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RECEIVED

April 17, 2009

APR 17 2009

**PUBLIC SERVICE
COMMISSION**

Mr. Jeff Derouen
Executive Director
Public Service Commission
211 Sower Boulevard
P. O. Box 615
Frankfort, KY 40602

Re: New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Notice of
Acquisition and Request for Transfer of Eligible Telecommunications
Carrier Designation
KPSC 2008-00077

Dear Mr. Derouen:

Enclosed for filing in the above-referenced case are the original and five (5)
copies of AT&T Mobility's Responses to the Commission's Data Requests set out in the
Appendix to the Commission's Order entered April 7, 2009.

Sincerely,

Mary K. Keyer
General Counsel/Kentucky

Enclosures

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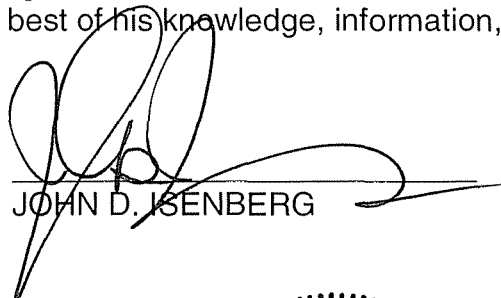
CERTIFICATION

STATE OF WASHINGTON

COUNTY OF KING

Before me, the undersigned authority, duly commissioned and qualified in and for the State and County aforesaid, personally came and appeared John D. Isenberg, who, being by me first duly sworn, deposed and said that:

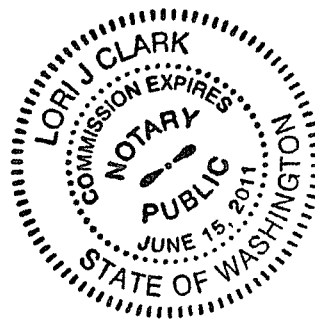
On behalf of New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, he supervised the preparation of Responses to the Kentucky Public Service Commission Data Request dated April 7, 2009, in Kentucky Public Service Commission Case No. 2008-00077, *In the Matter of: New Cingular Wireless PCS, LLC ("AT&T Mobility") Notice of Acquisition and Request for Transfer of Eligible Telecommunications Carrier Designation*. He certifies that the Responses are true and accurate to the best of his knowledge, information, and belief formed after a reasonable inquiry.


JOHN D. ISENBERG

SWORN TO AND SUBSCRIBED BEFORE ME
THIS 16 DAY OF APRIL, 2009


Notary Public

My Commission Expires: JUNE 15, 2011



REQUEST: AT&T Mobility is requesting that the commission approve its request to relinquish its ETC designation effective December 22, 2008. Is it AT&T Mobility's position that the 1996 Telecommunications Act allows an ETC to relinquish its designations before gaining approval from a state commission? Provide a detailed explanation of the basis for your answer.

RESPONSE: The circumstances under which American Cellular Corporation's ("ACC") is requesting relinquishment of its ETC designation in KY RSA 6 and 8 are unique, and did not allow ACC to request relinquishment of its ETC designation in advance of December 22, 2008.

By way of background, the Commission previously designated ACC as an ETC in certain rural and non-rural areas of Kentucky.¹ On November 15, 2007, Dobson Communications Corporation ("Dobson") became a wholly owned subsidiary of AT&T Inc;² after the merger, however, ACC remained a subsidiary of Dobson. In the *FCC Dobson Merger Approval*, the FCC ordered that operating units in certain areas be divested including KY RSA 6 and 8.³ Following the Dobson/AT&T merger the ACC assets in KY RSA 6 and 8 were still part of the ACC legal entity, but were overseen by a trustee until such time as the assets were divested. In a letter sent to the Commission dated February 25, 2008, AT&T stated that it intended to consolidate various Dobson legal entities with current AT&T entities and requested that when ACC merged into New Cingular Wireless PCS, LLC ("AT&T Mobility") that the Commission transfer the ACC ETC designation to AT&T Mobility for those areas in which ACC had previously been designated as an ETC with the exception of those areas in KY RSA 6 and 8.⁴ The Commission issued an Order dated April 14, 2008, granting the request to transfer the ETC designation and stated

¹ See Order dated August 15, 2005, *In the Matter of Petition of American Cellular Corporation for Designation as an Eligible Telecommunications Carrier Pursuant to Section 214(e) of the Telecommunications Act*, Case No. 2005-00130.

