



Your business
is our business.

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Greenbelt, Maryland 20770
phone: 301-459-7590, fax: 301-577-5575
internet: www.jsitel.com, e-mail: jsi@jsitel.com

October 15, 2013

VIA Electronic Comment Filing System

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

**Re: WC Docket No. 10-90, WC Docket No. 11-42
2013 ETC Annual Report of VTX Telecom, LLC
Study Area Code 449050**

Dear Ms. Dortch:

On behalf of VTX Telecom, LLC, JSI files the attached FCC Form 481 ETC annual reporting information pursuant to sections 54.313 and 54.422 of the Commission's rules.¹

Please direct any questions regarding the filing to the undersigned.

Sincerely,

John Kuykendall
JSI Vice President
301-459-7590
jkuykendall@jsitel.com

¹ 47 C.F.R. §§ 54.313, 54.422.

FCC Form 481 - Carrier Annual Reporting Data Collection Form	FCC Form 481 OMB Control No. 3060-0986/OMB Control No. 3060-0819 July 2013
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<010> Study Area Code	449050
<015> Study Area Name	VTX Telecom, LP
<020> Program Year	2014
<030> Contact Name: Person USAC should contact with questions about this data	Paula Smith
<035> Contact Telephone Number: Number of the person identified in data line <030>	9566421194
<039> Contact Email Address: Email of the person identified in data line <030>	paula.smith@vtxl.net

ANNUAL REPORTING FOR ALL CARRIERS	54.313 Completion Required	54.422 Completion Required
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<i>(check box when complete)</i>		
<100> Service Quality Improvement Reporting <i>(complete attached worksheet)</i>	<input type="checkbox"/>	<input type="checkbox"/>
<200> Outage Reporting (voice) <i>(complete attached worksheet)</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<210> <input checked="" type="checkbox"/> <-- check box if no outages to report		
<300> Unfulfilled Service Requests (voice) <i>(attach descriptive document)</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<310> Detail on Attempts (voice)	<input type="checkbox"/>	<input type="checkbox"/>
<320> Unfulfilled Service Requests (broadband) <i>(attach descriptive document)</i>	<input type="checkbox"/>	<input type="checkbox"/>
<330> Detail on Attempts (broadband)	<input type="checkbox"/>	<input type="checkbox"/>
<400> Number of Complaints per 1,000 customers (voice)	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<410> Fixed <input type="text" value="0.0"/>		
<420> Mobile <input type="text"/>		
<430> Number of Complaints per 1,000 customers (broadband)	<input type="checkbox"/>	<input type="checkbox"/>
<440> Fixed <input type="text"/>		
<450> Mobile <input type="text"/>		
<500> Service Quality Standards & Consumer Protection Rules Compliance <i>(check to indicate certification)</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<510> <input type="text" value="449050tx510"/> <i>(attached descriptive document)</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<600> Functionality in Emergency Situations <i>(check to indicate certification)</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<610> <input type="text" value="449050tx610"/> <i>(attached descriptive document)</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<700> Company Price Offerings (voice) <i>(complete attached worksheet)</i>	<input type="checkbox"/>	<input type="checkbox"/>
<710> Company Price Offerings (broadband) <i>(complete attached worksheet)</i>	<input type="checkbox"/>	<input type="checkbox"/>
<800> Operating Companies and Affiliates <i>(complete attached worksheet)</i>	<input type="checkbox"/>	<input type="checkbox"/>
<900> Tribal Land Offerings (Y/N)? <input type="radio"/> <input checked="" type="radio"/> <i>(if yes, complete attached worksheet)</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<1000> Voice Services Rate Comparability <i>(check to indicate certification)</i>	<input type="checkbox"/>	<input type="checkbox"/>
<1010> <input type="text"/>	<input type="checkbox"/>	<input type="checkbox"/>
<1100> Terrestrial Backhaul (Y/N)? <input checked="" type="radio"/> <input type="radio"/> <i>(if not, check to indicate certification)</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<1110> <i>(complete attached worksheet)</i>	<input type="checkbox"/>	<input type="checkbox"/>
<1200> Terms and Condition for Lifeline Customers <i>(complete attached worksheet)</i>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Price Cap Carriers, Proceed to Price Cap Additional Documentation Worksheet

