUSF) pursuant to 47 United States Code (U.S.C.) §214(e) (relating to Provision of Universal Service). In addition, this section provides guidelines for rural and non-rural carriers to meet the federal requirements of annual certification for FUSF support criteria and, if requested or ordered, for the disaggregation of rural carriers' FUSF support.

(b) **Applicability.** This section applies to a common carrier seeking designation as an ETC, except for commercial mobile radio service (CMRS) resellers. A CMRS reseller may not seek designation from the commission, but instead may seek designation as an ETC by the Federal Communications Commission (FCC). This section also applies to a common carrier that has been designated by the commission as an ETC, including a CMRS reseller.

(c) **Service areas.** The commission may designate ETC service areas according to the following criteria.

(1) **Non-rural service area.** To be eligible to receive federal universal service support in non-rural areas, a carrier must provide federally supported services pursuant to 47 Code of Federal Regulations (C.F.R.) §54.101 (relating to

Supported Services for Rural, Insular, and High Cost Areas) throughout the area for which the carrier seeks to be designated an ETC.

(2) **Rural service area.** In the case of areas served by a rural telephone company, as defined in §26.404 of this title (relating to Small and Rural Incumbent Local Exchange Company (ILEC) Universal Service Plan), a carrier must provide federally supported services pursuant to 47 C.F.R. §54.101 throughout the study area of the rural telephone company in order to be eligible to receive federal universal service support.

(d) **Criteria for determination of ETCs.** A common carrier shall be designated as eligible to receive federal universal service support if it:

(1) offers the services that are supported by the federal universal service support mechanisms under 47 C.F.R. §54.101 either using its own facilities or a combination of its own facilities and resale of another carrier's services; and

(2) advertises the availability of and charges for such services using media of general distribution.

(e) **Criteria for determination of receipt of federal universal service support.** In order to receive federal universal service support, a common carrier must:

(1) meet the requirements of subsection (d) of this section;

(2) offer Lifeline Service to qualifying low-income consumers in compliance with 47 C.F.R. Part 54, Subpart E (relating to Universal Service Support for Low-Income Consumers); and

(3) offer toll limitation services in accordance with 47 C.F.R. §54.400 (relating to Terms and Definitions) and §54.401 (relating to Lifeline Defined).

(f) **Designation of more than one ETC.**

(1) Non-rural service areas. In areas not served by rural telephone companies, as defined in §26.404 of this title, the commission shall designate, upon application, more than one ETC in a service area so long as each additional carrier meets the requirements of subsection (c)(1) of this section and subsection (d) of this section.

(2) Rural service areas. In areas served by rural telephone companies, as defined in §26.404 of this title, the commission may designate as an ETC a carrier that meets the requirements of subsection (c)(2) of this section and subsection (d) of this section if the commission finds that the designation is in the public interest.

(g) **Proceedings to designate ETCs.**

(1) At any time, a common carrier may seek commission approval to be designated an ETC for a requested service area.

(2) In order to receive support under this section for exchanges purchased from an unaffiliated carrier, the acquiring ETC shall file an application, within 30 days after the date of the purchase, to amend its ETC service area to include those geographic areas that are eligible for support.

(3) If an ETC receiving support under this section sells an exchange to an unaffiliated carrier, it shall file an application, within 30 days after the date of the sale, to

amend its ETC designation to exclude from its designated service area those exchanges for which it was receiving support.

(h) **Application requirements and commission processing of applications.**

(1) **Requirements for notice and contents of application.**

(A) Notice of application. Notice shall be published in the *Texas Register.* The presiding officer may require additional notice. Unless otherwise required by the presiding officer or by law, the notice shall include at a minimum a description of the service area for which the applicant seeks eligibility, the proposed effective date of the designation, and the following statement: "Persons who wish to comment on this application should notify the Public Utility Commission of Texas by (specified date, ten days before the proposed effective date). Requests for further information should be mailed to the Public Utility Commission of Texas, P.O. Box 13326, Austin, Texas 78711-3326, or you may call the Public Utility Commission's Customer Protection Division at (512) 936-7120 or (888) 782-8477. Hearing- and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136, or use Relay Texas (800) 735-2989 to reach the commission's toll free number (888) 782-8477."