² *In the Matter of Applications of AT&T Inc. and Dobson Communications Corporation, For Consent to Transfer Control of Licenses and Authorizations*, File Nos. 0003092368 et al, WT Docket No. 07-153, ("FCC Dobson Merger Approval") (rel. Nov. 19, 2007), ¶ 6.

³ *FCC Dobson Merger Approval*, ¶ 88.

⁴ See letter to Ms. Beth O'Donnell from Mary Keyer dated February 25, 2008.

that ACC would remain “designated as an ETC in KY-6 and KY-8 until it divests itself of those areas.”⁵

On December 22, 2008, ACC divested itself of KY-6 and KY-8 by selling its assets (FCC license, cell sites, customers and so forth) to Verizon Wireless. After December 22, 2008, ACC no longer owned any assets, FCC licenses, or customers in KY-6 or KY-8 and, therefore, ACC was no longer providing the nine supported services required of an ETC in those areas.

⁵ See *In the Matter of New Cingular Wireless PCS, LLC (“AT&T Mobility”) Notice of Acquisition and Request for Transfer of Eligible Telecommunications Carrier Designation*, Case No. 2008-00077 (rel. April 14, 2008), Ordering ¶ 2.

REQUEST: Has either AT&T Mobility or Verizon been acting as an ETC since December 22, 2008 for those customers in the area in which ACC seeks to relinquish its designation?

RESPONSE: AT&T Mobility has never been an ETC in KY-6 or KY-8 and has not acted as an ETC since December 22, 2008 in the area in which ACC seeks to relinquish its designation. The ETC designation was held by ACC, the assets of which were purchased by Verizon Wireless on December 22, 2008. ACC has not acted as an ETC since Verizon Wireless purchased its assets in KY-6 and KY-8. AT&T Mobility cannot provide a response to this question for Verizon Wireless.

REQUEST: Has either AT&T Mobility or Verizon been providing Life Line and Link-up services to customers since December 22, 2008 for those customers in the areas AT&T Mobility seeks to relinquish its designation?

RESPONSE: AT&T Mobility has never been an ETC in KY-6 or KY-8 and has not been providing Lifeline and Link-up services to customers in the area in which ACC seeks to relinquish its ETC designation. The ETC designation was held by ACC, the assets of which were purchased by Verizon Wireless on December 22, 2008. As of December 22, 2008, ACC no longer had customers in KY-6 or KY-8. The former ACC customers in KY-6 and KY-8 became customers of Verizon Wireless as of December 22, 2008. As such, neither ACC nor AT&T Mobility on behalf of ACC could contact these customers with service or offer impacting information. AT&T Mobility cannot provide a response to this question for Verizon Wireless.

REQUEST: Has AT&T Mobility or Verizon Wireless received any High-Cost or Low-Income support from the state or Federal Universal Service Funds since December 22, 2008 for those customers in the areas AT&T Mobility seeks to relinquish its designation?

RESPONSE: AT&T Mobility has never been an ETC in KY-6 or KY-8 and has not received any High-Cost or Low-Income support from state or Federal Universal Services funds since December 22, 2008 for those customers in the area in which ACC seeks to relinquish its ETC designation. As of December 22, 2008, ACC has not included customers in KY-6 or KY-8 in its line count filings that it is required to submit to the Universal Service Administrative Company ("USAC"). ACC has not previously received state funds in this area. Once the Commission grants ACC's request and sends notice to the FCC and USAC of ACC's relinquishment (and also the transfer of the ETC designation in the rest of Kentucky from ACC to AT&T Mobility), AT&T Mobility on behalf of ACC will work with USAC to ensure that it received no funding for these areas after December 22, 2008. AT&T Mobility cannot provide a response to this question for Verizon Wireless.

REQUEST: How many Life Line customers are in Kentucky RSA 6 and 8?

RESPONSE: AT&T Mobility does not have information on the current number of Lifeline customers for all ETCs in Kentucky RSA 6 and 8. Currently, neither AT&T Mobility nor ACC have Lifeline customers in KY-6 or KY-8.

REQUEST: Has AT&T Mobility or Verizon Wireless identified any other ETCs in the areas of relinquishment other than the incumbent local exchange carriers that may be able to serve customer?

