

DENVER OFFICE
SUITE 730
1512 LARIMER STREET
DENVER, COLORADO 80202-1610
TELEPHONE 303-606-6700
FAX 303-606-6701

WOODS & AITKEN

L · L · P

SUITE 200
2154 WISCONSIN AVENUE, NW
WASHINGTON, D.C. 20007
TELEPHONE 202-944-9500
FAX 202-944-9501

LINCOLN OFFICE
SUITE 500
301 SOUTH 13TH STREET
LINCOLN, NEBRASKA 68508-2578
TELEPHONE 402-437-8500
FAX 402-437-8558

THOMAS J. MOORMAN
Direct Dial: 202-944-9502
E-Mail: tmoorman@woodsaitken.com
*Admitted to practice only in the District of
Columbia*

www.woodsaitken.com

FILED/ACCEPTED
OMAHA OFFICE
SUITE 525
10250 REGENCY CIRCLE
OMAHA, NEBRASKA 68114-3754
TELEPHONE 402-898-7400
FAX 402-898-7401

June 27, 2013

JUN 27 2013

Federal Communications Commission
Office of the Secretary

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

ORIGINAL

**Re: WC Docket No. 10-90
Section 54.313(h) Filing of Hardy Telecommunications Inc. (ILEC)**

Dear Ms. Dortch:

On behalf of Hardy Telecommunications Inc.. ("Company") attached hereto is the Company's filing pursuant to the requirements of 47 C.F.R. §54.313(h) as required in the June 10, 2013 decision issued by the Federal Communications Commission. *See In the Matter of Connect America Fund, Order, WC Docket No. 10-90, DA 13-1348, released June 10, 2013.* The Company has pending a petition for waiver of the rate floor requirements based on the specific facts and circumstances regarding its local rate designs in the State of West Virginia (the "Petition"). *See Public Notice, Wireline Competition Bureau Seeks Comment on the West Virginia Rural Companies Petition For Waiver of Certain High-Cost Universal Service Rules, WC Docket Nos. 10-90 and 05-337, DA 13-168, released February 7, 2013.* The Company reserves its right to make an updated Section 54.313(h) filing based on Commission action with respect to the Petition.

A copy of this filing is also being provided this day to the Universal Service Administrative Company and is being filed with the Public Service Commission of West Virginia.

Please direct any inquiries concerning this matter to the undersigned.

Sincerely,



Counsel to Hardy Telecommunications Inc.

Attachment

cc: Public Service Commission of West Virginia
Ms. Karen Majcher, Universal Service Administrative Company

No. of Copies rec'd 0+4
List ABCDE

**47 C.F.R. §54.313(h) Information Submission of
Hardy Telecommunications, Inc.
Status – Rate of Return and Rural Telephone Company
Study Area Code: 200259**

Filing Deadline – July 1, 2013

Page 1 of 2

Pursuant to the requirements of 47 C.F.R. §54.313(h) and the requirements of the Federal Communications Commission (the “Commission” or the “FCC”) (*see In the Matter of Connect America Fund, Order*, WC Docket No. 10-90, DA 13-1348, released June 10, 2013 (the “*June 10 Clarification Order*”)), and in a manner consistent with the FCC’s requirements originally established in its November 18, 2011 decision,¹ Hardy Telecommunications, Inc. (the “Company”), hereby provides the following information. The Company is an incumbent local exchange carrier (“ILEC”) operating in rural areas of the State of West Virginia and under the FCC’s rate of return regulatory framework for its interstate operations. Should requests for additional information be made by the Commission to that provided below, the Company is willing to work with the Commission to address such requests.

- A. 47 C.F.R. §54.313(h): All incumbent local exchange carrier recipients of high-cost support must report all of their rates for residential local service for all portions of their service area, as well as state fees as defined pursuant to § 54.318(e), to the extent the sum of those rates and fees are below the rate floor² as defined in § 54.318, and the number of lines for each rate specified. Carriers shall report lines and rates in effect as of June 1.**

The Company has lines below the rate floor. Please see attachment.

¹*See In the Matter of Connect America Fund et al., Report and Order and Further Notice of Proposed Rulemaking*, WC Docket No. 10-90 et al., 26 FCC Rcd 17663 (2011), appeal pending, In Re: FCC 11-161, No. 11-9900 (10th Cir.) (“*ICC/USF Transformation Order*”). The Company’s submission of the information contained in this filing is without waiver of positions taken by various rural ILEC interests and the outcome of that appeal.