(B) Contents of application for each common carrier seeking ETC designation. A common carrier that seeks to be designated as an ETC shall file with the commission an application complying with the requirements of this

section. In addition to copies required by other commission rules, one copy of the application shall be delivered to the commission's Regulatory Division and one copy shall be delivered to the Office of Public Utility Counsel. The application shall:

(i) show that the applicant offers each of the services that are supported by the FUSF support mechanisms under 47 U.S.C. §254(c) (relating to Universal Service) either using its own facilities or a combination of its own facilities and resale of another carrier's services throughout the service area for which it seeks designation as an ETC;

(ii) show that the applicant assumes the obligation to offer each of the services that are supported by the FUSF support mechanisms under 47 U.S.C. §254(c) to any consumer in the service area for which it seeks designation as an ETC;

(iii) show that the applicant advertises the availability of, and charges for, such services using media of general distribution;

(iv) show the service area in which the applicant seeks designation as an ETC;

(v) contain a statement detailing the method and content of the notice the applicant has provided or intends to provide to the public regarding the application and a brief statement explaining why the proposed notice is reasonable and in compliance with applicable law;

(vi) contain a copy of the text of the notice;

(vii) contain the proposed effective date of the designation; and

(viii) contain any other information which the applicant wants considered in connection with the commission's review of its application.

(C) Contents of application for each common carrier seeking ETC designation and receipt of federal universal service support. A common carrier that seeks to be designated as an ETC and receive federal universal service support shall file with the commission an application complying with the requirements of this section. In addition to copies required by other commission rules, one copy of the application shall be delivered to the commission staff and one copy shall be delivered to the Office of Public Utility Counsel. The application shall:

(i) comply with the requirements of subparagraph (B) of this paragraph;

(ii) show that the applicant offers Lifeline Service to qualifying low-income consumers in compliance with 47 C.F.R. Part 54, Subpart E; and

(iii) show that the applicant offers toll limitation services in accordance with 47 C.F.R. §54.400 and §54.401.

(2) **Commission processing of application.**

(A) Administrative review. An application considered under this section may be reviewed administratively unless the presiding officer, for good cause,

determines at any point during the review that the application should be docketed.

(i) The effective date shall be no earlier than 30 days after the filing date of the application or 30 days after notice is completed, whichever is later.

(ii) The application shall be examined for sufficiency. If the presiding officer concludes that material deficiencies exist in the application, the applicant shall be notified within ten working days of the filing date of the specific deficiency in its application. The earliest possible effective date of the application shall be no less than 30 days after the filing of a sufficient application with substantially complete information as required by the presiding officer. Thereafter, any deadlines shall be determined from the 30th day after the filing of the sufficient application and information or from the effective date if the presiding officer extends that date.

(iii) While the application is being administratively reviewed, the commission staff and the staff of the Office of Public Utility Counsel may submit requests for information to the telecommunications carrier. Three copies of all answers to such requests for information shall be provided to the commission staff and the Office of Public Utility Counsel within ten days after receipt of the request by the telecommunications carrier.

(iv) No later than 20 days after the filing date of the application or the completion of notice, whichever is later, interested persons may provide the commission staff with written comments or recommendations concerning the application. The commission staff shall and the Office of Public Utility Counsel may file with the presiding officer written comments or recommendations regarding the application.

(v) No later than 35 days after the proposed effective date of the application, the presiding officer shall issue an order approving, denying, or docketing the application.

(B) Approval or denial of application.

(i) An application filed pursuant to paragraph (1)(B) of this subsection shall be approved by the presiding officer if the application meets the following requirements:

(I) the provision of service constitutes the services that are supported by the FUSF support mechanisms under 47 U.S.C. §254(c);

(II) the applicant will provide service using either its own facilities or a combination of its own facilities and resale of another carrier's services;

(III) the applicant advertises the availability of, and charges for, such services using media of general distribution;

(IV) notice was provided as required by this section;

(V) the applicant satisfies the requirements contained in subsection (c) of this section; and

(VI) if, in areas served by a rural telephone company, the ETC designation is consistent with the public interest.