- a) If so, provide the names of the incumbent carriers
- b) Have any wireless ETCs been identified?
- c) If so, provide the names of those carriers

RESPONSE: Based on a search of the Kentucky Public Service Commission's website, AT&T Mobility has identified the carriers in the attached list as being carriers granted ETC authority by the Kentucky Public Service Commission through its orders.

- a. Please see the third column in the attachment for the names of the incumbent local exchange ETC carriers, and the fifth column in the attachment for additional non-wireless ETC carriers.
- b. Yes – in some exchanges.
- c. Please see the fourth column in the attachment for the names of the wireless ETC carriers.

<u>WC Code</u>	<u>Exchange</u>	<u>Incumbent LEC</u>	<u>Wireless ETCs</u>	<u>Other ETCs</u>
BEREKYXA	BEREA	Windstream Kentucky East		Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
BRHDKYXA	BRODHEAD	Windstream Kentucky East		Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
BRSDKYXA	BURNSIDE	Windstream Kentucky East	Bluegrass Cellular	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
BTVLKYXA	BRYANTSVILLE	Windstream Kentucky East		Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications

CRBOKYMA	CRAB ORCHARD	AT&T Kentucky	NPCR TVD Broadband Norlight (Cinergy) BLC (Angles) Swiftel dPi Dialog e-Tel
DAVLKYMA	DANVILLE	AT&T Kentucky	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) BLC (Angles) Swiftel dPi Dialog e-Tel
EBNKYXA	EUBANK	Windstream Kentucky East	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
EBRNKYAC	EAST BERNSTAD	Windstream Kentucky East	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications

FBSHKYXA	FAUBUSH	Windstream Kentucky East	Bluegrass Cellular	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
FORDKYMA	FORD	AT&T Kentucky		NPCR TVD Broadband Norlight (Cinergy) BLC (Angles) Swiftel dPi Dialog e-Tel
HTVLKYXE	HUSTONVILLE	Windstream Kentucky East	Bluegrass Cellular	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
JNCYKYMA	JUNCTION CITY	AT&T Kentucky		Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) BLC (Angles) Swiftel dPi Dialog e-Tel

KKVLKYMA	KIRKSVILLE	AT&T Kentucky		NPCR TVD Broadband Norlight (Cinergy) BLC (Angles) Swiftel dPi Dialog e-Tel
LBRTKYXA	LIBERTY	Windstream Kentucky East	Bluegrass Cellular	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
LNCSKYXA	LANCASTER	Windstream Kentucky East		Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
LONDKYXA	LONDON	Windstream Kentucky East		Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
LVTNKYXA	LIVINGSTON	Windstream Kentucky East		Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications

MTVRKYAI	MOUNT VERNON	Windstream Kentucky East	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
NANCKYXA	NANCY	Windstream Kentucky East	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
PNLKYXE	PAINT LICK	Windstream Kentucky East	Southeast Telephone NPCR Norlight (Cinergy) North Central Communications
PRVLKYMA	PERRYVILLE	AT&T Kentucky	TVD Broadband Norlight (Cinergy) BLC (Angles) Swiftel dPi Dialog e-Tel
RCMDKYMA	RICHMOND	AT&T Kentucky	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) BLC (Angles) Swiftel dPi Dialog e-Tel
			Bluegrass Cellular

SCHLKYXA	SCIENCE HILL	Windstream Kentucky East	Bluegrass Cellular	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
SMRTKYXA	SOMERSET	Windstream Kentucky East		Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
SOVLKYXA	SHOPVILLE	Windstream Kentucky East	Bluegrass Cellular	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
STFRKYMA	STANFORD	AT&T Kentucky		Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) BLC (Angles) Swiftel dPi Dialog e-Tel

WACOKYMA	WACO	AT&T Kentucky	NPCR TVD Broadband Norlight (Cinergy) BLC (Angles) Swiftel dPi Dialog e-Tel
WHLKYXA	WHITE LILY	Windstream Kentucky East	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
AGSTKYXA	AUGUSTA	Windstream Kentucky East	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
BKVLKYXA	BROOKSVILLE	Windstream Kentucky East	Southeast Telephone TVD Broadband Norlight (Cinergy) North Central Communications

