

**BEFORE THE
KENTUCKY PUBLIC SERVICE COMMISSION**

In the matter of:

PETITION OF NORTH CENTRAL)	
COMMUNICATIONS TO AMEND ITS ELIGIBLE)	Case No. <u>2021-00009</u>
TELECOMMUNICATIONS CARRIER)	
DESIGNATION IN THE COMMONWEALTH OF)	
<u>KENTUCKY TO INCLUDE ADDITIONAL AREAS</u>)	

PETITION OF NORTH CENTRAL COMMUNICATIONS
TO AMEND ITS ELIGIBLE TELECOMMUNICATIONS CARRIER DESIGNATION IN THE
COMMONWEALTH OF KENTUCKY
TO INCLUDE ADDITIONAL AREAS

I. REQUEST FOR ETC DESIGNATION

North Central Communications (“NCC”) by counsel, and pursuant to the Communications Act of 1934, as amended (the “Act”), hereby submits to the Public Service Commission of Kentucky (the “Commission”) its request that its Eligible Telecommunications Carrier (“ETC”) status in the Commonwealth of Kentucky be amended to include those areas where NCC has been allocated Rural Digital Opportunity Fund (“RDOF”) Phase I support as a winner in the Federal Communications Commission’s (“Commission”) RDOF Phase I auction (“Auction 904”). Because NCC was already deemed an ETC by the Commission, NCC seeks to amend its existing ETC designation to include the additional RDOF areas awarded to the company in Auction 904.

I. INTRODUCTION AND SUMMARY

1. NCC is incorporated in the state of Kentucky and is wholly owned by North Central Telephone Cooperative Corporation, Inc., 872 Highway 52 By-Pass East / P.O. Box 70 Lafayette, TN 37083-0070. NCC maintains Kentucky offices at 1630 Bowling Green Road, Scottsville, KY 42164.

2. On October 8, 2003, NCC applied to the Commission for ETC Designation in all exchanges served by Windstream (at that time referred to as Kentucky ALLTEL, Inc.) Its Application was approved on January 27, 2004 in Case No. 2003-00397 (“2003 ETC Designation”).

3. On December 7, 2020, the FCC announced the winning bidders in Auction 904 and NCC was awarded \$2,125,953.10 to serve 261 census blocks in Kentucky.¹

4. While the vast majority of the RDOF areas are in the exchanges already designated as ETC eligible in the 2003 ETC Designation, this application is required provide that the few census blocks outside its existing ETC designation are also awarded ETC status.

5. NCC has been operating as a competitive local exchange carrier via its own facilities since 2002 and has been meeting the obligations required in its 2003 ETC Designation.

6. Because it is required to receive ETC-designation in its additional RDOF areas no later than 180 days after the public notice identifying it as a winning bidder,² NCC respectfully requests that its request to amend its ETC-designation be granted without undue delay.

II. NCC QUALIFIES FOR DESIGNATION AS AN ETC IN ITS ADDITIONAL RDOF AREAS

In its 2003 ETC Designation, NCC committed to meeting the requirements for designation as an ETC as established under the statute and Commission rules. This petition incorporates the commitments made in its 2003 ETC Designation and with this application, NCC states that all certifications and representations made in its prior petition will extend to areas awarded support in the RDOF auction and for which NCC requests ETC designation.

¹ *Rural Digital Opportunity Fund Phase 1 Auction (Auction 904) Closes, Winning Bidders Announced, FCC Form 683 Due January 29, 2021*, Public Notice, 35 FCC Rcd 13888, Att. A (2020) (“Closing Public Notice”).

² 47 C.F.R. § 54.804(b)(5)

The Affidavit (included here as **Attachment B**) from Johnny McClanahan certifies to the accuracy of this statement.

III. ETC DESIGNATION WILL ADVANCE THE PUBLIC INTEREST

NCC is seeking ETC designations in those areas which were identified as lacking in suitable service options making them eligible for inclusion in Auction 904. By obtaining ETC designation, NCC will meet its requirements for receipt of RDOF support that it needs to successfully serve its awarded areas. Designation of NCC as an ETC promotes competition and facilitates the provision of advanced communications services and the use of innovative technologies in the RDOF areas. Therefore, designation of NCC as an ETC in these additional areas will serve the public interest.

IV. NCC CERTIFICATION OF THE DISPOSITION OF FEDERAL UNIVERSAL SERVICE FUNDING

NCC certifies that it will use federal universal support “only for the provision, maintenance and upgrading of facilities and service for which the support is necessary” consistent with Section 254(e) of the Telecommunications Act of 1996. An Affidavit (included here as **Attachment B**) from Johnny McClanahan certifies such and fully describes the telecommunications services NCC will offer.

