

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF VIASAT CARRIER SERVICES,)	
INC. FOR DESIGNATION AS AN ELIGIBLE)	
TELECOMMUNICATIONS CARRIER TO)	CASE NO.
RECEIVE CONNECT AMERICA FUND)	2018-00330
PHASE II AUCTION SUPPORT FOR VOICE)	
AND BROADBAND SERVICES)	

COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION TO
VIASAT CARRIER SERVICES, INC.

Viasat Carrier Services, Inc. (Viasat), pursuant to 807 KAR 5:001, is to file with the Commission the original and five copies of the following information. The information requested herein is due February 14, 2019. Responses to requests for information shall be appropriately bound, tabbed, and indexed.

Each response shall include the name of the witness responsible for responding to the questions related to the information provided. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

Viasat shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect. For any request to which Viasat fails or refuses to furnish all or part of the requested information, Viasat shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

Careful attention should be given to copied material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations. When filing a document containing personal information, Viasat shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

1. Refer to the comment received by the Commission from Hughes Network Systems, LCC, on January 25, 2018.

a. State and explain whether Viasat contends that it is not required to use an independent agency or organization to perform latency testing as described in *Connect America Fund*, Order, DA 18-710, 33 FCC Rcd 6509, para. 45, https://docs.fcc.gov/public/attachments/DA-18-710A1_Rcd.pdf.

b. If Viasat agrees that it is required to use an independent agency or organization to perform latency testing, explain when it contends it is required to do so and how it will satisfy that requirement.

c. State whether Viasat has retained an independent agency or organization to perform the latency testing described in the Order referenced above and, if so, describe all such testing and provide the results of all such testing, including the Mean Opinion Score (MOS) of each such test.

d. If Viasat contends that Viasat, Inc., was an independent agency or organization when it conducted the testing described in Viasat's response to Commission Staff's First Request for Information, provide every basis for Viasat's contention that Viasat, Inc., was an independent agency or organization as those terms are used in the Federal Communication Commission (FCC) Order described above.

e. Describe the voice quality test performed by Viasat, Inc.'s employees, including the number of calls made to perform the test, whether the persons called were randomly selected, the time during which the test was performed, and the MOS for the test.

f. Provide any further response to the comments of Hughes Network Systems, LLC, that Viasat deems necessary.

2. Refer to the FCC's waiver of the requirement that "winning bidders seeking an FCC ETC designation . . . demonstrate that it will satisfy applicable consumer protection and service quality standards" as described in *WCB Reminds Connect America Fund Phase II Applicants of the Process for Obtaining Federal Designation as an Eligible Telecommunications Carrier*, WC Docket Nos. 09-197, 10-90, Public Notice DA 18-714 (rel. July 10, 2018) https://docs.fcc.gov/public/attachments/DA-18-714A1_Rcd.pdf. State whether Viasat contends that this waiver has any effect on the requirement in the FCC Order discussed in Item 1 above that high-latency providers demonstrate the

performance of their voice service through tests by an independent agency or organization, and explain the basis of Viasat's contention.

3. State whether and, if so, explain why Viasat's voice telephone service will be able to operate in an emergency as required by 47 C.F.R. § 54.202(a)(2).



Gwen R. Pinson
Executive Director
Public Service Commission
P.O. Box 615
Frankfort, KY 40602

DATED FEB 06 2019

cc: Parties of Record

Case No. 2018-00330

*Alan N. Linker
Seiller Waterman, LLC
462 S. Fourth Street
Meidinger Tower, 22nd Floor
Louisville, KENTUCKY 40202

*Jason Sophinos
General Counsel
349 Inverness Drive South
ViaSat, Inc.
Englewood, COLORADO 80112

*Viasat Carrier Services, Inc.
349 Inverness Drive South
Englewood, CO 80112

*Michael P Donahue
Regulatory Counsel
Helein & Marashlian, LLC The Commlaw Group
1420 Spring Hill Road
Suite 205
Mclean, VIRGINIA 22102