CRLSKYMA	CARLISLE	AT&T Kentucky	Southwest Telephone NPCR TVD Broadband Norlight (Cinergy) BLC (Angles) Swiftel dPi Dialog e-Tel
DOVRKYXA	DOVER	Windstream Kentucky East	Southwest Telephone TVD Broadband Norlight (Cinergy) North Central Communications
EWNGKYXA	EWING	Windstream Kentucky East	Southwest Telephone TVD Broadband Norlight (Cinergy) North Central Communications
FMBGKYXA	FLEMINGSBURG	Windstream Kentucky East	Southwest Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
FRNLKYXA	FERNLEAF	Windstream Kentucky East	Southwest Telephone TVD Broadband Norlight (Cinergy) North Central Communications

GMTWKYXA	GERMANTOWN	Windstream Kentucky East	Southeast Telephone TVD Broadband Norlight (Cinergy) North Central Communications
GRSNKYXA	GARRISON	Windstream Kentucky East	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
HLBOKYXA	HILLSBORO	Windstream Kentucky East	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
JHVLKYXA	JOHNSVILLE	Windstream Kentucky East	Southeast Telephone TVD Broadband Norlight (Cinergy) North Central Communications
LWGMKYXA	LEWISBURG	Windstream Kentucky East	Southeast Telephone TVD Broadband Norlight (Cinergy) North Central Communications
MRHDKYXA	MOREHEAD	Windstream Kentucky East	Southeast Telephone TVD Broadband Norlight (Cinergy) North Central Communications

MTOLKYXA MOUNT OLIVET Windstream Kentucky East

Southeast Telephone
NPCR
TVD Broadband
Norlight (Cinergy)
North Central Communications

MTSTKYMA MT STERLING AT&T Kentucky

Southeast Telephone
NPCR
TVD Broadband
Norlight (Cinergy)
BLC (Angles)
Swiftel
dPi
Dialog
e-Tel

MYLCKYXA MAYS LICK Windstream Kentucky East

Southeast Telephone
NPCR
TVD Broadband
Norlight (Cinergy)
North Central Communications

MYVLKYMA MAYSVILLE AT&T Kentucky

NPCR
TVD Broadband
Norlight (Cinergy)
BLC (Angles)
Swiftel
dPi
Dialog
e-Tel

OLHLKYXA	OLIVE HILL	Windstream Kentucky East	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
OWVLKYXA	OWINGSVILLE	Windstream Kentucky East	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
SHBGKYXA	SHARPSBURG	Windstream Kentucky East	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
SLLCKYXA	SALT LICK	Windstream Kentucky East	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications
TLBOKYXA	TOLLESBORO	Windstream Kentucky East	Southeast Telephone TVD Broadband Norlight (Cinergy) North Central Communications
VNBGKYXA	VANCEBURG	Windstream Kentucky East	Southeast Telephone NPCR TVD Broadband Norlight (Cinergy) North Central Communications

Appendix
Item No. 6
Attachment
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WASHKYXA

WASHINGTON

Windstream Kentucky East

Southeast Telephone

TV D Broadband

Norlight (Cinergy)

North Central Communications

REQUEST: In March 2009, Verizon Wireless made notifications to the Lifeline customers in the affected areas that Lifeline service would no longer be available to them as of March 30, 2009. Has AT&T Mobility notified its customers that they will have to seek Lifeline services from other ETCs and has it provided a list of ETCs that will be eligible to serve those customers?

- a) If so, provide details about the methods of notice to those customers, including the dates on which notice was given. If notice was provided by written letter, provide a copy of that letter
- b) If notice has not been provided, explain why such notice is not required or necessary

RESPONSE: As of December 22, 2008, ACC no longer had any customers in this area. For the other areas in Kentucky in which ACC's ETC designation was transferred to AT&T Mobility on March 31, 2009, AT&T Mobility will continue to provide Lifeline service pursuant to the requirements for an ETC.

- a) Not applicable.
- b) See response above.

REQUEST: Has either AT&T Mobility or Verizon Wireless notified the Universal Service Administration Company ("USAC") or the Federal Communications Commission ("FCC") that it no longer serves customers in the relinquished areas?

- a) If yes, provide copy of the notices
- b) If no, explain why notice was not provided.

RESPONSE:

- a) See response to Item No. 4 above. Further, AT&T has discussed this matter with the USAC. As stated above, once the Commission grants ACC's request and sends notice to the FCC and USAC, AT&T Mobility on behalf of ACC will work with USAC to ensure that it received no funding for these areas after December 22, 2008.
- b) Not applicable.