V. ANTI-DRUG ABUSE CERTIFICATION

NCC certifies that no party to this Petition is subject to a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862, and Sections 1.2001-1.2003 of the Federal Communications Commission’s rules, 47 C.F.R. §§ 1.2001-1.2003. *See Attachment B.*

VI. CONCLUSION

WHEREFORE, for the reasons set forth above, NCC respectfully requests that the Commission issue an order as soon as is practicable amending NCC designation as an Eligible Telecommunications Carrier to include the additional areas awarded to the company in Auction 904 as shown in Attachment A.

Respectfully submitted,

A handwritten signature in blue ink that reads "Bobby N. Richardson". The signature is written in a cursive style and is underlined.

Bobby Richardson, Attorney
Richardson, Gardner & Alexander
117 E. Washington St.
Glasgow, KY 42141
270-651-8884; 270-651-3662 (fax)
BHR@rgba-law.com

Attachment A

List of RDOF Census Blocks

Census Block	County	Census Block	County
210619202001024	Edmonson	210859501002031	Grayson
210619202002007	Edmonson	210859501002034	Grayson
210619202002015	Edmonson	210859501002048	Grayson
210619202002016	Edmonson	210859501002050	Grayson
210619202002019	Edmonson	210859501002053	Grayson
210619202002050	Edmonson	210859501002054	Grayson
210619202003007	Edmonson	210859501002057	Grayson
210619202003008	Edmonson	210859501002058	Grayson
210619202003021	Edmonson	210859501002059	Grayson
210619202004002	Edmonson	210859501002065	Grayson
210619202004018	Edmonson	210859501003001	Grayson
210619202004020	Edmonson	210859501003002	Grayson
210619202004021	Edmonson	210859501003008	Grayson
210619202004022	Edmonson	210859501003009	Grayson
210619202004042	Edmonson	210859501003012	Grayson
210619202004048	Edmonson	210859501003013	Grayson
210619202004049	Edmonson	210859501003014	Grayson
210619202004050	Edmonson	210859501003015	Grayson
210619202004051	Edmonson	210859501003017	Grayson
210619202004052	Edmonson	210859501003021	Grayson
210619203001010	Edmonson	210859501003025	Grayson
210619203001015	Edmonson	210859501003028	Grayson
210619203001022	Edmonson	210859501003031	Grayson
210619203001024	Edmonson	210859501003034	Grayson
210619203001026	Edmonson	210859501003036	Grayson
210619203001040	Edmonson	210859501003037	Grayson
210619203001047	Edmonson	210859501003042	Grayson
210619204002004	Edmonson	210859501003046	Grayson
210619204002007	Edmonson	210859501003048	Grayson
210619204002008	Edmonson	210859501003050	Grayson
210619204002009	Edmonson	210859501003052	Grayson
210619204002016	Edmonson	210859501003056	Grayson
210619204002017	Edmonson	210859501003061	Grayson
210619204002018	Edmonson	210859501003062	Grayson
210619204002020	Edmonson	210859504003006	Grayson
210619204002039	Edmonson	210859504003007	Grayson
210619204002042	Edmonson	210859504003011	Grayson
210619204002045	Edmonson	210859504003012	Grayson
210859501001007	Grayson	210859504004016	Grayson
210859501001020	Grayson	210859504004018	Grayson
210859501001035	Grayson	210859504004023	Grayson
210859501001041	Grayson	210859504004046	Grayson
210859501001042	Grayson	210859504004047	Grayson
210859501002013	Grayson	210859504004061	Grayson
210859501002027	Grayson	210859504005031	Grayson

Census Block	County	Census Block	County
210859505001002	Grayson	210859506002031	Grayson
210859505001004	Grayson	210859506002033	Grayson
210859505001005	Grayson	210859506002042	Grayson
210859505001007	Grayson	210859506003002	Grayson
210859505001011	Grayson	210859506003011	Grayson
210859505002000	Grayson	210859506003014	Grayson
210859505002001	Grayson	210859506003017	Grayson
210859505002002	Grayson	210859506003019	Grayson
210859505002003	Grayson	210859506003022	Grayson
210859505002006	Grayson	210859506003023	Grayson
210859505002010	Grayson	210859506003030	Grayson
210859505002014	Grayson	210859506003032	Grayson
210859505002015	Grayson	210859506003034	Grayson
210859505002022	Grayson	210859506003035	Grayson
210859505002028	Grayson	210859506003037	Grayson
210859505002042	Grayson	210859506003038	Grayson
210859505002055	Grayson	210859506003055	Grayson
210859505002056	Grayson	210859506003057	Grayson
210859505002057	Grayson	210859506003068	Grayson
210859505002075	Grayson	210859506003069	Grayson
210859505002080	Grayson	210859506003073	Grayson
210859505002085	Grayson	210859506003076	Grayson
210859506001008	Grayson	210859506003077	Grayson
210859506001014	Grayson	210859506003079	Grayson
210859506001018	Grayson	210859506003083	Grayson
210859506001020	Grayson	210859506003089	Grayson
210859506001021	Grayson	210859506004011	Grayson
210859506001024	Grayson	210859506004015	Grayson
210859506001027	Grayson	210859506004016	Grayson
210859506001033	Grayson	210859506004018	Grayson
210859506001046	Grayson	210859506004019	Grayson
210859506001047	Grayson	210859506004021	Grayson
210859506001053	Grayson	210859506004022	Grayson
210859506001055	Grayson	210859506004027	Grayson
210859506001056	Grayson	210859506004030	Grayson
210859506001060	Grayson	210859506004038	Grayson
210859506001061	Grayson	210859506004040	Grayson
210859506002006	Grayson	210859506004042	Grayson
210859506002007	Grayson	210859507002009	Grayson
210859506002012	Grayson	210859507002010	Grayson
210859506002013	Grayson	210859507002012	Grayson
210859506002016	Grayson	210859507002014	Grayson
210859506002020	Grayson	210859507002018	Grayson
210859506002023	Grayson	210859507002020	Grayson
210859506002027	Grayson	210859507002023	Grayson