Including Rate-of-Return Carriers affiliated with Price Cap Local Exchange Carriers

<2000> <i>(check to indicate certification)</i>	<input type="checkbox"/>	<input type="checkbox"/>
<2005> <i>(complete attached worksheet)</i>	<input type="checkbox"/>	<input type="checkbox"/>

Rate of Return Carriers, Proceed to ROR Additional Documentation Worksheet

<3000> <i>(check to indicate certification)</i>	<input type="checkbox"/>	<input type="checkbox"/>
<3005> <i>(complete attached worksheet)</i>	<input type="checkbox"/>	<input type="checkbox"/>

(100) Service Quality Improvement Reporting Data Collection Form	FCC Form 481 OMB Control No. 3060-0986/OMB Control No. 3060-0819 July 2013
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<010> Study Area Code	449050
<015> Study Area Name	VTX Telecom, LP
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<030> Contact Name - Person USAC should contact regarding this data	Paula Smith
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<039> Contact Email Address - Email Address of person identified in data line <030>	paula.smith@vtx1.net

<110> Has your company received its ETC certification from the FCC? If your answer to Line <110> is yes, do you have an existing §54.202(a) "5	(yes / no)	<input type="radio"/>	<input checked="" type="radio"/>	
<111> year plan" filed with the FCC?	(yes / no)	<input type="radio"/>	<input type="radio"/>	

If your answer to Line <111> is yes, then you are required to file a progress report, on line <112> delineating the status of your company's existing § 54.202(a) "5 year plan" on file with the FCC, as it relates to your provision of voice telephony service.

<112> Attach Five-Year Service Quality Improvement Plan or, in subsequent years, your annual progress report filed pursuant to 47 C.F.R. § 54.313(a)(1). If your company is a CETC which only receives frozen support, your progress report is only required to address voice telephony service.

Name of Attached Document (.pdf)

Please check these boxes below to confirm that the attached PDF, on line 112, contains a progress report on its five-year service quality improvement plan pursuant to § 54.202(a). The information shall be submitted at the wire center level or census block as appropriate.

<113> Maps detailing progress towards meeting plan targets	<input type="checkbox"/>	<input type="checkbox"/>	
<114> Report how much universal service (USF) support was received	<input type="checkbox"/>	<input type="checkbox"/>	
<115> How (USF) was used to improve service quality	<input type="checkbox"/>	<input type="checkbox"/>	
<116> How (USF) was used to improve service coverage	<input type="checkbox"/>	<input type="checkbox"/>	
<117> How (USF) was used to improve service capacity	<input type="checkbox"/>	<input type="checkbox"/>	
<118> Provide an explanation of network improvement targets not met in the prior calendar year.	<input type="checkbox"/>	<input type="checkbox"/>	

<input type="checkbox"/>	<input type="checkbox"/>

(900) Tribal Lands Reporting Data Collection Form	FCC Form 481 OMB Control No. 3060-0986/OMB Control No. 3060-0819 July 2013
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<010>	Study Area Code	449050
<015>	Study Area Name	VTX Telecom, LP
<020>	Program Year	2014
<030>	Contact Name - Person USAC should contact regarding this data	Paula Smith
<035>	Contact Telephone Number - Number of person identified in data line <030>	9566421194
<039>	Contact Email Address - Email Address of person identified in data line <030>	paula.smith@vtxl.net

<910> Tribal Land(s) on which ETC Serves

<920> Tribal Government Engagement Obligation

Name of Attached Document (.pdf)

If your company serves Tribal lands, please select (Yes,No, NA) for each these boxes to confirm the status described on the attached PDF, on line 920, demonstrates coordination with the Tribal government pursuant to § 54.313(a)(9) includes:

- <921> Needs assessment and deployment planning with a focus on Tribal community anchor institutions;
- <922> Feasibility and sustainability planning;
- <923> Marketing services in a culturally sensitive manner;
- <924> Compliance with Rights of way processes
- <925> Compliance with Land Use permitting requirements
- <926> Compliance with Facilities Siting rules
- <927> Compliance with Environmental Review processes
- <928> Compliance with Cultural Preservation review processes
- <929> Compliance with Tribal Business and Licensing requirements.

