

In addition, potential subscribers are scattered throughout the service area. The single largest cluster of homes within the service area is 30 residences located in Smoke Signal, AZ. All remaining homes are scattered throughout the service area, and there are multiple instances in which single homes are located over 1 mile from either another home or the proposed fiber backbone.

Apart from very low population density, Navajo Pillars Telco's extremely high build-out costs are driven by challenges of serving a remote, hard to reach area. The closest town of any substantial population is Chinle, AZ (population 20,281), which is located approximately 35.9 miles from the eastern border of the proposed service area. Within the service area, there is only one retail convenience store that sells gasoline and food. Moreover, in the event of an injury during construction of the network, the nearest medical facility is located more than 35 miles from the eastern border of the service area.

Navajo Pillars Telco's location in an arid region further adds to the company's high estimated costs. The service area contains very few bodies of water and receives only 12 to 16 inches of rain annually. Water is available in less than 50% of the service area, making the provisioning of construction crews costly, especially during summer months when temperatures reach the high 80's. Furthermore, this climate provides for very hard soil that significantly increases the costs of building and maintaining a communications network.

Finally, the entire service area is located in a valley at altitudes between 6,100 to 6,700 feet, and surrounded by mesas (high plateaus) at approximately 7,200 feet above sea level. This significantly prohibits the availability of satellite or microwave backhaul capabilities. Consequently, Navajo Pillars Telco's fiber backbone is designed to extend to Frontier's network

located at the intersection of Highway 191 and Highway 4.¹³¹ The extension of the fiber backbone is more costly than a satellite or microwave backhaul, but necessary due to the geography of the service area.

2. Alternative Providers

There are no alternative providers of voice telephony or broadband services in the proposed service area. The area is completely unserved.

3. Corporate Operations

Navajo Pillars Telco's Corporate Operations expenses forecasts can be found on page 4 of its Five-Year Pro Forma Financial Analysis, which is attached as Exhibit N.

4. End User Rate Plans

Navajo Pillars Telco plans to offer the end-user rate plans outlined in Exhibit L.

5. List of Services Other Than Voice Services Provided Over USF Supported Plant

In addition to voice services provided over USF supported plant, Navajo Pillars Telco plans to offer Digital Subscriber Line ("DSL") and fiber-to-the-home service to any requesting subscriber. Navajo Pillars Telco also plans to offer dedicated special access circuits to anchor institutions, utility companies, and Tribal government institutions.

6. Customers Served

Navajo Pillars Telco does not serve any customers presently. By Year 5, Navajo Pillars Telco estimates it will serve approximately 908 subscribers.

¹³¹ See Exhibit A: Maps of Proposed Service Area.

7. Procedures for Allocating Shared or Common Costs Between Regulated and Nonregulated Services or Operations

Navajo Pillars Telco currently does not plan to offer any non-regulated services. To the extent Navajo Pillars Telco offers non-regulated services in the future, the carrier will employ cost allocation procedures that comply with the requirements set forth in Section 64.901.

8. Audited Financial Statements

Navajo Pillars Telco does not have any audited financial statements. The company is not receiving revenue at this point.

9. Information Regarding Outstanding Loans

Navajo Pillars Telco currently has no outstanding loans. The RUS has informed the company that it cannot obtain an RUS loan without the relief requested herein.

10. Five-Year Pro Forma Financial Analysis

Navajo Pillars Telco had an independent accounting firm prepare a financial analysis of the projected impact of the grant of this Petition. The financial analysis is attached as Exhibit N.

11. Identification of the Specific Facilities That Will Be Taken Out of Service

Without Commission grant of the waivers requested herein, Navajo Pillars Telco will not be able to obtain a loan from the RUS, the network will not be constructed, and the region will remain unserved.

XII. THE COMMISSION SHOULD GRANT ANY ADDITIONAL WAIVERS NECESSARY TO EFFECTUATE THE IMMEDIATE PROVISION OF BASIC AND ADVANCED TELECOMMUNICATIONS SERVICES TO THE NAVAJO PEOPLE IN THE PROPOSED SERVICE AREA

To the extent any additional waivers are necessary to expedite Navajo Pillars Telco's receipt of USF support and participation in the NECA pools and tariffs, Navajo Pillars Telco respectfully requests that such waivers be considered and granted on the Commission's own

motion. Moreover, if some waivers requested herein will require substantially more time for review than others, Navajo Pillars Telco also asks that such waiver requests be severed and those requiring less time be rules upon while review of the others is pending.

XIII. CONCLUSION

For the foregoing reasons, Navajo Pillars Telco respectfully requests that the Commission expeditiously grant this Petition for ETC designation and the waivers of the Commission rules described herein. ETC designation and these waivers will serve the public interest by allowing Navajo Pillars Telco to provide high-quality basic and advanced telecommunications services to an unserved area of the Navajo Nation. Granting the requested waivers will also ensure administration of the USF in a manner consistent with the Commission's goal of assisting local exchange carriers serving high-cost rural areas and maintaining affordable local service rates and the public interest.

Respectfully Submitted,

Navajo Pillars Telecommunications, Inc.

By: 

Tom W. Davidson, Esq.

Sean Conway, Esq.

Akin Gump Strauss Hauer and Feld LLP

1333 New Hampshire Avenue, NW

Washington, DC 20036

(202)887-4011

Counsel to Navajo Pillars Telecommunications, Inc.

September 13, 2013

EXHIBIT**DESCRIPTION**

A	Maps of Proposed Service Area
B	Wireless Survey of the Proposed Study Area
C	Chapter House Resolutions
D	Navajo Nation Business Regulatory Department Certificate of Authority
E	Petition for Contingent Certificate of Public Convenience and Necessity from the Navajo Nation Telecommunications Regulatory Commission (exhibits omitted)
F	Letter of Support from Tribal Council Delegates to Navajo Nation Tribal Council
G	Declaration of George Martinez
H	Section 7 of Local Service Tariff of Hopi Telecommunications, Inc.
I	RUS Loan Application (Confidential)
J	Certificate of Indian Blood
K	Anti-Drug Abuse Certification
L	End User Rate Plans
M	Hardship Stories
N	Five-Year Pro Forma Financial Analysis (Confidential)
O	Chapter House Profiles
P	Universal Service Certification
Q	Letter from Former Council Delegate Sampson Begay
R	Certificate of Navajo or Indian Owned Business

Certificate of Service

I, Jennifer Hollrah, a paralegal at the law firm of Akin Gump Strauss Hauer and Feld LLP, hereby certify that on September 13, 2013 a copy of the foregoing Petition of Navajo Pillars Telecommunications, Inc. for Designation as an Eligible Telecommunications Carrier and Related Waivers was served on the following parties by First-Class Mail, postage prepaid:

The Honorable Mignon Clyburn
Acting Chairwoman
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

The Honorable Jessica Rosenworcel
Commissioner
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

The Honorable Ajit Pai
Commissioner
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

Rebekah Goodheart
Office of the Acting Chairwoman
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

Priscilla Delgado Argeris
Legal Advisor to Commissioner Jessica Rosenworcel
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

Nicholas Degani
Legal Advisor to Commissioner Ajit Pai
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

Julie Veach, Chief
Wireline Competition Bureau
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

Geoffrey Blackwell
Office of Native Affairs and Policy
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

Irene Flannery
Office of Native Affairs and Policy
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

Arizona Corporation Commission
1200 West Washington
Phoenix, AZ 85007-2996

Navajo Nation Council
P.O. Box 3390
Window Rock, AZ 86515

Navajo Nation Telecommunications Regulatory Commission
Office of the President and Vice President
Post Office Box 7440
Window Rock, AZ 86515

Navajo Communications Company, Inc.
1800 41st St.
Everett, WA 98201

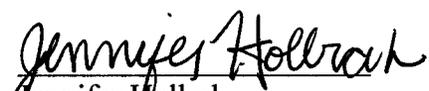
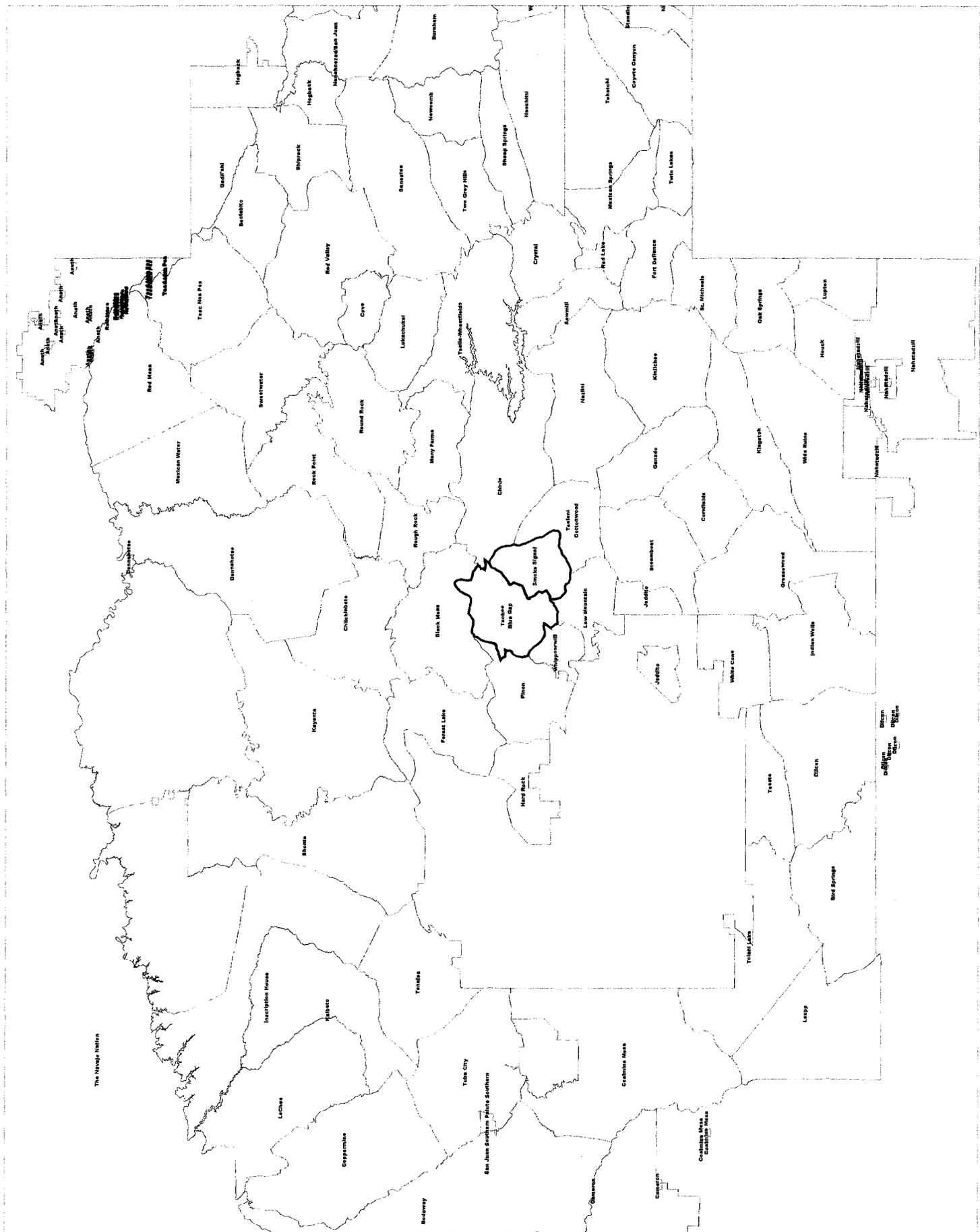

