

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

In the Matter of:

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

**MOTION TO WITHDRAW**

West Virginia PCS Alliance, L.C. d/b/a NTELOS (“NTELOS” or “the Company”) respectfully moves to withdraw from further participation in the above-referenced proceeding, and requests that the Commission formally excuse NTELOS from responding to the data requests set forth in the Commission’s order dated September 6, 2016.

In the initial order<sup>1</sup> establishing the framework of this proceeding the Commission determined that each local exchange carrier, commercial mobile radio service provider, and eligible telecommunications carrier operating in the Commonwealth of Kentucky would be a party to this proceeding. At the same time, the Commission also determined that any party to the proceeding that is not an ETC in Kentucky receiving both federal Universal Service Fund and Kentucky Universal Service Fund support, would be permitted to file a request to withdraw as a party to this proceeding. NTELOS respectfully requests that the Commission permit the Company to withdraw from this proceeding for the following reasons:

1. NTELOS does not receive any state USF support in Kentucky. Although the Company is certified as an Eligible Telecommunications Carrier, it has not received any low income or high-cost state support in Kentucky. Further, the Company serves only a very small number of low-income customers in the Commonwealth.

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<sup>1</sup> Commission Order, Case No. 2016-00059 (entered Feb. 1, 2016).

2. The Company does receive federal low income and high-cost support, but its receipt of such support should have no bearing on the Commission's consideration of the KUSF surcharge collection and remittance practices of providers in the Commonwealth which are at the heart of this proceeding.
3. NTELOS collects the state-prescribed KUSF surcharge and remits the surcharge pursuant to the instructions of the Commission's Telecommunications Branch, Division of Financial Analysis.
4. NTELOS will continue to monitor and comply with any compliance items resulting from this case, and agrees to abide by any final determinations of the Commission applicable to its operations. The Company otherwise requests dismissal from the proceeding and relief from any further obligation to file responses to the Commission's data requests in this proceeding.
5. NTELOS also specifically requests that the period for responding to the Commission's September 6, 2016 order be tolled pending consideration of the request for relief set forth in this Motion.

For the foregoing reasons, NTELOS respectfully requests that the Commission grant this Motion and permit NTELOS to withdraw from further participation in this proceeding, and be relieved from any further obligation to respond to data requests issued by the Commission in this proceeding.

Respectfully Submitted,



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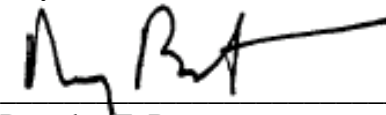
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L.C. d/b/a NTELOS*

Dated: September 16, 2016

**CERTIFICATE OF SERVICE**

In accordance with 807 KAR 5:001, Section 8, I certify that the September 16, 2016 electronic filing of this Motion to Withdraw 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 September 16, 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, on September 16, 2016.



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Douglas F. Brent