Select (Yes,No, NA)

**(1100) No Terrestrial Backhaul Reporting
Data Collection Form**

 FCC Form 481
 OMB Control No. 3060-0986/OMB Control No. 3060-0819
 July 2013

<010>	Study Area Code	449050
<015>	Study Area Name	VTX Telecom, LP
<020>	Program Year	2014
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<039>	Contact Email Address - Email Address of person identified in data line <030>	paula.smith@vtxl.net

<1120> Please check this box to confirm no terrestrial backhaul options exist within the supported area pursuant to § 54.313(G)

<1130> Please check this box to confirm the reporting carrier offers broadband service of at least 1 Mbps downstream and 256 kbps upstream within the supported area pursuant to § 54.313(G)

(1200) Terms and Condition for Lifeline Customers Lifeline Data Collection Form	FCC Form 481 OMB Control No. 3060-0986/OMB Control No. 3060-0819 July 2013
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<010>	Study Area Code	449050
<015>	Study Area Name	VTX Telecom, LP
<020>	Program Year	2014
<030>	Contact Name - Person USAC should contact regarding this data	Paula Smith
<035>	Contact Telephone Number - Number of person identified in data line <030>	9566421194
<039>	Contact Email Address - Email Address of person identified in data line <030>	paula.smith@vtx1.net

<1210> Terms & Conditions of Voice Telephony Lifeline Plans 449050tx1210

Name of attached document (.pdf)

<1220> Link to Public Website HTTP _____

“Please check these boxes below to confirm that the attached PDF, on line 1210, or the website listed, on line 1220, contains the required information pursuant to § 54.422(a)(2) annual reporting for ETCs receiving low-income support, carriers must annually report:

- <1221> Information describing the terms and conditions of any voice telephony service plans offered to Lifeline subscribers,
- <1222> Details on the number of minutes provided as part of the plan,
- <1223> Additional charges for toll calls, and rates for each such plan.

(2000) Price Cap Carrier Additional Documentation

FCC Form 481

Data Collection Form

OMB Control No. 3060-0986/OMB Control No. 3060-0819

Including Rate-of-Return Carriers affiliated with Price Cap Local Exchange Carriers

July 2013

<010>	Study Area Code	449050
<015>	Study Area Name	VTX Telecom, LP
<020>	Program Year	2014
<030>	Contact Name - Person USAC should contact regarding this data	Paula Smith
<035>	Contact Telephone Number - Number of person identified in data line <030>	9566421194
<039>	Contact Email Address - Email Address of person identified in data line <030>	paula.smith@vtx1.net

CHECK the boxes below to note compliance as a recipient of Incremental Connect America Phase I support, frozen High Cost support, High Cost support to offset access charge reductions, and Connect America Phase II support as set forth in 47 CFR § 54.313(b),(c),(d),(e) the information reported on this form and in the documents attached below is accurate.

Incremental Connect America Phase I reporting

- <2010> 2nd Year Certification {47 CFR § 54.313(b)(1)}
- <2011> 3rd Year Certification {47 CFR § 54.313(b)(2)}

Price Cap Carrier Receiving Frozen Support Certification {47 CFR § 54.312(a)}

- <2012> 2013 Frozen Support Certification
- <2013> 2014 Frozen Support Certification
- <2014> 2015 Frozen Support Certification
- <2015> 2016 and future Frozen Support Certification

Price Cap Carrier Connect America ICC Support {47 CFR § 54.313(d)}

- <2016> Certification Support Used to Build Broadband

Connect America Phase II Reporting {47 CFR § 54.313(e)}

- <2017> 3rd year Broadband Service Certification
- <2018> 5th year Broadband Service Certification
- <2019> Interim Progress Certification
- <2020> Please check the box to confirm that the attached PDF , on line 2021, contains the required information pursuant to § 54.313 (e)(3)(ii), as a recipient of CAF Phase II support shall provide the number, names, and addresses of community anchor institutions to which began providing access to broadband service in the preceding calendar year.