Jennifer Hollrah

EXHIBIT A



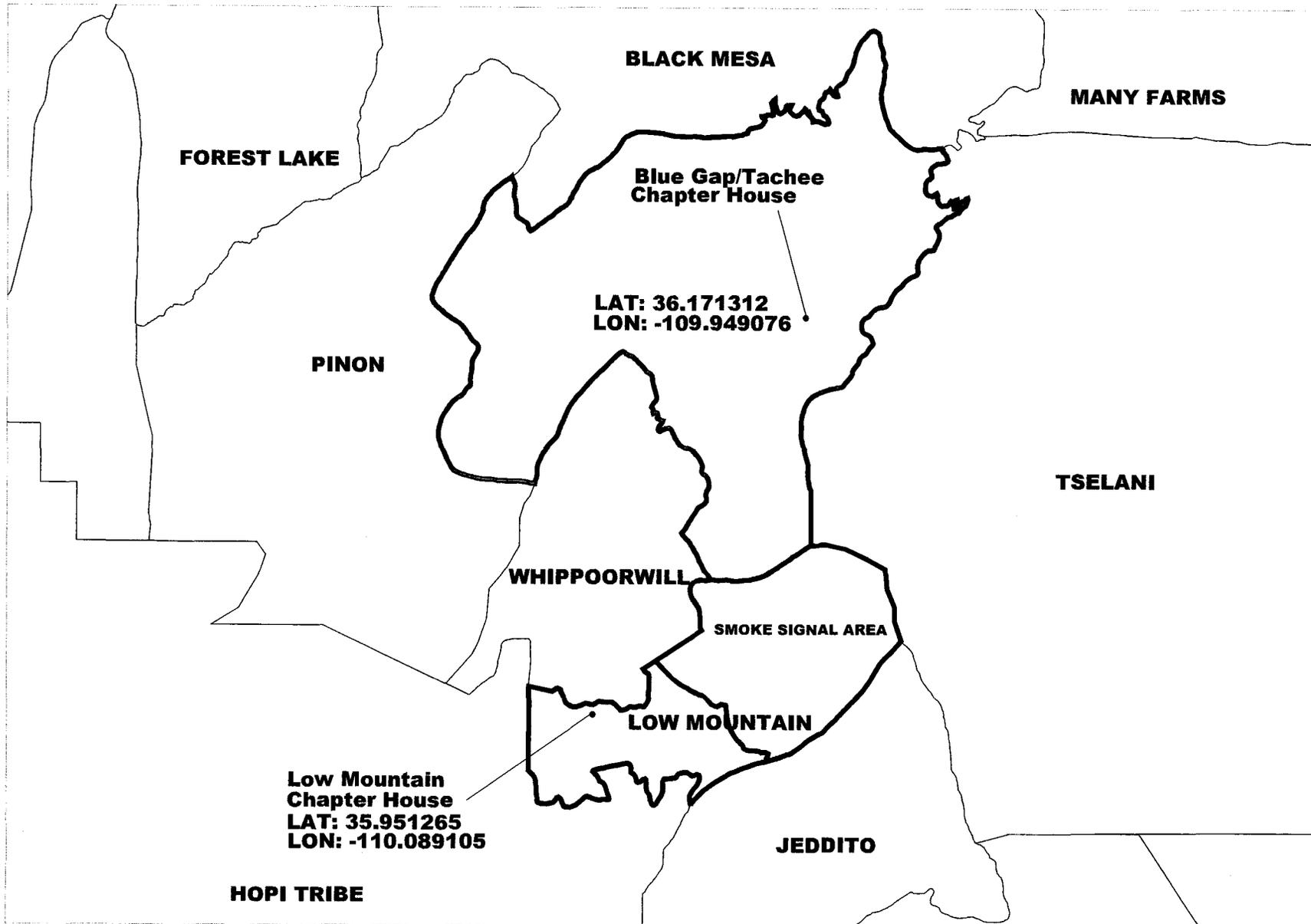
LEGEND:

Chapter House

Fiber Route

Fiber Connection Points





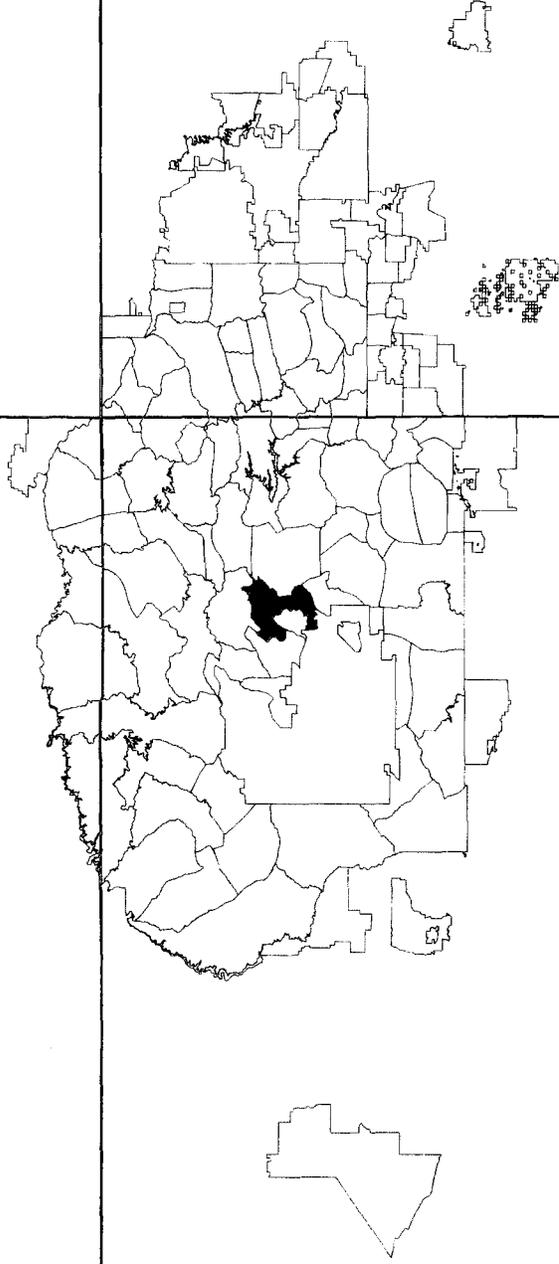
Smoke Signal
1104 People
Source: Navajo Nation
Design & Engineering
Services

Blue Gap
1178 People
Source: U. S. Census
Bureau



UTAH

COLORADO



ARIZONA

NEW MEXICO

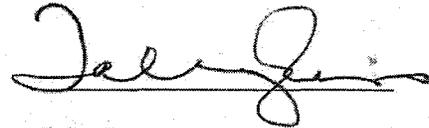
EXHIBIT B

DECLARATION OF JOHN ROSS

I have personal knowledge of the facts herein and could and would testify as to them if required to do so.

1. My name is John Ross and I am a consultant for Navajo Pillars Telecommunications, Inc.
2. On March 8, 2013 and April 2, 2013, I conducted a drive test of the mobile wireless service in the Blue Gap and Smoke Signal Chapter Houses on the Navajo Nation.
3. I used a Mongoose cellular strength tester to perform this test.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 29 day of July, 2013 in Tucson, AZ.



John Ross

Mongoose

SIGNAL STRENGTH METER

The Mongoose is a lightweight, hand held receiver that's ideal for quick indoor sweeps by propagators.