(ii) An application filed pursuant to paragraph (1)(C) of this subsection shall be approved by the presiding officer if the application meets the following requirements:

(I) the applicant has satisfied the requirements set forth in clause (i) of this subparagraph;

(II) the applicant offers Lifeline Service to qualifying low-income consumers in compliance with 47 C.F.R. Part 54, Subpart E; and

(III) the applicant offers toll limitation services in accordance with 47 C.F.R. §54.400 and §54.401.

(C) Docketing. If, based on the administrative review, the presiding officer determines that one or more of the requirements have not been met, the presiding officer shall docket the application.

(D) Review of the application after docketing. If the application is docketed, the effective date of the application shall be automatically suspended to a date 120 days after the applicant has filed all of its direct testimony and exhibits, or 155 days after the proposed effective date, whichever is later. Three copies of all answers to requests for information shall be filed with the commission within ten days after receipt of the request. Affected

persons may move to intervene in the docket, and a hearing on the merits shall be scheduled. A hearing on the merits shall be limited to issues of eligibility. The application shall be processed in accordance with the commission's rules applicable to docketed cases.

(E) Waiver. In the event that an otherwise ETC requests additional time to complete the network upgrades needed to provide single-party service, access to enhanced 911 service, or toll limitation, the commission may grant a waiver of these service requirements upon a finding that exceptional circumstances prevent the carrier from providing single-party service, access to enhanced 911 service, or toll limitation. The period for the waiver shall not extend beyond the time that the commission deems necessary for that carrier to complete network upgrades to provide single-party service, access to enhanced 911 service, or toll limitation services.

(i) **Designation of ETC for unserved areas.** If no common carrier will provide the services that are supported by federal universal service support mechanisms under 47 U.S.C. §254(c) to an unserved community or any portion thereof that requests such service, the commission, with respect to intrastate services, shall determine which common carrier or carriers are best able to provide such service to the requesting unserved community or portion thereof and shall order such carrier or carriers to provide such service for that unserved community or portion thereof.

(j) **Relinquishment of ETC designation.** A common carrier may seek to relinquish its ETC designation.

(1) **Area served by more than one ETC.** The commission shall permit a common carrier to relinquish its designation as an ETC in any area served by more than one ETC upon:

(A) written notification not less than 90 days prior to the proposed effective date that the common carrier seeks to relinquish its designation as an ETC;

(B) determination by the commission that the remaining eligible telecommunications carrier or carriers can offer federally supported services to the relinquishing carrier's customers; and

(C) determination by the commission that sufficient notice of relinquishment has been provided to permit the purchase or construction of adequate facilities by any remaining eligible telecommunications carrier or carriers.

(2) **Area where the common carrier is the sole ETC.** In areas where the common carrier is the only ETC, the commission may permit it to relinquish its ETC designation upon:

(A) written notification not less than 90 days prior to the proposed effective date that the common carrier seeks to relinquish its designation as an ETC; and

(B) commission designation of a new ETC for the service area or areas.

(k) **Rural and non-rural carriers' requirements for annual certification to receive FUSF support.** A common carrier serving a rural or non-rural study area shall comply with the following requirements for annual certification for the receipt of FUSF support.

(1) **Annual certification.** Common carriers must provide the commission with an affidavit annually, on or before September 1st of each year, which certifies that the carrier is complying with the federal requirements for the receipt of FUSF support. Upon receipt and acceptance of the affidavits filed on or before September 1st each year, the commission will certify these carriers' eligibility for FUSF to the FCC and the Federal Universal Service Fund Administrator by October 1st each year.

(2) **Failure to file.** Common carriers failing to file an affidavit by September 1st may still be certified by the commission for annual FUSF. However, the carrier is ineligible for support until the quarter following the federal universal service administrator's receipt of the commission's supplemental submission of the carrier's compliance with the federal requirements.

(3) **Supplemental certification.** For carriers not subject to the annual certification process, the schedule set forth in 47 C.F.R. §54.313 and 47 C.F.R. §54.314(d) for the filing of supplemental certifications shall apply.

(4) **Recommendation for Revocation of FUSF support certification.** The commission may recommend the revocation of the FUSF support certification of any carrier that it determines has not complied with the federal requirements pursuant to 47 U.S.C. §254(e) and will review any challenge to a carrier's FUSF

support certification and make an appropriate recommendation as a result of any such review.

(l) **Disaggregation of rural carriers' FUSF support.** Common carriers serving rural study areas must comply with the following requirements regarding disaggregation of FUSF support.