<2021> Interim Progress Community Anchor Institutions Name of Attached Document Listing Required Information _____

(3000) Rate Of Return Carrier Additional Documentation	FCC Form 481
Data Collection Form	OMB Control No. 3060-0986/OMB Control No. 3060-0819
	July 2013

<010>	Study Area Code	449050
<015>	Study Area Name	VTX Telecom, LP
<020>	Program Year	2014
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<039>	Contact Email Address - Email Address of person identified in data line <030>	paula.smith@vtx1.net

CHECK the boxes below to note compliance on its five year service quality plan (pursuant to 47 CFR § 54.202(a)) and, for privately held carriers, ensuring compliance with the financial reporting requirements set forth in 47 CFR § 54.313(f)(2). I further certify that the information reported on this form and in the documents attached below is accurate.

Progress Report on 5 Year Plan

<p>(3010) Milestone Certification {47 CFR § 54.313(f)(1)(i)} Please check this box to confirm that the attached PDF, on line 3012,</p>	<p>Name of Attached Document Listing Required Information</p>	<p><input type="checkbox"/></p>
<p>(3011) contains the required information pursuant to § 54.313 (f)(1)(ii), as a recipient of CAF Phase II support shall provide the number, names, and addresses of community anchor institutions to which began providing access to broadband service in the preceding calendar year.</p>		
<p>(3012) Community Anchor Institutions {47 CFR § 54.313(f)(1)(ii)}</p>	<p>Name of Attached Document Listing Required Information</p>	<p><input type="checkbox"/></p>
<p>(3013) Is your company a Privately Held ROR Carrier {47 CFR § 54.313(f)(2)}</p>		<p><input type="checkbox"/> (Yes/No)</p>
<p>(3014) If yes, does your company file the RUS annual report Please check these boxes to confirm that the attached PDF, on line 3017, contains the required information pursuant to § 54.313(f)(2) compliance requires:</p>		<p><input type="checkbox"/> (Yes/No)</p>
<p>(3015) Electronic copy of their annual RUS reports (Operating Report for Telecommunications Borrowers)</p>		<p><input type="checkbox"/></p>
<p>(3016) PDF of Balance Sheet, Income Statement and Statement of Cash Flows</p>		<p><input type="checkbox"/></p>
<p>(3017) If the response is yes on line 3014, attach your company's RUS annual report and all required documentation</p>	<p>Name of Attached Document Listing Required Information</p>	<p><input type="checkbox"/></p>
<p>(3018) If the response is no on line 3014, Is your company audited? If the response is yes on line 3018, please check the boxes below to confirm your submission, on line 3026 pursuant to § 54.313(f)(2), contains :</p>		<p><input type="checkbox"/> (Yes/No)</p>
<p>(3019) Either a copy of their audited financial statement; or (2) a financial report in a format comparable to RUS Operating Report for Telecommunications</p>		<p><input type="checkbox"/></p>
<p>(3020) PDF of Balance Sheet, Income Statement and Statement of Cash Flows</p>		<p><input type="checkbox"/></p>
<p>(3021) Management letter issued by the independent certified public accountant that performed the company's financial audit. If the response is no on line 3018, please check the boxes below to confirm your submission, on line 3026 pursuant to § 54.313(f)(2), contains:</p>		<p><input type="checkbox"/></p>
<p>(3022) Copy of their financial statement which has been subject to review by an independent certified public accountant; or 2) a financial report in a format comparable to RUS Operating Report for Telecommunications Borrowers,</p>		<p><input type="checkbox"/></p>
<p>(3023) Underlying information subjected to a review by an independent certified public accountant</p>		<p><input type="checkbox"/></p>
<p>(3024) Underlying information subjected to an officer certification.</p>		<p><input type="checkbox"/></p>
<p>(3025) PDF of Balance Sheet, Income Statement and Statement of Cash Flows</p>		<p><input type="checkbox"/></p>
<p>(3026) Attach the worksheet listing required information</p>	<p>Name of Attached Document Listing Required Information</p>	<p><input type="checkbox"/></p>