FEATURES:

- Internal memory stores signal strength
- Scans up to 21 channels
- Displays best 3 channels simultaneously
- Data can be output to a PC with a serial cable
- Audio can be heard through the headphones or internal speaker
- Includes rechargeable Ni-Cad battery/charger
- Weighs under 5 pounds

Frequencies Available:

- PCS
- CELLULAR
- FIXED WIRELESS
- PAGING
- LMR
- IVDS
- SMR



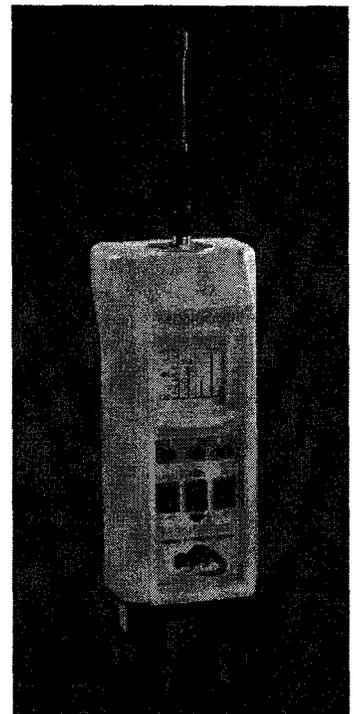
The Mongoose is just one of many exceptional design solutions from Berkeley Varitronics. Call us today for more information:
(732) 548-3737 / Fax: (732) 548-3404
Internet: www.bvsystems.com
E-mail: info@bvsystems.com

**BERKELEY
VARITRONICS
SYSTEMS**

Mongoose SIGNAL STRENGTH METER

SPECIFICATIONS

DISPLAY	128 x 128 LED backlit display
TUNING RANGE	20-40 MHz tuning range of band
AUDIO	Via internal speaker or headphones
BANDS SUPPORTED	ISM: 2.400-2.485 GHz 900-930 MHz PCS: Uplink (Blocks A through F) 1850-1910 MHz Downlink (Blocks A through F) 1930-1995 MHz LMR: 805-825 MHz IDEN/SMR: 850-870 MHz Cellular: 824-848 MHz 868-896 MHz ETACS: 872-905 MHz 915-950 MHz Paging: 145-165 MHz 450-465 MHz 928-941 MHz IVDS: 218-219 MHz WCS: 2.30-2.36 GHz
SENSITIVITY	-115 to -35 dB \pm 1.5dB (10 kHz IF bandwidth, for 12 dB SINAD)
ADJ. CHAN. REJECTION	> 50 dB @ 30 kHz bandwidth
MEASUREMENT ACCURACY	\pm 1.5 dB
MEASUREMENT SPEED	Adjustable
CHANNEL SCAN RATE	20 channels/second (typical)
GENERAL SPECIFICATIONS	Dual Conversion: 83 MHz first IF, 455 kHz second IF IF Bandwidth: 12.5 kHz (standard) Stability: \pm 2.5 PPM from freezing to 120°F Phase Noise: > 80 dBc @ 1 kHz offset Antenna: TNC 50 Ω whip straight Warmup Time: < 1 minute Power: 12 Volt battery Weight: < 5 pounds Dimensions: 11.25" x 4" x 3.6" including battery
INCLUDES	Antenna: Right angle TNC 50 Ω whip antenna Case: Yellow ABS plastic case Battery: Rechargeable Ni-Cad battery/charger
OPTIONS	IF Bandwidth: 4kHz, 10 kHz, 25 kHz, 30 kHz



Other custom frequencies are available upon request.

Longitude X points	Latitude Y points	Waypoint	Date/Time	Cell MHz 824-1680	Signal/S Meter Range	Elevation
-110.2336191	35.91914527	57	02-APR-13 6:30:44AM;	824-1680	zero	6512
-110.2254351	35.92394139	58	02-APR-13 6:33:19AM;	824-1680	zero	6509
-110.2145732	35.92741829	59	02-APR-13 6:36:38AM;	824-1680	zero	6502.33
-110.208798	35.9304056	60	02-APR-13 6:38:16AM;	824-1680	zero	6492.33
-110.198172	35.93605961	61	02-APR-13 6:40:44AM;	824-1680	zero	6499.77
-110.1883436	35.94092522	62	02-APR-13 6:42:56AM;	824-1680	zero	6488.65
-110.1834048	35.94335446	63	02-APR-13 6:44:23AM;	824-1680	zero	6481.21
-110.179314	35.9460676	64	02-APR-13 6:46:39AM;	824-1680	zero	6480.33
-110.1695081	35.95579698	65	02-APR-13 6:49:41AM;	824-1680	zero	6227.01
-110.166473	35.95916801	66	02-APR-13 6:50:48AM;	824-1680	zero	6227.8
-110.1575723	35.96797446	67	02-APR-13 6:53:58AM;	824-1680	zero	6234.11
-110.1557978	35.9691864	68	02-APR-13 6:54:52AM;	824-1680	zero	6239.63
-110.1511801	35.97225745	69	02-APR-13 6:56:10AM;	824-1680	zero	6276.69
-110.1472677	35.97385227	70	02-APR-13 6:57:19AM;	824-1680	zero	6287.73
-110.145787	35.97492038	71	02-APR-13 6:57:58AM;	824-1680	zero	6354.75
-110.1453083	35.97487335	72	02-APR-13 6:58:34AM;	824-1680	zero	6350.81
-110.1434695	35.97411856	73	02-APR-13 6:59:10AM;	824-1680	zero	6371.31
-110.1396827	35.97186316	74	02-APR-13 7:00:00AM;	824-1680	zero	6465.22
-110.1389482	35.97046749	75	02-APR-13 7:00:27AM;	824-1680	zero	6460.23
-110.1382165	35.96869765	76	02-APR-13 7:01:04AM;	824-1680	zero	6478.98
-110.1364324	35.96443621	77	02-APR-13 7:02:10AM;	824-1680	zero	6475.65
-110.1361888	35.96387529	78	02-APR-13 7:02:36AM;	824-1680	zero	6472.65
-110.1359741	35.96335913	79	02-APR-13 7:02:49AM;	824-1680	zero	6475.52
-110.1327905	35.95835556	80	02-APR-13 7:03:47AM;	824-1680	zero	6477.92
-110.1314207	35.95716901	81	02-APR-13 7:04:11AM;	824-1680	zero	6479.33
-110.130113	35.95604433	82	02-APR-13 7:04:36AM;	824-1680	zero	6478.36
-110.1282702	35.95447507	83	02-APR-13 7:04:59AM;	824-1680	zero	6512.36
-110.1276254	35.95392539	84	02-APR-13 7:05:17AM;	824-1680	zero	6514.62
-110.1270046	35.953398	85	02-APR-13 7:05:31AM;	824-1680	zero	6501.12
-110.1261464	35.95266735	86	02-APR-13 7:05:47AM;	824-1680	zero	6499.77
-110.1260227	35.95256475	87	02-APR-13 7:05:53AM;	824-1680	zero	6488.65
-110.1236883	35.94955171	88	02-APR-13 7:06:34AM;	824-1680	poor	6481.21
-110.1226489	35.94807188	89	02-APR-13 7:07:09AM;	824-1680	poor	6480.33
-110.1212514	35.94678568	90	02-APR-13 7:07:46AM;	824-1680	poor	6227.01
-110.1189431	35.94474729	91	02-APR-13 7:08:19AM;	824-1680	zero	6227.8
-110.1162508	35.94340677	92	02-APR-13 7:08:52AM;	824-1680	zero	6234.11
-110.1143104	35.94288851	93	02-APR-13 7:09:20AM;	824-1680	zero	6239.63
-110.1134864	35.94266195	94	02-APR-13 7:09:38AM;	824-1680	zero	6276.69
-110.1124723	35.94694963	95	02-APR-13 7:10:58AM;	824-1680	zero	6305.86
-110.1119414	35.94855208	96	02-APR-13 7:11:48AM;	824-1680	zero	6297.19
-110.108533	35.95037699	97	02-APR-13 7:12:35AM;	824-1680	zero	6310.59
-110.1057691	35.95003107	98	02-APR-13 7:13:14AM;	824-1680	zero	6313.75
-110.1047037	35.94986544	99	02-APR-13 7:13:34AM;	824-1680	zero	6297.19
-110.1017098	35.94940377	100	02-APR-13 7:14:00AM;	824-1680	zero	6292.46
-110.0993618	35.94899875	101	02-APR-13 7:14:22AM;	824-1680	zero	6288.52
-110.0946629	35.94853985	102	02-APR-13 7:15:05AM;	824-1680	zero	6285.36
-110.0917325	35.94869751	103	02-APR-13 7:15:34AM;	824-1680	zero	6297.98
-110.0908648	35.94879541	104	02-APR-13 7:16:03AM;	824-1680	zero	6276.69
-110.0892057	35.94902474	105	02-APR-13 7:16:36AM;	824-1680	weak	6288.22
-109.9894235	36.07450954	106	02-APR-13 8:49:36AM;	824-1680	weak	6289.54
-109.9848349	36.07316994	107	02-APR-13 8:50:51AM;	824-1680	weak	6342.02
-109.9784709	36.06981651	108	02-APR-13 8:51:50AM;	824-1680	poor	6346.12
-109.9754454	36.06915099	109	02-APR-13 8:52:34AM;	824-1680	poor	6371.23
-109.9724879	36.06872477	110	02-APR-13 8:53:06AM;	824-1680	zero	6392.45
-109.9722422	36.06869485	111	02-APR-13 8:53:21AM;	824-1680	zero	6475.65
-109.9700337	36.06837248	112	02-APR-13 8:53:41AM;	824-1680	zero	6472.65