(1) **Election by May 15, 2002.** On or before May 15, 2002, all rural incumbent local exchange carriers (ILECs) may notify the commission of one of the following elections regarding FUSF support. This election will remain in place for four years from the effective date of certification, pursuant to 47 C.F.R. §54.315, unless the commission, on its own motion, or upon the motion of the rural ILEC or an interested party, requires a change to the elected disaggregation plan:

(A) a rural ILEC may choose to certify to the commission that it will not disaggregate at this time;

(B) a rural ILEC may seek disaggregation of its FUSF support by filing a targeted plan with the commission that meets the criteria in paragraph (3) of this subsection, subject to the commission's approval of the plan;

(C) a rural ILEC may self-certify a disaggregation targeted plan that meets the criteria in paragraphs (3) and (4) of this subsection, disaggregate support to the wire center level or up to no more than two cost zones, or mirror a plan for disaggregation that has received prior commission approval; or

(D) if the rural ILEC serves a study area that is served by another carrier designated as an ETC prior to the effective date of 47 C.F.R. §54.315,

(June 19, 2001), the ILEC may only self-certify the disaggregation of its FUSF support by adopting a plan for disaggregation that has received prior commission approval.

(2) **Abstain from filing.** If a rural ILEC abstains from filing an election on or before May 15, 2002, the carrier will not be permitted to disaggregate its FUSF support unless it is ordered to do so by the commission pursuant to the terms of paragraph (5) of this subsection.

(3) **Requirements for rural ILECs' disaggregation plans.** Pursuant to the federal requirements in 47 C.F.R. §54.315(e) a rural ILEC's disaggregation plan, whether submitted pursuant to paragraph (1)(B), (C) or (D) of this subsection, must meet the following requirements:

(A) the sum of the disaggregated annual support must be equal to the study area's total annual FUSF support amount without disaggregation;

(B) the ratio of the per line FUSF support between disaggregation zones for each disaggregated category of FUSF support shall remain fixed over time, except as changes are required pursuant to paragraph (5) of this subsection;

(C) the ratio of per line FUSF support shall be publicly available;

(D) the per line FUSF support amount for each disaggregated zone or wire center shall be recalculated whenever the rural ILEC's total annual FUSF support amount changes and revised total per line FUSF support and updated access line counts shall then be applied using the changed FUSF support amount and updated access line counts applicable at that point;

(E) each support category complies with subparagraphs (A) and (B) of this paragraph;

(F) monthly payments of FUSF support shall be based upon the annual amount of FUSF support divided by 12 months if the rural ILEC's study area does not contain a competitive carrier designated as an ETC; and

(G) a rural ILEC's disaggregation plan methodology and the underlying access line count upon which it is based will apply to any competitive carrier designated as an ETC in the study area.

(4) **Additional requirements for self-certification of a disaggregation plan.** Pursuant to 47 C.F.R. §54.315(d)(2), a rural ILEC's self-certified disaggregation plan must also include the following items in addition to those items required by paragraph (3) of this subsection:

(A) support for, and a description of, the rationale used, including methods and data relied upon, as well as a discussion of how the plan meets the requirements in paragraph (3) of this subsection and this paragraph;

(B) a reasonable relationship between the cost of providing service for each disaggregation zone within each disaggregation category of support proposed;

(C) a clearly specified per-line level of FUSF support for each category pursuant to 47 C.F.R. §54.315(d)(2)(iii);

(D) if the plan uses a benchmark, a detailed explanation of the benchmark and how it was determined that is generally consistent with how the level of

support for each category of costs was derived so that competitive ETCs may compare the disaggregated costs for each cost zone proposed; and

(E) maps identifying the boundaries of the disaggregated zones within the study area.

(5) **Disaggregation upon commission order.** The commission on its own motion or upon the motion of an interested party may order a rural ILEC to disaggregate FUSF support under the following criteria:

(A) the commission determines that the public interest of the rural study area is best served by disaggregation of the rural ILEC's FUSF support;

(B) the commission establishes the appropriate disaggregated level of FUSF support for the rural ILEC; or

(C) changes in ownership or changes in state or federal regulation warrant the commission's action.