Certification - Reporting Carrier Data Collection Form	FCC Form 481 OMB Control No. 3060-0986/OMB Control No. 3060-0819 July 2013
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<010> Study Area Code	449050
<015> Study Area Name	VTX Telecom, LP
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<030> Contact Name - Person USAC should contact regarding this data	Paula Smith
<035> Contact Telephone Number - Number of person identified in data line <030>	9566421194
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TO BE COMPLETED BY THE REPORTING CARRIER, IF THE REPORTING CARRIER IS FILING ANNUAL REPORTING ON ITS OWN BEHALF:

Certification of Officer as to the Accuracy of the Data Reported for the Annual Reporting for CAF or LI Recipients	
I certify that I am an officer of the reporting carrier; my responsibilities include ensuring the accuracy of the annual reporting requirements for universal service support recipients; and, to the best of my knowledge, the information reported on this form and in any attachments is accurate.	
Name of Reporting Carrier:	VTX Telecom, LP
Signature of Authorized Officer:	CERTIFIED ONLINE Date 10/15/2013
Printed name of Authorized Officer:	David Osborn
Title or position of Authorized Officer:	CEO
Telephone number of Authorized Officer:	9566421124
Study Area Code of Reporting Carrier:	449050 Filing Due Date for this form: 10/15/2013
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

Certification - Agent / Carrier Data Collection Form	FCC Form 481 OMB Control No. 3060-0986/OMB Control No. 3060-0819 July 2013
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<010>	Study Area Code	449050
<015>	Study Area Name	VTX Telecom, LP
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<030>	Contact Name - Person USAC should contact regarding this data	Paula Smith
<035>	Contact Telephone Number - Number of person identified in data line <030>	9566421194
<039>	Contact Email Address - Email Address of person identified in data line <030>	paula.smith@vtx1.net

TO BE COMPLETED BY THE REPORTING CARRIER, IF AN AGENT IS FILING ANNUAL REPORTS ON THE CARRIER'S BEHALF:

Certification of Officer to Authorize an Agent to File Annual Reports for CAF or LI Recipients on Behalf of Reporting Carrier	
<p>I certify that (Name of Agent) _____ 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 annual data reporting requirements provided to the authorized agent; and, to the best of my knowledge, the reports and data provided to the authorized agent is accurate.</p>	
Name of Authorized Agent:	
Name of Reporting Carrier:	
Signature of Authorized Officer:	Date:
Printed name of Authorized Officer:	
Title or position of Authorized Officer:	
Telephone number of Authorized Officer:	
Study Area Code of Reporting Carrier:	Filing Due Date for this form:
<small>Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.</small>	

TO BE COMPLETED BY THE AUTHORIZED AGENT:

Certification of Agent Authorized to File Annual Reports for CAF or LI Recipients on Behalf of Reporting Carrier	
<p>I, as agent for the reporting carrier, certify that I am authorized to submit the annual reports for universal service support recipients on behalf of the reporting carrier; I have provided the data 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 Reporting Carrier:	
Name of Authorized Agent or Employee of Agent:	
Signature of Authorized Agent or Employee of Agent:	Date:
Printed name of Authorized Agent or Employee of Agent:	
Title or position of Authorized Agent or Employee of Agent:	
Telephone number of Authorized Agent or Employee of Agent:	
Study Area Code of Reporting Carrier:	Filing Due Date for this form:
<small>Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.</small>	

Attachments

VTX Telecom, LLC

Response to Lines 500-510 - Service Quality Standards and Consumer Protection Rules