Drive Test Results.xlsx

Longitude X points	Latitude Y points	Waypoint	Date/Time	Cell MHz 824-1680	Signal/S Meter Range	Elevation														
-109.6835765	36.08347625	225	02-APR-13 9:50:57AM;	824-1680	weak	6358.69														
-109.6828358	36.08351045	226	02-APR-13 9:51:08AM;	824-1680	weak	6361.92														
-109.6825633	36.08352193	227	02-APR-13 9:51:15AM;	824-1680	weak	6366.21														
-109.6799503	36.08363978	228	02-APR-13 9:51:55AM;	824-1680	poor	6368														
-109.6780976	36.08372326	229	02-APR-13 9:52:20AM;	824-1680	poor	6371.02														
-109.6764074	36.08380306	230	02-APR-13 9:52:41AM;	824-1680	poor	6372.39														
-109.6729107	36.08395469	231	02-APR-13 9:53:14AM;	824-1680	poor	6374.66														
-109.6723284	36.08396307	232	02-APR-13 9:53:26AM;	824-1680	poor	6375.78														
-109.6698915	36.08406608	233	02-APR-13 9:53:54AM;	824-1680	poor	6881.29														
-109.6686686	36.08412702	234	02-APR-13 9:54:11AM;	824-1680	poor	6389.65														
-109.6678455	36.08416013	235	02-APR-13 9:54:24AM	824-1680	poor	6387.56														
-109.6667568	36.08421486	236	02-APR-13 9:54:42AM;	824-1680	weak	6380.22														
-109.6610447	36.08445257	237	02-APR-13 9:55:33AM;	824-1680	weak	6382.54														
-109.6555433	36.08469766	238	02-APR-13 9:56:22AM;	824-1680	weak	6388.21														
-109.6507749	36.08488474	239	02-APR-13 9:57:04AM;	824-1680	poor	6379.63														
-109.6493014	36.08494694	240	02-APR-13 9:57:23AM;	824-1680	poor	6371.02														
-109.6437484	36.0851875	241	02-APR-13 9:58:07AM;	824-1680	poor	6372.39														
-109.642313	36.08525288	242	02-APR-13 9:58:26AM;	824-1680	strong	6374.66														
-109.6338653	36.08818755	243	02-APR-13 9:59:56AM;	824-1680	strong	6375.78														
-109.6253061	36.09365733	244	02-APR-13 10:04:36AM;	824-1680	weak	6371.22														

EXHIBIT C

BLUE GAP/TACHEE CHAPTER

P.O. Box 4427

Blue Gap, Arizona 86320

Ph: (928) 349-0587

Fax: (928) 223-7700

OM LAPAHE

RAYMOND JOE

BGCH11-12-001

RESOLUTION OF BLUE GAP/TACHEE CHAPTER

SUPPORTING PILLARS TELECOMMUNICATS, INC. (PTI) TO CREATE AND ESTABLISH A TELECOMMUNICATION BUSINESS.

WHEREAS:

1. Pursuant to the Navajo Tribe, Navajo Nation ("Nation"), Blue Gap/Tachee Chapter House of the Navajo Nation has the authority to represent the Tribe and act in all matters that concerns the welfare of the Navajo Tribe; **AND**
2. The Navajo Nation Tribal Council encourages and endorses entrepreneurial ventures by enrolled tribal members in its ongoing commitment to increased self-determination; **AND**
3. The Navajo Nation Tribal Council recognizes the significant shortage of employment opportunities within the reservation communities; **AND**
4. George L. Martinez, is an enrolled member of the Navajo Nation, is present and requests approval from the Blue Gap/Tachee Chapter House of the Navajo Nation to establish a Native-owned telecommunication business titled Pillars Telecommunications, Inc.; **AND**
5. George L. Martinez intends to register his company with the State of Arizona as Pillars Telecommunications, Inc. and Navajo native-owned; **AND**
6. Pillars Telecommunications, Inc. understands the risks which are inherent in starting a new business and at the Same time it understands that a well developed plan mitigates and reduces exposure to risk and that there are potential economic benefits and rewards for trial members beyond what is currently available; with this action it models a vision of entrepreneurial spirit in an understanding economic environment. **AND**
7. Pillars Telecommunications, Inc. has an ongoing communication through an independent professional consultant with a federal funding agency that is prepared to fund an established company that has submitted of all pertinent documents before March 1, 2010 and is separated and independent of a tribal government; **AND**
8. Pillars Telecommunications, Inc. has a promising opportunity to receive federal funding through Rural Utilities Service Programs that is provided by the United States Department of Agriculture (USDA); **AND**
9. Pillars Telecommunications, Inc. requests the Blue Gap/Tachee Chapter House support and approval to offer to provide telecommunication services to every home, business and governmental agency on the Navajo Nation Reservation; **AND**

10. Pillars Telecommunications, Inc. agrees to defend, indemnify and hold harmless the Navajo Tribe and any of its department, officers or employees from any and all liability, claims, damages, and expenses (including reasonable attorney's fees) arising out of or resulting from Pillars Telecommunications' act or omissions or negligence by Pillars Telecommunications, Inc. or anyone who acts for or on behalf of Pillars Telecommunications, Inc. in carrying out the work as defined in the pertinent document; **AND**
11. Pillars Telecommunications, Inc. will execute its plan to replace the existing telecommunication service provider and to maintain all services, programs and privileges assigned or designate thereto with intention to upgrade the systems immediately after receiving approval; **AND**
12. Pillars Telecommunications, Inc. is willing to offer eth Navajo Nation the first rights of refusal to purchase Pillars Telecommunications, Inc. five to seven years after it opens for business.

NOW THEREFORE BE IT RESOLVED by the Blue Gap/Tachee Chapter House of the Navajo Nation that it hereby:

1. Consents to George L. Martinez doing business as Pillars Telecommunications, Inc. and hereby approves to support, pursuant to the Navajo Nation business code.
2. Consents that George L. Martinez, intends to register his company with the state of Arizona and that it is officially known as Pillars Telecommunications, Inc.
3. Gives approval for Pillars Telecommunications, Inc. to apply for federal funding with USDA through the Rural Utilities Service Programs.
4. Agrees that Pillars Telecommunications, Inc. is the solely entity that is responsible for any and all loans granted to it.
5. Accepts the aforementioned indemnification statement by Pillars Telecommunications, Inc.
6. Gives support approval for Pillars Telecommunications, Inc. to begin its plan to replace the current existing telecommunication service provider and to maintain all services, programs, and privileges assigned or designated thereto with intention to upgrade the systems.
7. Accepts the statement made by Pillars Telecommunications, Inc. about its willingness to offer the Navajo Nation the first rights of refusal to purchase the company in five to seven years after it opens for business.
8. By the Blue Gap/Tachee Chapter House of the Navajo Nation that Pillars Telecommunications, Inc. is not a Navajo Tribal Enterprise and is not an arm of the Navajo Nation.
9. By the Blue Gap/Tachee Chapter House of the Navajo Nation that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.
10. By the Blue Gap/Tachee Chapter House of the Navajo Nation that the Economic Development Office of the Navajo Nation is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution, subject to Legal review.

CERTIFICATION

We, hereby certify that the foregoing resolution was duly considered by Blue Gap/Tachee Chapter at a duly called meeting at Blue Gap, Navajo Nation, Arizona at which a quorum was present and that same was passed by a vote of 44 favor, 6 oppose, 9 abstain this 10th day of December, 2010.

Motion by: Kico Scott

Seconded By: Marion Scott

[Signature]
Aaron P. Yazzie, Chapter President

[Signature]
Joe J. Jim, Chapter Vice-President

[Signature]
Betty V. Askie, Secretary/Treasurer

[Signature]
Benjamin Manyows, Grazing Rep.

[Signature]
Raymond Joe, Council Delegate

[Signature]
Tom Lapahe, Council Delegate

RESOLUTION OF LOW MOUNTAIN CHAPTER HOUSE of the NAVAJO NATION

[Supporting Pillars Telecommunications, Inc. (PTI) to create and establish a telecommunication business]

- WHEREAS.** Pursuant to the Navajo Tribe, Navajo Nation ("Nation"), Low Mountain Chapter House of the Navajo Nation has the authority to represent the Tribe and act in all matters that concerns the welfare of the Navajo Tribe; and
- WHEREAS.** the Navajo Nation Tribal Council encourages and endorses entrepreneurial ventures by enrolled tribal members in its ongoing commitment to increased self-determination; and
- WHEREAS.** the Navajo Nation Tribal Council recognizes the significant shortage of employment opportunities within the reservation communities; and
- WHEREAS.** George L. Martinez, is an enrolled member of the Navajo Nation, is present and requests approval from the Low Mountain Chapter House of the Navajo Nation to establish a Native-owned telecommunication business titled Pillars Telecommunications, Inc.; and
- WHEREAS.** George L. Martinez intends to register his company with the State of Arizona as Pillars Telecommunications, Inc. and Navajo native-owned; and
- WHEREAS.** Pillars Telecommunications, Inc. understands the risks which are inherent in starting a new business and at the same time it understands that a well developed plan mitigates and reduces exposure to risk and that there are potential economic benefits and rewards for tribal members beyond what is currently available; with this action it models a vision of entrepreneurial spirit in an understanding economic environment; and
- WHEREAS.** Pillars Telecommunications, Inc. has an ongoing communication through an independent professional consultant with a federal funding agency that is prepared to fund an established company that has submitted of all pertinent documents before February 1, 2011 and is separated and independent of a tribal government; and
- WHEREAS.** Pillars Telecommunications, Inc. has a promising opportunity to receive federal funding through Rural Utilities Service Programs that is provided by the United States Department of Agriculture (USDA); and
- WHEREAS.** Pillars Telecommunications, Inc. requests the Low Mountain Chapter House support and approval to offer to provide telecommunication services to every home, business and governmental agency on the Navajo Nation Reservation; and

WHEREAS. Pillars Telecommunications, Inc. agrees to defend, indemnify and hold harmless the Navajo Tribe and any of its department, officers or employees from any and all liability, claims, damages, and expenses (including reasonable attorney's fees) arising out of or resulting from Pillars Telecommunications' act or omissions or negligence by Pillars Telecommunications, Inc. or anyone who acts for or on behalf of Pillars Telecommunications, Inc. in carrying out the work as defined in the pertinent document.; and

WHEREAS. Pillars Telecommunications, Inc. will execute its plan to replace the existing telecommunication service provider (Frontier Communications Inc.) and to maintain all services, programs and privileges assigned or designated thereto with intention to upgrade the systems immediately after receiving approval; and