Census Block	County	Census Block	County
210859507002024	Grayson	212270115002006	Warren
210859507002027	Grayson	212270115002007	Warren
210859507002032	Grayson	212270115002016	Warren
210859507002038	Grayson	212270115002064	Warren
210859507002039	Grayson	212270115002067	Warren
210859507002044	Grayson	212270115002069	Warren
210859507002048	Grayson	212270115002070	Warren
210859507002050	Grayson	212270115002074	Warren
210859507002053	Grayson	212270115002075	Warren
210859507002054	Grayson	212270115002076	Warren
210859507002056	Grayson	212270115002091	Warren
210859507002059	Grayson	212270115002104	Warren
210859507002061	Grayson	212270115003004	Warren
210859507002062	Grayson	212270115003006	Warren
210859507002065	Grayson	212270115003041	Warren
210859507002074	Grayson	212270115003043	Warren
210859507002075	Grayson	212270115003048	Warren
210859507002078	Grayson	212270116002064	Warren
210859507002081	Grayson	212270116002070	Warren
210859507002082	Grayson	212270116002076	Warren
210859507002083	Grayson	212270116004001	Warren
210859507002084	Grayson	212270116004019	Warren
210859507002087	Grayson	212270116004020	Warren
212270115001010	Warren	212270116005000	Warren
212270115001018	Warren	212270116005025	Warren
212270115001021	Warren	212270116005035	Warren
212270115001023	Warren	212270116005038	Warren
212270115001026	Warren	212270116005044	Warren
212270115001027	Warren	212270116005045	Warren
212270115001031	Warren	212270116005048	Warren
212270115001032	Warren	212270116005070	Warren
212270115001033	Warren	212270117004000	Warren
212270115001034	Warren	212270119003005	Warren
212270115001036	Warren	212270119003006	Warren
212270115001043	Warren	212270119003011	Warren
212270115001046	Warren	212270119003012	Warren
212270115001062	Warren	212270119003013	Warren
212270115001063	Warren	212270119003014	Warren
212270115002000	Warren	212270119003020	Warren
212270115002002	Warren	212270119003021	Warren
212270115002004	Warren		


Attachment B

Declaration of Johnny McClanahan

Declaration of Johnny McClanahan

Pursuant to 47 C.F.R. § 1.16, I, Johnny McClanahan, do declare under penalty of perjury the following is true and correct.

1. I am Johnny McClanahan, President/CEO North Central Communications (“NCC”). The foregoing “Petition of North Central Communications to Amend Its Eligible Telecommunications Carrier Designation in the Commonwealth of Kentucky to Include Additional Areas.” has been prepared under my direction, supervision and control. The factual statements and representations contained therein are true and accurate to the best of my knowledge and belief.
2. NCC intends to obtain low income universal service support funding upon receipt of ETC designation and will use federal universal support only for the provision, maintenance and upgrading of facilities and services for which the support is necessary consistent with Section 254 (e) of the Telecommunications Act of 1996.
3. NCC will be capable of providing all of the service offerings required by and set forth in Section 214 (e) of the Communications Act of 1934, as amended, for “eligible telecommunications carriers.”
4. Anti-Drug Abuse Certification: To the best of my knowledge, the applicant referred to in the foregoing Petition, including all officers, directors, or persons holding 5% or more of the outstanding stock or shares (voting and/or non-voting) of the applicant as specified by Section 1.2002 (b) of the Federal Communications Commission’s rules, are not subject to a denial of federal benefits, including FCC benefits, pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862.



 Johnny McClanahan, President/CEO
 North Central Communications

COUNTY OF Macon)
)
 STATE OF TENNESSEE)

Subscribed and sworn to before me by Johnny McClanahan on this 7th day of January, 2021.

NOTARY PUBLIC

Name Leigh Anne Duncan

Signature Leigh Anne Duncan

Commission expiration 5/13/2024