Compliance

In establishing this certification in its *2005 ETC Order*,¹ the FCC found that an ETC must make “a specific commitment to objective measures to protect consumers.”² The FCC found that for wireless ETCs, compliance with CTIA’s Consumer Code for Wireless Service would satisfy this requirement” and that the sufficiency of other commitments would be considered on a case-by-case basis.³ In this context, the FCC stated, “to the extent a wireline or wireless ETC applicant is subject to consumer protection obligations under state law, compliance with such laws may meet our requirement.”⁴

VTX Telecom, LLC (“Company”) hereby certifies that it complies with applicable service quality standards and consumer protection rules under the Texas Administrative Code, Title 16, Part II, as established by the Public Utility Commission of Texas. These obligations include, but are not limited to, the following: (1) filing a Local Exchange Tariff which discloses rates, terms and conditions of service to customers pursuant to Subchapter J requirements in Sections 26.201-26.230; (2) adherence to state consumer protection requirements governing telephone providers as identified in Subchapter B, in Sections 26.21-26.37; and (3) service quality standards requirements as identified in Subchapter C, Sections 26.51 -26.57.

¹ *Federal-State Joint Board on Universal Service*, CC Docket No. 96-45, Report and Order, FCC 05-46 (rel. Mar. 17, 2005) (“*2005 ETC Order*”).

² *Id.* at para. 28.

³ *Id.* The FCC noted that under the CTIA Consumer Code, wireless carriers agree to: “(1) disclose rates and terms of service to customers; (2) make available maps showing where service is generally available; (3) provide contract terms to customers and confirm changes in service; (4) allow a trial period for new service; (5) provide specific disclosures in advertising; (6) separately identify carrier charges from taxes on billing statements; (7) provide customers the right to terminate service for changes to contract terms; (8) provide ready access to customer service; (9) promptly respond to consumer inquiries and complaints received from government agencies; and (10) abide by policies for protection of consumer privacy.” *Id.* at n. 71.

⁴ *Id.* at n. 72.

In addition, the Company complies with numerous federal consumer protection standards including, but not limited to: (1) Truth-in-Billing Rules outlined in 47 CFR § 64.2401; and (2) compliance with Federal CPNI rules, Red Flag Rules and other applicable federal and state requirements governing the protection of customers' privacy.

VTX Telecom, LLC

Response to Lines 600-610 - Ability to Function in Emergency Situations

VTX Telecom, LLC (“Company”) hereby certifies that it is able to function in emergency situations as set forth in the Code of Federal Regulations, Title 47, Part 54, Subpart C, §54.202(a)(2)¹ and the Texas Administrative Code. The Company’s network is designed to remain functional in emergency situations without an external power source, is able to reroute traffic around damaged facilities, and is capable of managing traffic spikes resulting from emergency situations as required by Section 54.202(a)(2). The Company can change call routing translations as needed to reroute traffic around damaged facilities. Changing call routing translations also allows the Company to manage traffic spikes throughout its network, as emergency situations require.

Specifically, the Company is able to function under emergency operations in accordance with Public Utility Commission of Texas Substantive Rules §26.51 *Reliability of Operations of Telecommunications Providers* and §26.52 *Emergency Operations* which include obligations for continuity of service and emergency operations planning and service provision capability for dominant carriers. Any central office not equipped with permanently installed standby generators contains as a minimum four hours of battery reserve without voltage falling below the level required for proper operation of all equipment. In addition, all central offices without installed emergency power facilities have a mobile power unit available which can be delivered and connected on short notice.

¹ Section 54.202(a)(2) requires ETCs that are designated by the Commission to “demonstrate its ability to remain functional in emergency situations, including a demonstration that it has a reasonable amount of back-up power to ensure functionality without an external power source, is able to reroute traffic around damaged facilities, and is capable of managing traffic spikes resulting from emergency situations.”

VTX Telecom, LLC

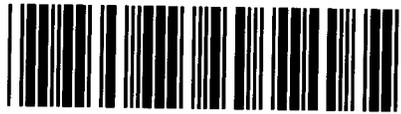
Rates, Terms and Conditions for Lifeline Service

(Response to Form 481, Line 1210)

Qualified Lifeline customers are eligible for Lifeline credits or discounts as outlined in the attached Lifeline tariff.