WHEREAS. Frontier Communications Inc. must transfer all pertinent system information over to Pillars Telecommunications Inc. attorney's office no later than forty five (45) from the signed resolution date, in order facilitate a timely system transfer; and

WHEREAS. Pillars Telecommunications, Inc. is willing to offer the Navajo Nation the first rights of refusal to purchase Pillars Telecommunications, Inc. five to seven years after it opens for business; and

NOW, THEREFORE, BE IT RESOLVED by the Low Mountain Chapter House of the Navajo Nation that it hereby:

- 1) Consents to George L. Martinez doing business as Pillars Telecommunications, Inc. and hereby approves to support, pursuant to the Navajo Nation business code.
- 2) Consents that George L. Martinez, intends to register his company with the state of Arizona and that it is officially known as Pillars Telecommunications, Inc.
- 3) Gives approval for Pillars Telecommunications, Inc. to apply for federal funding with USDA through the Rural Utilities Service Programs.
- 4) Agrees that Pillars Telecommunications, Inc. is the solely entity that is responsible for any and all loans granted to it.
- 5) Accepts the aforementioned indemnification statement by Pillars Telecommunications, Inc.
- 6) Gives support approval for Pillars Telecommunications Inc. to begin its plan to replace the current existing telecommunication service provider, (Frontier Communications Inc.) and maintain all services, programs, and privileges assigned or designated thereto with intention to upgrade the systems.
- 7) Gives approval for the transfer of system information within forty five (45) days from the signed resolution date, from Frontier Communications Inc. to Pillars Telecommunication Inc. attorney office.
- 8) Accepts the statement made by Pillars Telecommunications, Inc. about its willingness to offer the Navajo Nation the first rights of refusal to purchase the company in five to seven years after it opens for business.

BE IT FURTHER RESOLVED by the Low Mountain Chapter House of the Navajo Nation that Pillars Telecommunications, Inc. is not a Navajo Tribal Enterprise and is not an arm of the Navajo Nation.

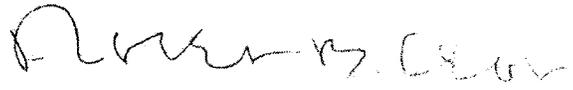
BE IT FURTHER RESOLVED by the Low Mountain Chapter House of the Navajo Nation that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

BE IT FURTHER RESOLVED by the Low Mountain Chapter House of the Navajo Nation that the Economic Development Office of the Navajo Nation is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution, subject to Legal review.

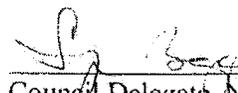
The foregoing Resolution was on December 14, 2010 duly adopted by a vote of ___ for and 10 against by the Low Mountain Chapter House of the Navajo Nation, pursuant to the authority vested in it by the Navajo Tribal Code, ratified by the Navajo Tribal Council, and approved by the Secretary of the Interior on November 12, 1993, pursuant to the Section 16 of the Act of June 18, 1934 (48 Stat. 984).



President, Low Mountain Chapter House, Navajo Nation



Vice-President, Low Mountain Chapter House, Navajo Nation



Council Delegate, Navajo Nation

RESOLUTION OF WHIPPOORWILL CHAPTER HOUSE of the NAVAJO NATION

[Supporting Pillars Telecommunications, Inc. (PTI) to create and establish a telecommunication business]

- WHEREAS.** Pursuant to the Navajo Tribe, Navajo Nation ("Nation"), Whippoorwill Chapter House of the Navajo Nation has the authority to represent the Tribe and act in all matters that concerns the welfare of the Navajo Tribe; and
- WHEREAS.** the Navajo Nation Tribal Council encourages and endorses entrepreneurial ventures by enrolled tribal members in its ongoing commitment to increased self-determination; and
- WHEREAS.** the Navajo Nation Tribal Council recognizes the significant shortage of employment opportunities within the reservation communities; and
- WHEREAS.** George L. Martinez, is an enrolled member of the Navajo Nation, is present and requests approval from the Whippoorwill Chapter House of the Navajo Nation to establish a Native-owned telecommunication business titled Pillars Telecommunications, Inc.; and
- WHEREAS.** George L. Martinez intends to register his company with the State of Arizona as Pillars Telecommunications, Inc. and Navajo native-owned; and
- WHEREAS.** Pillars Telecommunications, Inc. understands the risks which are inherent in starting a new business and at the same time it understands that a well developed plan mitigates and reduces exposure to risk and that there are potential economic benefits and rewards for tribal members beyond what is currently available; with this action it models a vision of entrepreneurial spirit in an understanding economic environment; and
- WHEREAS.** Pillars Telecommunications, Inc. has an ongoing communication through an independent professional consultant with a federal funding agency that is prepared to fund an established company that has submitted of all pertinent documents before February 1, 2011 and is separated and independent of a tribal government; and
- WHEREAS.** Pillars Telecommunications, Inc. has a promising opportunity to receive federal funding through Rural Utilities Service Programs that is provided by the United States Department of Agriculture (USDA); and
- WHEREAS.** Pillars Telecommunications, Inc. requests the Whippoorwill Chapter House support and approval to offer to provide telecommunication services to every home, business and governmental agency on the Navajo Nation Reservation, and

WHEREAS. Pillars Telecommunications, Inc. agrees to defend, indemnify and hold harmless the Navajo Tribe and any of its department, officers or employees from any and all liability, claims, damages, and expenses (including reasonable attorney's fees) arising out of or resulting from Pillars Telecommunications' act or omissions or negligence by Pillars Telecommunications, Inc. or anyone who acts for or on behalf of Pillars Telecommunications, Inc. in carrying out the work as defined in the pertinent document.; and

WHEREAS. Pillars Telecommunications, Inc. will execute its plan to replace the existing telecommunication service provider (Frontier Communications Inc.) and to maintain all services, programs and privileges assigned or designated thereto with intention to upgrade the systems immediately after receiving approval; and

WHEREAS. Frontier Communications Inc. must transfer all pertinent system information over to Pillars Telecommunications Inc. attorney's office no later than forty five (45) from the signed resolution date, in order facilitate a timely system transfer; and

WHEREAS. Pillars Telecommunications, Inc. is willing to offer the Navajo Nation the first rights of refusal to purchase Pillars Telecommunications, Inc. five to seven years after it opens for business; and

NOW, THEREFORE, BE IT RESOLVED by the Whippoorwill Chapter House of the Navajo Nation that it hereby:

- 1) Consents to George L. Martinez doing business as Pillars Telecommunications, Inc. and hereby approves to support, pursuant to the Navajo Nation business code.
- 2) Consents that George L. Martinez, intends to register his company with the state of Arizona and that it is officially known as Pillars Telecommunications, Inc.
- 3) Gives approval for Pillars Telecommunications, Inc. to apply for federal funding with USDA through the Rural Utilities Service Programs.
- 4) Agrees that Pillars Telecommunications, Inc. is the solely entity that is responsible for any and all loans granted to it.
- 5) Accepts the aforementioned indemnification statement by Pillars Telecommunications, Inc.
- 6) Gives support approval for Pillars Telecommunications Inc. to begin its plan to replace the current existing telecommunication service provider, (Frontier Communications Inc.) and maintain all services, programs, and privileges assigned or designated thereto with intention to upgrade the systems.
- 7) Gives approval for the transfer of system information within forty five (45) days from the signed resolution date, from Frontier Communications Inc. to Pillars Telecommunication Inc. attorney office.
- 8) Accepts the statement made by Pillars Telecommunications, Inc. about its willingness to offer the Navajo Nation the first rights of refusal to purchase the company in five to seven years after it opens for business.

BE IT FURTHER RESOLVED by the Whippoorwill Chapter House of the Navajo Nation that Pillars Telecommunications, Inc. is not a Navajo Tribal Enterprise and is not an arm of the Navajo Nation.

BE IT FURTHER RESOLVED by the Whippoorwill Chapter House of the Navajo Nation that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

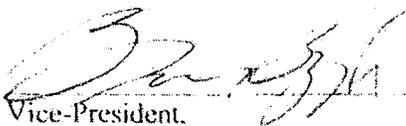
BE IT FURTHER RESOLVED by the Whippoorwill Chapter House of the Navajo Nation that the Economic Development Office of the Navajo Nation is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution, subject to Legal review.

The foregoing Resolution was on December 21, 2010 duly adopted by a vote of _____ for and _____ against by the Whippoorwill Chapter House of the Navajo Nation, pursuant to the authority vested in it by the Navajo Tribal Code, ratified by the Navajo Tribal Council, and approved by the Secretary of the Interior on November 12, 1993, pursuant to the Section 16 of the Act of June 18, 1934 (48 Stat. 984).

Motion by: _____

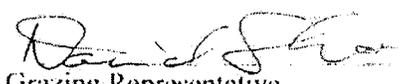
Second By: _____

Chapter President.



Vice-President.

Secretary/Treasurer.



Grazing Representative.

Council Delegate.

