

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

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IN THE MATTER OF:

AN INQUIRY INTO THE STATE	)	CASE NO.
UNIVERSAL SERVICE FUND	)	2016-00059

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**MOTION TO WITHDRAW**

365 Wireless, LLC (“365” or the “Company”) moves to withdraw from participation in the above-referenced case. In its Order initiating this case, the Commission made each local exchange carrier, commercial mobile radio service provider, and eligible telecommunications carrier (“ETC”) a party to this proceeding. The Commission also provided an opportunity to any party that is not an ETC in Kentucky to file a written request setting forth why the reasons for withdrawal as a party is appropriate.

**A. 365 Wireless LLC Is Not an ETC**

365 Wireless LLC is not an ETC therefore does not receive state or federal USF support for services provided within the state. Therefore, it meets the threshold requirement to withdraw from this proceeding.

**B. 365 Wireless LLC Does Not Provide Service in Kentucky**

365 Wireless has yet to establish any services in Kentucky. Therefore there is no value in requiring it to respond to data requests for which it will have no substantive comments.

**C. 365 Wireless LLC Withdrawal as a Party Is Appropriate**

As noted above, 365 Wireless LLC is not an ETC in Kentucky and does not provide any services whatsoever in the state. 365 Wireless LLC therefore moves to withdraw.

**D. Conclusion**

For the reason stated above, 365 Wireless LLC respectfully request that it be permitted to withdraw from further participation in this proceeding.

Respectfully submitted this 14<sup>th</sup> day of September, 2016



Donny McKinnies

365 Wireless LLC

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CERTIFICATION

I, Donny McKinnies, first being duly sworn, depose and state that I am the Director, Access Services of 365 Wireless, LLC, and do hereby declare under oath that the foregoing responses are true and accurate to the best of my knowledge, information, and belief formed after a reasonable inquiry.

Executed on 9/14/16



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Donny McKinnies, Director, Access Services  
365 Wireless, LLC

**CERTIFICATE OF SERVICE**

In accordance with 807 KAR 5:001, Section 8, I certify that the September 14, 2016 electronic filing of these Data Responses is a true and accurate copy of the same document being filed in paper medium; that the electronic filing was transmitted to the Commission on July 13, 2016; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and that an original paper medium of these Data Responses will be mailed to the Commission by first class United States mail, postage prepaid, September 14, 2016



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*Donny McKinnies*