

January 31, 2014

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

**Re: WC Docket No. 11-42; WC Docket No. 09-197
Amended Compliance Plan of CuraTel, LLC**

PUBLIC REDACTED VERSION

Dear Secretary Dortch:

CuraTel, LLC (“CuraTel”), by its undersigned counsel, hereby submits the following information regarding its Amended Compliance Plan being submitted today in WC Docket Nos. 11-42 and 09-197. Since it first submitted its Compliance Plan, CuraTel has begun providing non-Lifeline wireless service under the d/b/a CTL Wireless based on the specific direction of the staff of the Wireline Competition Bureau’s Telecommunications Access and Policy Division (“TAPD”). CuraTel now provides wireless service to *****Begin Confidential Information*****  *****End Confidential Information***** subscribers.

CuraTel’s Compliance Plan has been pending since September of 2012. When CuraTel submitted its Compliance Plan, it did so pursuant to the procedures established in the *Lifeline Reform Order*¹ and clarified by the *Public Notice* issued February 29, 2012.² CuraTel’s Compliance Plan meets all of the FCC’s requirements and should be evaluated based on its compliance with the rules and not on ever-evolving staff interpretations that are unsupported by the text of Commission orders or rules, such as a requirement to launch a non-Lifeline service. Moreover, CuraTel has been providing subsidized wireline services under the California LifeLine program for ten years and therefore, is more than capable of complying with the federal Lifeline rules.

The delay in approval of CuraTel’s Compliance Plan appears to be unrelated to the substance of the plan. Further, there does not seem to be any consideration of the economic

¹ *Lifeline and Link Up Reform and Modernization et al.*, WC Docket No. 11-42 *et al.*, Report and Order and Further Notice of Proposed Rulemaking, FCC 12-11 (FCC rel. Feb. 6, 2012) (“*Lifeline Reform Order*”).

² *Wireline Competition Bureau Provides Guidance for the Submission of Compliance Plans Pursuant to the Lifeline Reform Order*, Public Notice, DA 12-314 (WCB rel. Feb. 29, 2012) (“*Public Notice*”).

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effect on CuraTel has resulted from this ongoing delay. Additional delay will create further competitive harm and hinder CuraTel's ability to provide Lifeline service to the customers that would benefit from it the most. Therefore, CuraTel urges TAPD to approve its Amended Compliance Plan expeditiously.

Please contact me should you have any questions.

Respectfully submitted,

A handwritten signature in blue ink that reads "Danielle Frappier". The signature is written in a cursive, flowing style.

Danielle Frappier

Cc: Radhika Karmarkar (public version via e-mail)
Jonathan Lechter (public version via e-mail)
Kimberly Scardino (public version via e-mail)