RESOLUTION OF SMOKE SIGNAL CHAPTER HOUSE of the NAVAJO NATION

[Supporting Navajo Pillars Telecommunications, Inc. (NPT) lease of commercial property known as Lot 1233 to operate and establish a telecommunication business site]

- WHEREAS,** Pursuant to the Navajo Tribe, Navajo Nation ("Nation"), Smoke Signal Chapter House of the Navajo Nation has the authority to represent the Tribe and act in all matters that concerns the welfare of the Navajo Tribe; and
- WHEREAS,** the Navajo Nation Tribal Council encourages and endorses entrepreneurial ventures by enrolled tribal members in its ongoing commitment to increased self-determination; and
- WHEREAS,** the Navajo Nation Tribal Council recognizes the significant shortage of employment opportunities within the reservation communities; and
- WHEREAS,** George L. Martinez, is an enrolled member of the Navajo Nation, is present and requests approval from the Smoke Signal Chapter House of the Navajo Nation to establish a Business site known as lot 1233 titled to Navajo Pillars Telecommunications, Inc.; and
- WHEREAS,** George L. Martinez intends to register his company with the State of Arizona and the Navajo Nation as Navajo Pillars Telecommunications, Inc. an Navajo native-owned; and
- WHEREAS,** Navajo Pillars Telecommunications, Inc. understands the risks which are inherent in starting a new business and at the same time it understands that a well developed plan mitigates and reduces exposure to risk and that there are potential economic benefits and rewards for tribal members beyond what is currently available; with this action it models a vision of entrepreneurial spirit in an understanding economic environment; and
- WHEREAS,** Navajo Pillars Telecommunications, Inc. has a promising opportunity to receive federal funding through Rural Utilities Service Programs that is provided by the United States Department of Agriculture (USDA); and
- WHEREAS,** Navajo Pillars Telecommunications, Inc. requests the Smoke Signal Chapter House support and approval to offer the Business site lot 1233,
- WHEREAS,** Navajo Pillars Telecommunications, Inc. agrees to defend, indemnify and hold harmless the Navajo Tribe and any of its department, officers or employees from any and all liability, claims, damages, and expenses (including reasonable attorney's fees) arising out of or resulting from Navajo Pillars Telecommunications' act or omissions or negligence by NPT, Inc. or anyone who acts for or on behalf of NPT, Inc. in carrying out the work as defined in the pertinent document.; and
- WHEREAS,** Navajo Pillars Telecommunications, Inc. is willing to offer the Navajo Nation the first rights of refusal to purchase Navajo Pillars Telecommunications, Inc. and business site in seven years after it opens for business; and

NOW, THEREFORE, BE IT RESOLVED by the Smoke Signal Chapter House of the Navajo Nation that it hereby:

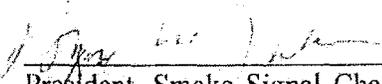
- 1) Consents to George L. Martinez and Navajo Pillars Telecommunications Inc. the business site (lot 1233). Hereby approves to support, pursuant to the Navajo Nation business code.
- 2) Consents that George L. Martinez, and NPT intends to register the business site with the Navajo commercial development office, in Window Rock
- 3) Gives approval for Navajo Pillars Telecommunications, Inc. develop and maintain the commercial site.
- 4) Agrees that Navajo Pillars Telecommunications, Inc. is the solely responsible for all development and all loans granted for the business.
- 5) Accepts the aforementioned indemnification statement by Navajo Pillars Telecommunications, Inc.
- 6) Gives support approval for Navajo Pillars Telecommunications Inc. to begin its plan to develop the business site, and privileges assigned or designated thereto with intention to maintaining and developing site 1233.
- 7) Accepts the statement made by Navajo Pillars Telecommunications, Inc. about its willingness to offer the Navajo Nation the first rights of refusal to purchase the company and business site in five to seven years after it opens for business.

BE IT FURTHER RESOLVED by the Smoke Signal Chapter House of the Navajo Nation that Navajo Pillars Telecommunications, Inc. is not a Navajo Tribal Enterprise and is not an arm of the Navajo Nation, but is fully supported by the Navajo Nation.

BE IT FURTHER RESOLVED by the Smoke Signal Chapter House of the Navajo Nation that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

BE IT FURTHER RESOLVED by the Smoke Signal Chapter House of the Navajo Nation that the Economic Development Office of the Navajo Nation is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution, subject to Legal review.

The foregoing Resolution was on February 4, 2012 duly adopted by a vote of 31 for and 0 against by the Smoke Signal Chapter House of the Navajo Nation, pursuant to the authority vested in it by the Navajo Tribal Code, ratified by the Navajo Tribal Council, and approved by the Secretary of the Interior on November 12, 1993, pursuant to the Section 16 of the Act of June 18, 1934 (48 Stat. 984).



President, Smoke Signal Chapter House, Navajo Nation



Vice-President, Smoke Signal Chapter House, Navajo Nation



Council Delegate, Navajo Nation



RESOLUTION OF COTTONWOOD CHAPTER HOUSE of the NAVAJO NATION

[Supporting Navajo Pillars Telecommunications, Inc. (PTI) to create and establish a telecommunication business]

- WHEREAS,** Pursuant to the Navajo Nation, Cottonwood Chapter House of the Navajo Nation has the authority to represent the Tribe and act in all matters that concerns the business and welfare of the Navajo Tribe; **and**
- WHEREAS,** the Navajo Nation Tribal Council encourages and endorses business by enrolled tribal members in its ongoing commitment to increased self-determination; **and**
- WHEREAS,** the Navajo Nation Tribal Council recognizes the significant shortage of employment opportunities within the reservation communities; **and**
- WHEREAS,** George L. Martinez, is an enrolled member of the Navajo Nation, is present and requests approval from the Cottonwood Chapter House of the Navajo Nation to establish a Native-owned telecommunication business titled Navajo Pillars Telecommunications, Inc.; **and**
- WHEREAS,** George L. Martinez has register his company with the State of Arizona as Navajo Pillars Telecommunications, Inc. a Navajo native-owned; **and**
- WHEREAS,** Navajo Pillars Telecommunications, Inc. has a opportunity to receive federal funding through Rural Utilities Service Programs that is provided by the United States Department of Agriculture (USDA); **and**
- WHEREAS,** Navajo Pillars Telecommunications, Inc. requests the Cottonwood Chapter House support and approval to offer to provide telecommunication services to every home, business and governmental agency in and or around the Cottonwood Chapter area of the Navajo Nation Reservation; **and**
- WHEREAS,** Navajo Pillars Telecommunications, Inc. will replace the existing telecommunication service provider (Frontier Communications Inc.) and to maintain all services, programs and privileges assigned or designated thereto with intention to upgrade the systems immediately after receiving approval; **and**

WHEREAS, Frontier Communications Inc. must transfer all pertinent system information over to Pillars Telecommunications Inc. attorney's office no later than one hundred twenty (120) from the signed resolution date, in order facilitate a timely system transfer; **and**

WHEREAS, Navajo Pillars Telecommunications, Inc. is willing to offer the Navajo Nation the first rights of refusal to purchase Pillars Telecommunications, Inc. five to seven years after it opens for business; **and**

NOW, THEREFORE, BE IT RESOLVED by the Cottonwood Chapter House of the Navajo Nation that it hereby:

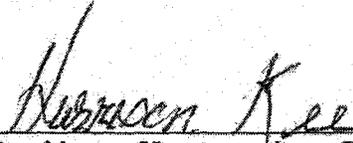
- 1) Consents to George L. Martinez doing business as Navajo Pillars Telecommunications, Inc. and hereby approves to support, pursuant to the Navajo Nation business code.
- 2) Consents that George L. Martinez, has registered his company with the state of Arizona and that it is officially known as Navajo Pillars Telecommunications, Inc.
- 3) Gives approval for Navajo Pillars Telecommunications, Inc. to apply for federal funding with USDA through the Rural Utilities Service Programs.
- 4) Agrees that Navajo Pillars Telecommunications, Inc. is the solely entity that is responsible for any and all loans granted to it.
- 5) Gives support approval for Navajo Pillars Telecommunications Inc. to replace the current existing telecommunication service provider, (Frontier Communications Inc.) and maintain all services, programs, and privileges assigned or designated thereto with intention to upgrade the systems.
- 6) Gives approval for the transfer of system information within one hundred twenty five (120) days from the signed resolution date, from Frontier Communications Inc. to Navajo Pillars Telecommunication Inc. attorney office.
- 7) Accepts the statement made by Navajo Pillars Telecommunications, Inc. about its willingness to offer the Navajo Nation the first rights of refusal to purchase the company in five to seven years after it opens for business.

BE IT FURTHER RESOLVED by the Cottonwood Chapter House of the Navajo Nation that Navajo Pillars Telecommunications, Inc. is not a Navajo Tribal Enterprise and is not an arm of the Navajo Nation.

BE IT FURTHER RESOLVED by the Cottonwood Chapter House of the Navajo Nation that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

BE IT FURTHER RESOLVED by the Cottonwood Chapter House of the Navajo Nation that the Economic Development Office of the Navajo Nation is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution, subject to Legal review.

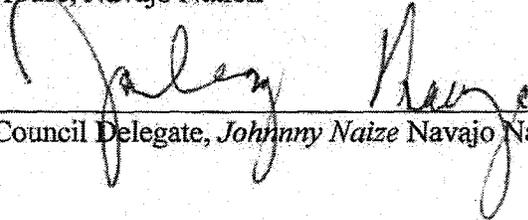
The foregoing Resolution was on July 12, 2012 duly adopted by a vote of 40 for and 0 against by the Cottonwood Chapter House of the Navajo Nation, pursuant to the authority vested in it by the Navajo Tribal Code, ratified by the Navajo Tribal Council.



President, *Harrison Kee* Cottonwood Chapter House, Navajo Nation



Vice-President, *Wallace Kee* Cottonwood Chapter House, Navajo Nation



Council Delegate, *Johnny Naize* Navajo Nation

RESOLUTION OF MANY FARMS CHAPTER HOUSE of the NAVAJO NATION

[Supporting Navajo Pillars Telecommunications, Inc. (NPT) to create, establish, and provide service].