Control Number: 40225



Item Number: 76

Addendum StartPage: 0



GWNW CONSULTING, INC.

1001 WATER STREET, STE. A-100
KERRVILLE, TX 78028
TEL 830.896.5200
FAX 830.896.5202

RECEIVED

12 JUN -1 AM 10:36

PUBLIC UTILITY COMMISSION
FILING CLERK

May 31, 2012

Central Records
Public Utility Commission of Texas
1701 N. Congress Avenue
Austin, TX 78711-3326

Re: Project No. 40225 – *Compliance Filing to Conform Local Exchange Tariff to Lifeline and Link Up Programs Pursuant to F.C.C. Order 12-11*

Dear Filing Clerk:

On behalf of VTX Telecom, LLC (“VTX-T” or the “Company”) I am filing an original and five (5) copies of revised tariff pages for the VTX Telecom, LLC Local Exchange Tariff in the above referenced proceeding.

VTX-T is making this filing to revise its local exchange tariff to remove the federal Link Up program, conform the federal Lifeline support amount to eligible consumers and add references to the federal and state assistance programs which determine consumer eligibility for Lifeline discounts. The Company requests that the Commission grant an effective date of April 2, 2012 for the proposed tariff regarding the Link Up program in Section 5 to comply with the FCC’s Order effective date. VTX-T is requesting the Commission grant an effective date of July 1, 2012 for the Lifeline Program revisions.

If any other or further information is required, please contact me at (830) 895-7233 or jmiller@gvnw.com.

Sincerely,

James A. Miller
Authorized Representative
VTX Telecom, LLC

Enclosures

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VTX TELECOM, LLC

Proposed Tariff Sheets Conforming the Local Exchange Tariff to Federal Lifeline and Link Up Program Revisions Pursuant to FCC Order 12-11

PUC Project No. 40225

May 31, 2012

<u>Section</u>	<u>Page</u>
5	3rd Revised Page 33
7	3rd Revised Page 1
7	1st Revised Page 13
7	1st Revised Page 14
7	1st Revised Page 15
7	1st Revised Page 15A
7	1st Revised Page 16
7	1st Revised Page 17
7	1st Revised Page 18

GENERAL RULES AND REGULATIONS

5.10 SURCHARGES, FEES, AND TAXES

5.10.1 If, at any future time, a municipality acquires the legal right to impose an occupational tax, license tax, permit fee, franchise fee, or other similar charge upon the Company, and imposes the same by ordinance or otherwise, such taxes, fees, or charges shall be billed to the customers receiving service within the territorial limits of such municipality on a pro rata basis.

5.10.2 Texas Universal Service Fund (TUSF) Surcharge

A. The Texas Universal Service Fund (TUSF) is a funding mechanism that has been established by the State of Texas to insure that local phone rates are affordable for low income customers in high cost areas, and to support programs for customers with disabilities. The TUSF Surcharge is intended to recover the cost of the TUSF assessment paid by the Company. The Company's TUSF Surcharge amount is determined by applying the TUSF assessment rate, as determined by the Commission, to actual rates for services that are considered "intrastate telecommunications services receipts," as that term has been defined by the Commission minus the E911/911 service fee.

B. The TUSF Surcharge will be identified on the retail customer's bill as "Texas Universal Service."

C. Effective April 20, 2007, charges for all eligible intrastate taxable telecommunications services receipts on a retail customer's bill will be assessed a TUSF Surcharge based on the TUSF assessment rate approved by the Commission. The TUSF assessment rate may be changed periodically by the Commission.

