



Your business  
is our business.

7852 Walker Drive, Suite 200  
Greenbelt, Maryland 20770  
phone: 301-459-7590, fax: 301-577-5575  
internet: www.jsitel.com, e-mail: jsitel@jsitel.com

May 21, 2013

**VIA ELECTRONIC COMMENT FILING SYSTEM**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
Washington, D.C. 20554

Attention: Wireline Competition Bureau

**RE: Notification of Discontinuance of Common-Carriage Tariffed Wireline Broadband Internet Access Service (WBIAS) and Initiation of Provision on a Permissive Detariffed Common-Carriage Basis by:  
Big Sandy Telecom, Inc. - SAC 462192  
CC Docket No. 02-33**

Dear Ms. Dortch:

John Staurulakis, Inc. (JSI), on behalf of Big Sandy Telecom, Inc. (Company), an issuing carrier for NECA Tariff F.C.C. No. 5, respectfully files the attached notice pursuant to the *Wireline Broadband Order* of the intent of the Company to discontinue its Wireline Broadband Internet Access Service (WBIAS) offerings under NECA Tariff F.C.C. No. 5 effective July 2, 2013. Upon discontinuance of the tariffed offerings, the Company will provide WBIAS on a common-carriage non-tariffed basis. See *Appropriate Framework for Broadband Access to the Internet over Wireline Facilities, Universal Service Obligations of Broadband Providers*, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd 14853 (2005), FCC 05-150 (Rel. Sept. 23, 2005), (*Wireline Broadband Order*).

Any questions regarding the notice may be directed to me at the address and telephone number listed above or by email at [jkuykendall@jsitel.com](mailto:jkuykendall@jsitel.com).

Sincerely,

John Kuykendall  
Vice President

Attachment

cc: Big Sandy Telecom, Inc.  
Special Assistant for Telecommunications at the Department of Defense  
The Office of Governor John Hickenlooper, Governor of Colorado  
Colorado Public Utilities Commission  
National Exchange Carrier Association

Echelon Building II,  
Suite 200  
9430 Research Blvd.,  
Austin, TX 78759  
phone: 512-338-0473,  
fax: 512-346-0822

Eagandale Corporate  
Center, Suite 310  
1380 Corporate Center  
Curve, Eagan, MN 55121  
phone: 651-452-2660, fax:  
651-452-1909

6849 Peachtree  
Dunwoody Road  
Bldg. B-3, Suite 200,  
Atlanta, GA 30328  
phone: 770-569-2105,  
fax: 770-410-1608

547 South Oakview  
Lane  
Bountiful, UT 84010  
phone: 801-294-4576,  
fax: 801-294-5124

**Notice of Permissive Detariffing of Wireline Broadband Internet Access  
Service**

**Effective July 2, 2013 by  
BIG SANDY TELECOM, INC. – SAC 462192**

c/o FairPoint Communications, Inc.  
908 West Frontview  
P.O. Box 199  
Dodge City, KS 67801  
(620) 227-0999

**CC Docket No. 02-33**

July 2, 2013

Big Sandy Telecom, Inc. (“Company”) hereby provides notice that it plans to terminate provision of wireline broadband Internet access service (WBIAS) on a tariffed basis effective July 2, 2013 at which time it plans to offer permissive detariffed WBIAS on a Title II common-carriage basis pursuant to paragraph 94 of the Federal Communications Commission’s *Wireline Broadband Order*.<sup>1</sup> The Company currently offers WBIAS through Asymmetric Digital Subscriber Line (“ADSL”) Access Service and Symmetric Digital Subscriber Line (“SDSL”) Access Service under National Exchange Carrier Association (“NECA”) Tariff F.C.C. No. 5, for which the Company is an issuing carrier.

The Company has requested of NECA that it remove the Company as a carrier listed in NECA Tariff F.C.C. No. 5 as a provider of ADSL and SDSL Access Services (hereinafter “WBIAS”) under the tariff effective July 2, 2013.

**Impact on Customers**

The only customer for the Company’s WBIAS is the Company’s affiliate nonregulated Internet Service Provider (“ISP”) operation. The affiliate purchases WBIAS for use as a component in its broadband Internet service sold to consumers and business customers. The discontinuance of the tariffed offering of WBIAS will have no effect on the end user service provided by the affiliate.

**Serving Area**

The company’s provision of WBIAS is limited to its ILEC serving area in Colorado.

**Future Availability of WBIAS on a Permissive-Detariffed Common Carriage Basis**

The Company will continue to make WBIAS available on a common-carriage basis through posting of rates, terms and conditions on its Internet web-site in a manner similar to that required for interstate and international interexchange services under Section 42.10 of the FCC’s rules (47 C.F.R. § 42.10).

---

<sup>1</sup> See *Appropriate Framework for Broadband Access to the Internet over Wireline Facilities, Universal Service Obligations of Broadband Providers*, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd 14853 (2005), FCC 05-150 (Rel. Sept. 23, 2005), (*Wireline Broadband Order*).

**BIG SANDY TELECOM, INC.**  
c/o FairPoint Communications, Inc.  
908 West Frontview  
P.O. Box 199  
Dodge City, KS 67801  
(620) 227-0999

### **WBIAS DETARIFFING TIMELINE**

#### **May 21, 2013**

30-Day Notice filed with following:

Federal Communications Commission (under CC Docket No. 02-33).  
Special Assistant for Telecommunications at the Department of Defense  
Office of Governor John Hickenlooper, Governor of Colorado  
Colorado Public Utilities Commission  
National Exchange Carrier Association

#### **May 21, 2013**

Notice to customers.

As indicated above, the only customer for the Company's wireline broadband Internet Access Service (WBIAS) is the Company's affiliate nonregulated ISP operation. The 30-day notice to the affiliate ISP will be provided by interoffice memorandum cover with this notice attached.

#### **June 17, 2013**

Expected filing by NECA on 15-day notice of a tariff transmittal that will include, *inter alia*, removal of Big Sandy Telecom, Inc. from the list of issuing carriers offering ADSL and SDSL Access Service.

#### **July 2, 2013**

Planned NECA tariff filing to become effective. Beginning on this date the Company no longer offers WBIAS under NECA Tariff F.C.C. No. 5.

#### **July 2, 2013 Forward**

WBIAS available on common-carriage non-tariffed basis under rates, terms and conditions posted at [www.fairpoint.com](http://www.fairpoint.com).

## CERTIFICATE OF SERVICE

I hereby certify that the foregoing Notification of Discontinuance of Common Carrier Wireline Broadband Internet Access Service was served this May 21, 2013, by mailing true and correct copies thereof, postage prepaid, to the following persons:

Secretary of Defense  
Attn: Special Assistant for Telecommunications  
1000 Defense Pentagon  
Washington, D.C. 20301-1000

Office of Governor John Hickenlooper  
136 State Capitol  
Denver, CO 80203-1792

Doug Dean, Director  
Colorado Public Utilities Commission  
1560 Broadway, Suite 250  
Denver CO, 80202

National Exchange Carrier Association  
80 South Jefferson Road  
Whippany, New Jersey 07981



---

John Kuykendall