1. Pursuant to the Navajo Tribe, Navajo Nation ("Nation"), Many Farms Chapter House of the Navajo Nation has the authority to represent the Tribe in all matters that concerns the Navajo Tribe; **And**
2. the Navajo Nation Tribal Council encourages and endorses entrepreneurial ventures by enrolled tribal members in its ongoing commitment to increase sovereignty and self-determination; **And**
3. the Navajo Nation Tribal Council recognizes the significant shortage of employment opportunities within the reservation communities; **And**
4. George L. Martinez, is an enrolled member of the Navajo Nation, is present and requests approval from the Many Farms Chapter House of the Navajo Nation to establish a Business titled to Navajo Pillars Telecommunications, Inc.; **And**
5. Navajo Pillars Telecommunications, Inc. understands the risks which are inherent in starting a new business and at the same time it understands that a well developed plan mitigates and reduces exposure to risk and that there are potential economic benefits and rewards for Nation members beyond what is currently available; with this action it models a vision of entrepreneurial spirit in an understanding economic environment; **And**
6. Navajo Pillars Telecommunications, Inc. has a opportunity to receive federal funding through Rural Utilities Service Programs that is provided by the United States Department of Agriculture (USDA); **And**
7. Navajo Pillars Telecommunications, Inc. agrees to defend, indemnify and hold harmless the Navajo Nation and any of its department, officers or employees from any and all liability, claims, damages, and expenses (including reasonable attorney's fees) arising out of or resulting from Navajo Pillars Telecommunications' act or omissions or negligence by NPT, Inc. or anyone who acts for or on behalf of NPT, Inc. in carrying out the work as defined in the pertinent document.; **And**
8. Navajo Pillars Telecommunications, Inc. requests the Many Farms Chapter House support and approval to offer to provide telecommunication services to every home, business and governmental agency on the Navajo Nation Reservation; **And**

9. Navajo Pillars Telecommunications, Inc. will replace the existing Non native owned telecommunication service provider, while maintaining all services, programs and privileges assigned or designated thereto with intention to upgrade the systems immediately after receiving approval; **And**
10. Navajo Pillars Telecommunications, Inc. is willing to offer the Navajo Nation the first rights of refusal to purchase Navajo Pillars Telecommunications, Inc. and business site in seven years after it opens for business.

NOW, THEREFORE, BE IT RESOLVED by the Many Farms Chapter House of the Navajo Nation that it hereby:

- 1) Consents to George L. Martinez doing business as Navajo Pillars Telecommunications, Inc. and hereby approves to support, pursuant to the Navajo Nation business code.
- 2) Gives supports for Nation member owned and operated business, to increase sovereignty and self-determination.
- 3) Agrees that Navajo Pillars Telecommunications, Inc. is the solely responsible for all development and all loans granted for the business.
- 4) Accepts the aforementioned indemnification statement by Navajo Pillars Telecommunications, Inc.
- 5) Gives approval for Pillars Telecommunications, Inc. to apply for federal funding with USDA through the Rural Utilities Service Programs.
- 6) Gives support approval for Navajo Pillars Telecommunications Inc. to replace the current existing telecommunication service provider, maintaining all services, programs, and privileges assigned or designated thereto with intention to upgrade the systems.
- 7) Accepts the statement made by Pillars Telecommunications, Inc. about its willingness to offer the Navajo Nation the first rights of refusal to purchase the company and business site in five to seven years after it opens for business.

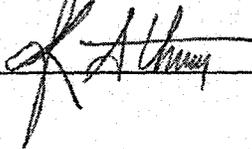
BE IT FURTHER RESOLVED by the Many Farms Chapter House of the Navajo Nation that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

BE IT FURTHER RESOLVED by the Many Farms Chapter House of the Navajo Nation that the Economic Development Office of the Navajo Nation is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution, subject to Legal review.

The foregoing Resolution was on May 9, 2012 duly adopted by a vote of 48 for and 0 against by the Many Farms Chapter House of the Navajo Nation, pursuant to the authority vested in it by the Navajo Tribal Code, ratified by the Navajo Tribal Council, and approved by the Secretary of the Interior on November 12, 1993, pursuant to the Section 16 of the Act of June 18, 1934 (48 Stat. 984).

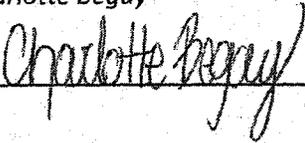
Chapter President, Many Farms Chapter House

Katherine O. Arthur



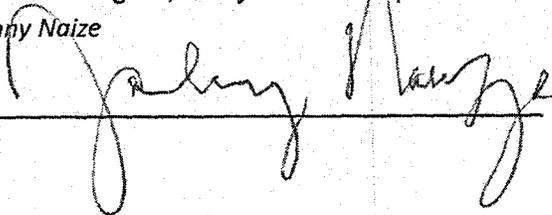
Vice President, Many Farms Chapter House

Charlotte Begay



Council Delagate, Many Farms Chapter House

Johnny Naize



Many Farms Chapter House

Address: P.O. Box 185, Many Farms, Arizona 86538

RESOLUTION OF PINON CHAPTER HOUSE of the NAVAJO NATION

[Supporting Navajo Pillars Telecommunications, Inc. (NPT) to create and establish a telecommunications business]

1. Pursuant to the Navajo Tribe, Navajo Nation ("Nation"), Pinon Chapter House of the Navajo Nation has the authority to represent the Tribe in all matters that concerns the welfare of the Navajo Tribe; and
2. the Navajo Nation Tribal Council encourages and endorses entrepreneurial ventures by enrolled tribal members in its ongoing commitment to increased sovereignty and self-determination; and
3. the Navajo Nation Tribal Council recognizes the significant shortage of employment opportunities within the reservation communities; and
4. George L. Martinez, is an enrolled member of the Navajo Nation, is present and requests approval from the Pinon Chapter House of the Navajo Nation to establish a Business titled to Navajo Pillars Telecommunications, Inc.; and
5. Navajo Pillars Telecommunications, Inc. understands the risks which are inherent in starting a new business and at the same time it understands that a well developed plan mitigates and reduces exposure to risk and that there are potential economic benefits and rewards for tribal members beyond what is currently available; with this action it models a vision of entrepreneurial spirit in an understanding economic environment; and
6. Navajo Pillars Telecommunications, Inc. has a opportunity to receive federal funding through Rural Utilities Service Programs that is provided by the United States Department of Agriculture (USDA); and
7. Navajo Pillars Telecommunications, Inc. agrees to defend, indemnify and hold harmless the Navajo Tribe and any of its department, officers or employees from any and all liability, claims, damages, and expenses (including reasonable attorney's fees) arising out of or resulting from Navajo Pillars Telecommunications' act or omissions or negligence by NPT, Inc. or anyone who acts for or on behalf of NPT, Inc. in carrying out the work as defined in the pertinent document.; and

8. Navajo Pillars Telecommunications, Inc. requests the Pinon Chapter House support and approval to offer to provide telecommunication services to every home, business and governmental agency on the Navajo Nation Reservation; and
9. Navajo Pillars Telecommunications, Inc. will replace the existing telecommunication service provider (Frontier Communications Inc.) and to maintain all services, programs and privileges assigned or designated thereto with intention to upgrade the systems immediately after receiving approval; and
10. Navajo Pillars Telecommunications, Inc. is willing to offer the Navajo Nation the first rights of refusal to purchase Navajo Pillars Telecommunications, Inc. and business site in seven years after it opens for business.

NOW, THEREFORE, BE IT RESOLVED by the Pinon Chapter House of the Navajo

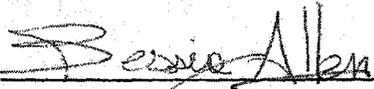
Nation that it hereby:

- 1) Consents to George L. Martinez doing business as Navajo Pillars Telecommunications, Inc. and hereby approves to support, pursuant to the Navajo Nation business code.
- 2) Agrees that Navajo Pillars Telecommunications, Inc. is the solely responsible for all development and all loans granted for the business.
- 3) Accepts the aforementioned indemnification statement by Navajo Pillars Telecommunications, Inc.
- 4) Gives approval for Pillars Telecommunications, Inc. to apply for federal funding with USDA through the Rural Utilities Service Programs.
- 5) Gives support approval for Navajo Pillars Telecommunications Inc. to replace the current existing telecommunication service provider, (Frontier Communications Inc.) and maintain all services, programs, and privileges assigned or designated thereto with intention to upgrade the systems.
- 6) Accepts the statement made by Pillars Telecommunications, Inc. about its willingness to offer the Navajo Nation the first rights of refusal to purchase the company and business site in five to seven years after it opens for business.

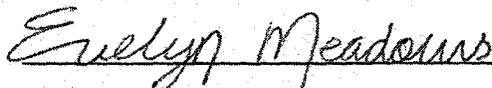
BE IT FURTHER RESOLVED by the Pinon Chapter House of the Navajo Nation that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

BE IT FURTHER RESOLVED by the Pinon Chapter House of the Navajo Nation that the Economic Development Office of the Navajo Nation is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution, subject to Legal review.

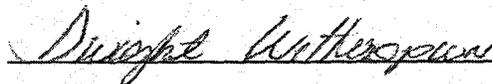
The foregoing Resolution was on March 4, 2012 duly adopted by a vote of 34 for and 0 against by the Pinon Chapter House of the Navajo Nation, pursuant to the authority vested in it by the Navajo Tribal Code, ratified by the Navajo Tribal Council, and approved by the Secretary of the Interior on November 12, 1993, pursuant to the Section 16 of the Act of June 18, 1934 (48 Stat. 984).



Bessie S. Allen President, Pinon Chapter House,
Navajo Nation

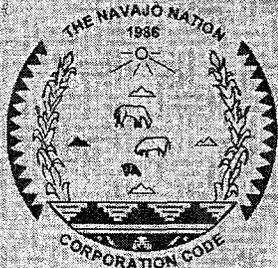


Evelyn M. Meadows Vice-President, Pinon
Chapter House, Navajo Nation



Dwight Witherspoon Council Delegate, Navajo
Nation

EXHIBIT D



NAVAJO NATION CORPORATION ACT

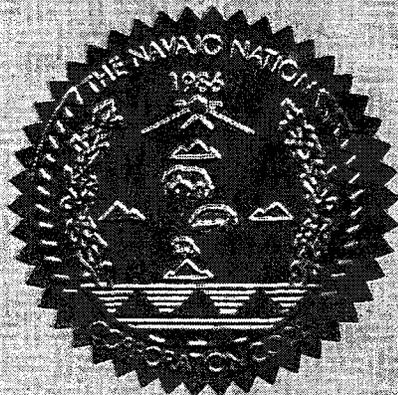
CERTIFICATE OF AUTHORITY

To all to Whom these Presents Shall Come, Greeting:

I, the Manager of the Business Regulatory Department, DO HEREBY CERTIFY
that *****PILLARS TELECOMMUNICATIONS, INC.*****
File Number 101636

a corporation organized under the laws of the state of ARIZONA, was on
the Fourth day of March, 2013,
authorized to transact business within the Navajo Nation as a FOREIGN Corporation.