(6) **Effective dates of disaggregation plans.** The effective date of a rural ILEC's disaggregation plan shall be as specified in 47 C.F.R. §54.315.

This agency hereby certifies that the adoption has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority. It is therefore ordered by the Public Utility Commission of Texas that §26.418 relating to Designation of Common Carriers as Eligible Telecommunications Carriers to Receive Federal Universal Service Funds, is hereby adopted with no changes to the text as proposed.

SIGNED AT AUSTIN, TEXAS on the 16th day of November 2012.

PUBLIC UTILITY COMMISSION OF TEXAS

DONNA L. NELSON, CHAIRMAN

KENNETH W. ANDERSON, JR., COMMISSIONER

ROLANDO PABLOS, COMMISSIONER

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Exhibit 3

Virginia

COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, APRIL 9, 2002

COMMONWEALTH OF VIRGINIA, ex rel.

At the relation of the

STATE CORPORATION COMMISSION CASE NO. PUC970135

Ex Parte, in re: Implementation of Requirements of § 214(e) of the Telecommunications Act of 1996

IN RE:

APPLICATION OF VIRGINIA CELLULAR LLC CASE NO. PUC010263

For designation as an eligible telecommunications provider under 47 U.S.C. § 214(e)(2)

ORDER

On September 15, 1997, the State Corporation Commission ("Commission") established the docket in Case No. PUC970135 to consider the requests of local exchange carriers ("LECs") to be designated as eligible telecommunications carriers ("ETC designation") to receive universal service support pursuant to § 214(e) of the Telecommunications Act of 1996, 47 U.S.C. § 251 et seq., ("Act") and associated Federal Regulations.[1] The Commission's exercise of its jurisdiction under § 214(e)(2) of the Act has been to establish a simple and streamlined process for telecommunications carriers to certify their eligibility with a minimum of regulatory burden placed upon each applicant.

[1] 47 C.F.R. § 54.201-207.

All Virginia carriers receiving an ETC designation have merely been required to file an affidavit which, among other matters, certifies that all requirements of the Act for designation are met.[2]

Until the above-captioned Application was filed in Case No. PUC010263 by Virginia Cellular LLC ("Virginia Cellular" or "Applicant") for ETC designation, these proceedings have been uncontested. This is the first application by a Commercial Mobile Radio Service ("CMRS") carrier for ETC designation.[3] Pursuant to the Order Requesting Comments, Objections, or Requests for Hearing, issued by the Commission on January 24, 2002, the Virginia Telecommunications Industry Association ("VTIA") and NTELOS Telephone Inc. ("NTELOS") filed their respective comments and requests for hearing on February 20, 2002. Virginia Cellular filed Reply Comments on March 6, 2002.[4]

The comments of NTELOS and VTIA both contest the sufficiency of the Application and claim Virginia Cellular has

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[2] See Order issued November 21, 1997, in Case No. PUC970135, pp. 2-4 ("November 21, 1997, Order"). Also, the annual certification procedure to comply with 47 C.F.R. §§ 54.313 and 314 has been reduced to filing a form affidavit approved by the Commission in a Preliminary Order, issued August 29, 2001, in Case No. PUC010172.

[3] Virginia Cellular is a CMRS carrier as defined in 47 U.S.C. § 153(27) and is authorized as the "A-band" cellular carrier for the Virginia 6 Rural Service Area, serving the counties of Rockingham, Augusta, Nelson, and Highland and the cities of Harrisonburg, Staunton, and Waynesboro.

[4] On March 4, 2002, Virginia Cellular filed a Consent Motion requesting until March 6, 2002, to file Reply Comments. There being no objection, we now grant the Consent Motion.

failed to demonstrate how the public interest will be served.[5] NTELOS and VTIA each allude in their comments to other expected applications for ETC designation by wireless and CLEC carriers to follow this case of first impression. For that reason, we are asked by VTIA and NTELOS to convene a hearing and establish certain standards for the provisioning of the nine services specified in 47 C.F.R. § 54.101.[6] Each applicant is required to provide these nine services to be eligible for ETC designation.