D. As of January 1, 2012, the TUSF Surcharge rate was set by the Commission at 4.3% of taxable intrastate telecommunications services. The TUSF Surcharge applies to every retail customer's bill, except Lifeline customers and customers that are exempt to tax under Chapter 151 of the Texas Tax Code. Examples of exempted customers are:

- The State of Texas and its state agencies
- Political Subdivisions (counties, municipalities and townships)
- Non-profit schools that are tax exempt
- Lifeline customers

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BASIC LOCAL EXCHANGE SERVICE

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BASIC LOCAL EXCHANGE SERVICE

7.3 LIFELINE SERVICE

7.3.1 General

- A. Lifeline Service is a retail local service offering sponsored by the FCC and available to qualifying low-income consumers.
- B. Consumers qualifying for Lifeline Service are offered the services or functionalities enumerated in 47 Code of Federal Regulations §54.101(a)(1)-(8) (relating to Supported Services for Rural, Insular and High Cost Areas).
- C. The Company shall offer toll restriction at no charge to all qualifying low-income consumers at the time such consumers subscribe to Lifeline Service. If the consumer elects to receive toll restriction, that service shall become part of the consumer's Lifeline Service.
- D. A customer otherwise eligible to receive the Lifeline Service shall not be prohibited from obtaining and using telecommunication equipment and services designed to aid such customer in utilizing qualifying telecommunication services.
- E. Lifeline Service rate reductions only apply to basic service and do not apply to non-basic service such as long distance service whether tariffed or untariffed. Customers may obtain such non-basic services, including bundled service where available, at their discretion, although the Lifeline Service reduction applies only to the basic service charge of the bundled service.
- F. The Lifeline Service rate reductions do not apply to service connection charges as set forth in Section of this tariff.
- G. Lifeline Service will not be available on a retroactive basis unless directed by the Low Income Discount Administrator or the Commission.

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BASIC LOCAL EXCHANGE SERVICE

7.3 LIFELINE SERVICE (Continued)

7.3.1 General (Continued)

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- I. The Company will waive monthly number portability charges, subject to its tariff, for the Lifeline customer.

7.3.2 Eligibility Requirements

- A. The discounted service will be provided for one (1) residential telephone line per household, at the subscriber's principal place of residence.

- B. The service must be provided in the eligible consumer's name.

- C. The applicant must certify that their annual income is at or below 150% of the federal poverty guidelines, that they are an eligible resident of Tribal lands, or participate in, or have a person or child who resides in the customer household who participates in a program identified in Chapter 47 of the Code of Federal Regulations §54.409 and in P.U.C. Substantive Rule 26.412 regarding consumer qualification for Lifeline.

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BASIC LOCAL EXCHANGE SERVICE

7.3 LIFELINE SERVICE (Continued)

7.3.2 Eligibility Requirements (Continued)

D. Procedures for Establishing Lifeline Discounts

1. Consumers within the Company's service area identified as eligible for Lifeline Service by the Texas Low-Income Discount Administrator (LIDA) through the automatic enrollment process under Commission Substantive Rule 26.412, shall be provided Lifeline Service discounts unless the Company receives a customer request to be excluded from such discounts.
2. The LIDA shall provide the Company with a monthly list of consumers eligible for Lifeline Service.
3. Consumers who do not participate in one of the designated programs but who meet annual income qualifications by having an income at or below 150% of the federal poverty guidelines, may establish eligibility for Lifeline Service by contacting the LIDA and receive Lifeline Service discounts within 30 days of proof of eligibility.

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BASIC LOCAL EXCHANGE SERVICE

7.3 LIFELINE SERVICE (Continued)

7.3.2 Eligibility Requirements (Continued)

E. Lifeline Service Discounts (Continued)

1. Eligible consumers who subscribe to Lifeline Service will receive the following discounts:

(a) Federal Lifeline support amount. The Company shall grant qualifying low-income consumers support of \$9.25 per month or equal to the support amount as directed by the Federal Communications Commission in Chapter 47 of the Code of Federal Regulations regarding Lifeline support.

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(c) State Lifeline support amount. The Company shall grant qualifying low-income consumers the state-approved reduction of up to \$3.50 in the monthly amount of intrastate charges due.

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BASIC LOCAL EXCHANGE SERVICE

7.4 LINK UP AMERICA PROGRAM

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BASIC LOCAL EXCHANGE SERVICE

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