²*ICC/USF Transformation Order* at paragraph 239 that states in part: “We will phase in this rate floor in three steps, beginning with an initial rate floor of \$10 for the period July 1, 2012 through June 30, 2013 and \$14 for the period July 1, 2013 through June 30, 2014. Beginning July 1, 2014, and in each subsequent calendar year, the rate floor will be established after the Wireline Competition Bureau completes an updated annual survey of voice rates.” The *June 10 Clarification Order* at paragraph 5 states in part that lines are to be reported “to the extent the sum of those rates and fees as of June 1, 2013 are below \$14 . . .”

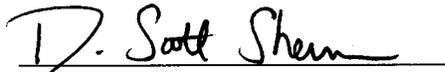
**47 C.F.R. §54.313(h) Information Submission of
Hardy Telecommunications, Inc.
Status – Rate of Return and Rural Telephone Company
Study Area Code: 200259**

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CERTIFICATION

I, D. Scott Sherman, General Manager and CEO of Hardy Telecommunications, Inc. (the “Company”), do hereby declare under penalties of perjury that I have read the foregoing, and the information contained therein regarding the Company is true and accurate to the best of my knowledge, information, and belief.



D. Scott Sherman
General Manager & CEO
(304) 897-9911
ssherman@hardynet.com

Date: June 26, 2013

RATE FLOOR DATA COLLECTION - OMB Control Number 3060-0986

Block 1 - Contact Information

ROW #	DATA ELEMENT	FORMAT OF REQUESTED DATA	RESPONSE
1	Carrier Study Area Code	6 numeric digits	200259
2	Carrier Study Area Name	alpha characters	HARDY TELECOMMUNICATIONS, INC.
3	Service Provider Identification Number	9 numeric digits	143001425
4	Residential Local Service Charge Effective Date	mm/dd/yy	06/01/13
5	Contact Name	alpha characters	Whetzel, Donald E
6	Contact Telephone Number (include area code)	9 numeric digits	304-897-9911
7	Sheet Number	numeric digit(s)	
8	Total Number of Sheets	numeric digit(s)	

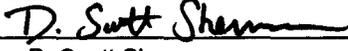
Block 2- Residential Local Service Rates, Fees, and Line Counts

	Column 1 Residential Local Service Charge	Column 2 State Subscriber Line Charge	Column 3 State Universal Service Fee	Column 4 Mandatory Extended Area Service Charge	Column 5 Loops
9	11.35	0.00	0.00		899

Rate Floor Template

Certification of Officer as to the Accuracy of the Data Reported for the Rate Floor Data

I certify that I am an officer of the reporting carrier; my responsibilities include ensuring the accuracy of the actual rate floor data reported ; and, to the best of my knowledge, the information reported on this form is accurate.

Name of Reporting Carrier				Hardy Telecommunications, Inc.		
Signature of authorized officer					Date	06/06/2013
Printed name of authorized officer			D. Scott Sherman			
Title or position of authorized officer			General Manager & Chief Executive Officer			
Telephone number of authorized officer: (304) 897-9911 ext.						
Study Area Code of Reporting Carrier		200259	Filing Due Date for this form (mm/dd/yyyy)		7/1/2013	

Rate Floor Data

TO BE COMPLETED BY THE REPORTING CARRIER, IF AN AGENT IS FILING RATE FLOOR DATA ON THE CARRIER'S BEHALF:

<p>Certification of Officer to Authorize an Agent to File Rate Floor Data on Behalf of Reporting Carrier</p> <p>I certify that <u>National Exchange Carrier Association (NECA)</u> is authorized to submit the information reported on behalf of the reporting carrier. I also certify that I am an officer of the reporting carrier; my responsibilities include ensuring the accuracy of the actual rate floor data provided to the authorized agent; and, to the best of my knowledge, the actual rate floor data provided to the authorized agent is accurate.</p> <p>I certify that I am authorized to submit the information reported on this form on behalf of the reporting carrier; that I have provided the information reported herein based on data provided by the reporting carrier; and to the best of my knowledge the information reported herein is accurate.</p>			
Name of Authorized Agent <u>National Exchange Carrier Association (NECA)</u>			
Name of Reporting Carrier <u>Hardy Telecommunications, Inc.</u>			
Signature of authorized officer <u>D. Scott Sherman</u>			Date <u>06/06/2013</u>
Printed name of authorized officer <u>D. Scott Sherman</u>			
Title or position of authorized officer <u>General Manager & Chief Executive Officer</u>			
Telephone number of authorized officer: <u>(304) 897-9911</u> ext. _____			
Study Area Code of Reporting Carrier	<u>200259</u>	Filing Due Date for this form (mm/dd/yyyy)	<u>7/1/2013</u>