VTIA further comments that "[i]t is not clear how the designation of Virginia Cellular as an ETC will affect the distribution of Universal Funds to the existing carriers in any given rural exchange area." Virginia Cellular replies that this "macroeconomic concern" need not be addressed with this Application. Rather, the Federal Communications Commission ("FCC") and the Federal State Joint Board on Universal Service

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[5] § 214(e)(2) of the Act requires that an ETC designation in areas served by a rural telephone company be based upon a finding that the designation is in the public interest. The Commission did recognize in its November 21, 1997, Order that any carrier seeking ETC designation in a rural area would have the burden of proving that such designation is in the public interest if challenged. Virginia Cellular is seeking ETC designation in the service territories of the following rural telephone companies: Shenandoah Telephone Company ("Shenandoah"), Clifton Forge Waynesboro Telephone Company ("NTELOS"), New Hope Telephone Company, North River Cooperative, Highland Telephone Cooperative, and Mountain Grove-Williamsville Telephone Company ("MGW").

[6] The nine services required to be offered include: voice grade access to the public switched network; local usage; dual tone multi-frequency signaling or its functional equivalent; single-party service or its functional equivalent; access to emergency services; access to operator services; access to interexchange service; access to directory assistance; and toll limitation for qualifying low-income consumers. Also, the services must be advertised in appropriate media sources. See In Re: Federal-State Joint Board of Universal Service, Report and Order, CC Docket No. 96-45, ¶ 145 (May 8, 1997) ("Universal Service Report & Order").

are reported by Virginia Cellular to be conducting ongoing proceedings to ensure the solvency of the high-cost support fund.[7] Presumably, VTIA views any public interest served by Virginia Cellular's ETC designation to depend upon whether there would be a consequent diminution of universal service funds.

Virginia Cellular cites the authority of § 214(e)(6) of the Act for this Commission to send Applicant to the FCC for ETC designation if this Commission declines to act on its Application.[8] In its Reply Comments, Virginia Cellular reports that the "FCC has been actively processing ETC applications on behalf of states which have declined to exercise jurisdiction [over CMRS carriers]. Its internal processing time has been six months, and it has met that timeline in almost all of its proceedings [and] . . . most, if not all of the issues raised by the commenters have been previously addressed by the FCC in its prior orders involving applications for ETC status."[9]

The Commission finds that § 214(e)(6) of the Act is applicable to Virginia Cellular's Application as this Commission has not asserted jurisdiction over CMRS carriers and that the

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[7] Reply Comments at p. 5.

[8] Pursuant to § 332(c)(3), 47 U.S.C. § 332(c)(3), state regulation of the entry of or the rates charged by any commercial mobile service or any private mobile service is preempted. The Commission has deregulated all Virginia radio common carriers and cellular mobile radio communications carriers. See Final Order issued October 23, 1995, Case No. PUC950062.

[9] Reply Comments at p. 3.

Applicant should apply to the FCC for ETC designation.[10] The Applicant points out that if Virginia Cellular is designated as an ETC carrier, then the Commission must redefine the service areas of NTELOS and Shenandoah, pursuant to 47 C.F.R. § 54.207(c).[11] The Applicant has indicated a willingness to propose a plan to redefine these companies' service areas and may submit such a plan with its application to the FCC for ETC designation.

If necessary, this Commission will participate with the FCC and Federal-State Joint Board in redefining the service areas of NTELOS and Shenandoah for "the purpose of determining universal service obligations and support mechanisms." (47 C.F.R. § 54.207(a))[12] Although the FCC will make the final determination on Virginia Cellular's requests, we need to leave this docket open in case there is additional action we must take with respect to defining the service areas of NTELOS and Shenandoah.[13]

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[10] The action is similar to that taken by the Commission in Case No. PUC010172 in its August 29, 2001, Order that required cooperatives to certify directly with the FCC.

[11] The Commission believes that the service area of MGW does not necessarily need to be redefined if Virginia Cellular is designated as an ETC in that territory. However, if the FCC determines otherwise, the Commission will consider additional action if necessary.

[12] Pursuant to 47 C.F.R. § 54.207(c), if the Applicant proposes to redefine these two companies' service areas, the FCC's procedures require the Commission's agreement on the definitions.

[13] At this juncture, it is unclear whether the Commission will need to address the redefinitions once disaggregation plans are filed at the FCC pursuant to 47 C.F.R. § 54.315(a).