I FURTHER CERTIFY that this corporation has filed all affidavits and required
documents and paid all filing fees required and, therefore, is incorporated as a Foreign
Corporation.



IN WITNESS WHEREOF, I have hereunto set
my hand and affixed the official seal of the
Navajo Nation Corporation Act at Window
Rock, Arizona, this Fourth

day of March, 2013 A.D.


Manager, Business Regulatory Department

EXHIBIT E

Before the
Navajo Nation Telecommunications Regulatory Commission

In the Matter of)
)
Application for Certificate of Convenience and) No. NNTRC-11-001
Necessity)

**Petition of Navajo Pillars Telecommunications, Inc. For Contingent Certificate Of
Convenience And Necessity**

Navajo Pillars Telecommunications, Inc. (“Pillars”) respectfully requests the issuance of a certificate of convenience and necessity (“CCN”) contingent upon the adoption by the Navajo Nation Telecommunications Regulatory Commission (“NNTRC”) of a final CCN application and associated rules and a demonstration of compliance with such application and rules by Pillars.

Pillars is a telecommunications carrier wholly-owned by a member of the Navajo Nation.¹ In the near future, Pillars plans to submit a petition to the Federal Communications Commission (“FCC”) requesting an eligible telecommunications carrier (“ETC”) designation for the Smoke Signal and Blue Gap Chapter Houses region.² The Smoke Signal and Blue Gap regions that Pillars proposes to serve are located entirely within the boundaries of the Navajo Nation. The requested contingent CCN will assist Pillars in obtaining this ETC designation, which, in turn, will enable Pillars to receive financial support from the FCC’s universal service program. Without financial support from the universal service program, Pillars will not be able

¹ Pillars is a corporation organized under the laws of Arizona and holds a Certificate of Authority from the Navajo Nation Business Regulatory Department to transact business within the Navajo Nation as a foreign corporation. The sole shareholder of the Pillars resides within the borders of the Navajo Nation.

² Presently, there are no telecommunications carriers that serve the residents and business located in those Chapter Houses.

to deploy infrastructure necessary for the provision of telecommunications services in this unserved region. Accordingly, Pillars requests expedited grant of this Petition.

On July 28, 2011, the NNTRC published a Notice of Proposed Rulemaking (“NPRM”) proposing a CCN application for telecommunications operators to utilize when seeking to provide service on the Navajo Nation. Publication of the proposed CCN application was a monumental moment for the NNTRC, which is directed by the Navajo Nation Telecommunications Regulatory Act to “promulgate and issue specific rules and regulations establishing filing and information requirements for applications for certificates of convenience and necessity.”³ Pillars applauds the NNTRC for taking this historic step towards fulfilling its statutory duties. Establishing a formal process for obtaining CCNs will help ensure that carriers serving the Navajo Nation are technically and financially qualified to provide telecommunications services. Such qualified carriers will be more likely to deploy and maintain state-of-the-art telecommunications infrastructure and facilities that are long overdue in many parts of the Navajo Nation.

Since the publication of the NPRM, the NNTRC has issued a Report and Order and Further Notice of Proposed Rulemaking in which it proposed a revised CCN application, but it has not issued a final CCN application or associated rules. Pillars understands that the NNTRC will not be issuing any final CCNs until the NNTRC adopts a final CCN application and associated rules. Consequently, Pillars hereby requests a contingent CCN while the NNTRC finalizes the CCN application and associated rules.⁴

³ 21 N.N.C. § 510.

⁴ The CCN would be contingent upon the adoption of a final CCN application and associated rules by the NNTRC and a finding by the NNTRC that Pillars demonstrated compliance with such application and rules.

The issuance of a contingent CCN to Pillars will assist the carrier in obtaining an ETC designation from the FCC. Specifically, the contingent CCN will help more clearly demonstrate that the FCC, and not the Arizona Corporation Commission, holds jurisdiction to designate Pillars as an ETC. Section 214(e)(6) of the Communications Act of 1934, as amended, directs the FCC to perform ETC designations in those instances where the carrier is not subject to state jurisdiction.⁵ The FCC has determined that carriers seeking designation from the FCC for the provision of service on tribal lands must demonstrate that the state commission lacks jurisdiction over the carrier seeking designation.⁶ A contingent CCN here will remove any doubt, to the extent any exists, that the Arizona Corporation Commission lacks jurisdiction over Pillars.⁷

A contingent CCN will demonstrate that both Pillars and the NNTRC recognize the NNTRC's regulatory authority over and the applicability of the Navajo Nation's laws to the proposed operations of Pillars within the Navajo Nation. With respect to NNTRC's regulatory authority, Pillars' CCN application recognizes that certification requirements for telecommunications providers are determined by the NNTRC and that no person may engage in

⁵ 47 U.S.C. § 214(e)(6).

⁶ *Federal-State Joint Board on Universal Service; Promoting Deployment and Subscriberhip in Unserved and Underserved Areas, Including Tribal and Insular Areas*, Twelfth Report and Order, Memorandum Opinion and Order, and Further Notice of Proposed Rulemaking, 15 FCC Rcd 12208, ¶ 95 (2000) ("Twelfth Report and Order").

⁷ For the avoidance of doubt, Navajo Pillars believes that it is not subject to state commission jurisdiction even in the absence of a contingent CCN. As the FCC has noted, "[t]he Supreme Court has long held that tribal sovereignty interests are strongest with regard to on-reservation conduct of tribal members. In such cases, state law is generally inapplicable but for 'exceptional circumstances.'" *Western Wireless Corporation for Designation as an Eligible Telecommunications Carrier for the Pine Ridge Reservation in South Dakota*, Memorandum Opinion and Order, 16 FCC Rcd 18145, ¶ 14 (2001) ("*Western Wireless ETC Order*") (citing *White Mountain Apache Tribe v. Bracker*, 448 U.S. 136, 144 (1980); *California v. Cabazon Band of Mission Indians*, 480 U.S. 202, 215 (1987) (quoting *New Mexico v. Mescalero Apache Tribe*, 462 U.S. 324, 331-332 (1983)). Here, Pillars is wholly-owned by a member of the Navajo Nation. Consequently, Arizona law is generally inapplicable to Pillars.

providing telecommunications services within the Navajo Nation without first having obtained a CCN from the NNTRC.⁸ Regarding the applicability of the Navajo Nation's laws, the application acknowledges that Pillars "is subject to Navajo Nation laws of general application for businesses operating on the Navajo Nation."⁹

The FCC has found previously that a carrier's "consensual relationship" with a tribe, whereby the carrier and tribe agreed to the tribe's regulatory authority and application of tribal law over the carrier's operations within the tribal boundaries, was an important factor in determining that a state lacked jurisdiction over the carrier.¹⁰ Here, Pillars believes that a contingent CCN will demonstrate a similar consensual relationship between Pillars and the NNTRC and lead the FCC to reach a similar conclusion. Moreover, a contingent CCN may expedite the grant of an ETC designation to Pillars, which has been a lengthy process for some carriers who have sought ETC designation to provide service to the Navajo Nation.¹¹

Finally, a grant of a contingent CCN is in the public interest. Pillars plans to deploy a telecommunications network in an area of the Navajo Nation where service has never been made

⁸ See, e.g., Exhibit, Application of Navajo Pillars for Navajo Nation Certification of Public Convenience and Necessity at 2 ("GOVERNING LAW: Filing, authorization, and/or certification requirements for telecommunications providers are determined by the NNTRC pursuant to 21 N.N.C. § 510 of the Navajo Nation Code. No person may engage in provision telecommunications services within the Navajo Nation as a Public Interest Providers or Negotiated Agreement Provider without first having obtained a CCN from the NNTRC. Pursuant to rule of the NNTRC, no other operator may provide telecommunications services without first filing an informational filing with the NNTRC and being authorized as a Small or General Providers. Telecommunication providers should be familiar with the Navajo Telecommunications Regulatory Act, 21 N.N.C. §§ 501 *et seq.*, and other applicable Navajo Nation law and federal law.").

⁹ *Id.* at 4 ("Applicant hereby acknowledges that it is subject to Navajo Nation laws of general application for businesses operating on the Navajo Nation.").

¹⁰ *Western Wireless ETC Order* at ¶ 15.

¹¹ See, e.g., ETC Application by NTUA Wireless, LLC for the Navajo Nation, WC Docket No. 09-197 (filed Mar. 3, 2011) (pending).

available. In order to make this project financially viable, Pillars will require an ETC designation, which will enable Pillars to receive financial support from the federal universal service program. The issuance of the contingent CCN will enable Pillars to seek such an ETC designation at the FCC while the NNTRC finalizes its CCN application and rules. In essence, the contingent CCN will help Pillars expedite the timeframe upon which it will provide telecommunications services to the residents and business of the Smoke Signal and Blue Gap Chapter Houses.

Accordingly, Pillars requests that the NNTRC grant this Petition and issue Pillars a contingent CCN on an expedited basis.

RESPECTFULLY SUBMITTED,

NAVAJO PILLARS TELECOMMUNICATIONS, INC.

By: /s/ Tom W. Davidson

Tom W. Davidson, Esq.

Sean Conway, Esq.

AKIN GUMP STRAUSS HAUER & FELD LLP

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(202) 887-4011

Its Attorneys

June 21, 2013