NOW UPON CONSIDERATION of all the pleadings of record and the applicable law, the Commission is of the opinion that Virginia Cellular should request the FCC to grant the requested ETC designation, pursuant to 47 U.S.C. § 214(e)(6).

Accordingly, IT IS ORDERED THAT Case No. PUC010263 will remain open for further order of the Commission.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: all LECs certified in the Commonwealth of Virginia, as set out in Appendix A of this Order; David A. LaFuria, Esquire, Lukas Nace Gutierrez & Sachs, 1111 Nineteenth Street, N.W., Suite 1200, Washington, D.C. 20036; C. Meade Browder, Jr., Senior Assistant Attorney General, Division of Consumer Counsel, Office of Attorney General, 900 East Main Street, Second Floor, Richmond, Virginia 23219; William F. Caton, Acting Secretary, Federal Communications Commission, Office of the Secretary, 445 12th Street, S.W., Washington, D.C. 20554; and the Commission's Office of General Counsel and Division of Communications.

Exhibit 4

Proposed Designated Service Area

		Millennium 2000 Inc.		Exhibit 4
		Proposed Designated Service Area		
		(non-rural areas)		
State	**Study Area Code**	**Study Area Name**	**Holding Company Name**	**ILEC**
AL	255181	SO CENTRAL BELL-AL	BellSouth Telecommunications, Inc.	AT&T/BellSouth
AL	259788	CENTURYTEL-AL-SOUTH	CenturyTel, Inc.	Centurylink
AL	259789	CENTURYTEL-AL-NORTH	CenturyTel, Inc.	Centurylink
CT	135200	SOUTHERN NEW ENGLAND	Southwesetern Bell	AT&T
DE	565010	VERIZON DELAWARE INC.	Verizon Communications, Inc.	Verizon
DC	575020	VERIZON WA, DC INC.	Verizon Communications, Inc.	Verizon
FL	210328	VERIZON FLORIDA	Verizon Communications, Inc.	Verizon
FL	215191	SOUTHERN BELL-FL	BellSouth Telecommunications, Inc.	AT&T/BellSouth
NH	125113	NORTHERN NEW ENGLAND TEL. OPERATIONS LLC	Fairpoint Communications	Fairpoint
NY	150121	FRONTIER-ROCHESTER	Citizens Communications Company	Frontier
NY	155130	VERIZON NEWYORK	Verizon Communications Inc.	Verizon
NC	230479	FRONTIER COMMUNICATIONS OF THE CAROLINAS, INC.	Frontier Communications of the Carolinas	Frontier
NC	230509	FRONTIER COMMUNICATIONS OF THE CAROLINAS, INC.	Frontier Communications of the Carolinas	Frontier
NC	230864	VERIZON SOUTH INC. D/B/A NORTH CAROLINA	Verizon Communications Inc.	Verizon
NC	235193	SOUTHERN BELL-NC	BellSouth Telecommunications, Inc.	AT&T/BellSouth
TN	295185	SO. CENTRAL BELL-TN	BellSouth Telecommunications, Inc.	AT&T/BellSouth

TX	445216	SOUTHWESTERN BELL-TX	Southwestern Bell	AT&T
TX	442080	GTE SW VERIZON-TX	Verizon Southwest (f/k/a GTE Southwest & Contel)	Verizon
TX	442154	GTE SW VERIZON-TX	Verizon Southwest (f/k/a GTE Southwest & Contel)	Verizon
VA	190233	VERIZON S-VA(CONTEL)	Verizon Communications Inc.	Verizon
VA	195040	VERIZON VIRGINIA INC.	Verizon Communications Inc.	Verizon

STATE OF ILLINOIS)

COUNTY OF COOK)

Verification

I, Donna Harrison, being first duly sworn, depose and state that I am President of Millennium 2000 Inc. and that I have read the foregoing Revised Petition for Designation as an Eligible Telecommunications Carrier for Low Income Support Only and know the contents thereof and the statements therein contained are true, to the best of my knowledge, information and belief.

Donna Harrison

Donna Harrison

President, Millennium 2000 Inc.

Subscribed and Sworn
to before me this 16th
day of April 2013.

4/16/13

OFFICIAL SEAL
MIHNEA HAIDUC
Notary Public - State of Illinois
My Commission Expires Dec 20, 2015