



S T O L L · K E E N O N · O G D E N  
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DOUGLAS F. BRENT  
502-568-5734  
[douglas.brent@skofirm.com](mailto:douglas.brent@skofirm.com)

May 29, 2009

Mr. Jeff DeRouen  
Executive Director  
Public Service Commission  
P.O. Box 615  
Frankfort, KY 40602

RECEIVED  
MAY 29 2009  
PUBLIC SERVICE  
COMMISSION

**RE: Case No. 2008-00077--New Cingular Wireless PCS, LLC  
("AT&T Mobility") Notice of Acquisition and Request for  
Transfer of Eligible Telecommunications Carrier Designation**

Dear Mr. DeRouen:

Please find enclosed an original and ten copies of the Response of Cellco Partnership dba Verizon Wireless to the Commission Staff's Data Requests Dated May 8, 2009.

Please acknowledge receipt of this filing by placing your file-stamp on the extra copy and returning to me via our runner.

Very truly yours,

STOLL KEENON OGDEN PLLC

Douglas F. Brent

Enclosure

cc: Parties of Record

110538.134266/579175.1

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

R. [unclear] D  
MAY 29 2009  
PUBLIC SERVICE  
COMMISSION

In the Matter of:

NEW CINGULAR WIRELESS PCS, LLC )  
("AT&T MOBILITY") NOTICE OF ACQUISITION ) CASE NO.  
AND REQUEST FOR TRANSFER OF ELIGIBLE ) 2008-00077  
TELECOMMUNICATIONS CARRIER DESIGNATION )

**RESPONSE OF VERIZON WIRELESS  
TO COMMISSION STAFF'S DATA REQUEST  
DATED MAY 8, 2009**

Filed: May 29, 2009



**CASE NO. 2008-00077**  
**Response to Commission Staff's Data Request Dated May 8, 2009**

**REQUEST NO. 1.:** Has Verizon Wireless been acting as an ETC since December 22, 2008 for those customers in the market areas for which AT&T Mobility and ACC seek to relinquish the ETC designation?

a. If yes, state how long Verizon Wireless intends to continue serving as an ETC for those areas.

b. If yes, has Verizon Wireless received any high-cost or low-income support from Kentucky or the Federal Universal Service funds for service in those areas since December 22, 2008?

**Responsible Party:** Stephen B. Rowell

**RESPONSE:** Verizon Wireless has not been acting as an ETC for customers in the market areas that it acquired from AT&T Mobility and has not requested or received Federal universal service funds for service in those areas. Verizon Wireless on a voluntary basis allowed Lifeline customers to continue to receive service at the discounted rate. Verizon Wireless advised them that it would continue to provide service at the discounted rate for 60 days after its notice to the customers to allow them time to select another service provider that is an ETC or to select another rate plan and remain a Verizon Wireless customer. In response to the Commission staff's request, Verizon Wireless extended the time period by 60 days, until May 31. Attached as Exhibit A are copies of the notices that were provided to such customers. Additionally, on March 13, 2009 Verizon Wireless provided a letter to the Commission explaining the transaction whereby it acquired the AT&T assets in Kentucky RSAs 6 and 8 effective December 22, 2008. A copy of the March 13 letter is also attached as Exhibit B.



**CASE NO. 2008-00077**  
**Response to Commission Staff's Data Request Dated May 8, 2009**

**REQUEST NO. 2.:** According to the Commission's records, Verizon Wireless has not sought to become an ETC for the market areas Kentucky RSAs 6 and 8. Provide a detailed explanation as to why Verizon Wireless does not seek the assumption of ETC responsibilities for those areas.

**Responsible Party:** Stephen B. Rowell

**RESPONSE:** In connection with the Verizon Wireless acquisition of Alltel Corporation, the Federal Communications Commission required Verizon Wireless to phase out its federal universal service support over five years, beginning in 2009. Verizon Wireless, therefore, is not seeking new ETC designations or increased USF under the present system and requirements.



**CASE NO. 2008-00077**  
**Response to Commission Staff's Data Request Dated May 8, 2009**

**REQUEST NO. 3.:** How many Lifeline and Link-Up customers are in market areas Kentucky RSA 6 and 8? Provide the number, by month, from November 2008 through the most recent period.

**Responsible Party:** Stephen B. Rowell

**RESPONSE:** Verizon Wireless acquired the Kentucky RSA 6 and 8 property as of December 22, 2008. There were 263 customers receiving the Lifeline discount at the time the initial notice letter was sent. As of May 28, 121 customers are identified as still receiving the *Lifeline discount service*.





**CASE NO. 2008-00077**  
**Response to Commission Staff's Data Request Dated May 8, 2009**

**REQUEST NO. 4.:** Provide copies of all notices sent to Lifeline customers within market areas Kentucky RSA 6 and 8 stating that Verizon Wireless is providing Lifeline services in those areas as of December 22, 2008. If separate notices were issued to Lifeline customers indicating that Verizon Wireless would cease providing Lifeline services after a date certain, provide copies of those notices as well.

**Responsible Party:** Stephen B. Rowell

**RESPONSE:** While Verizon Wireless is not providing Lifeline services or receiving reimbursement, it continued to provide discounts to then existing Lifeline customers and provided them the notices attached hereto and referenced in response to Data Request No 1.



**CASE NO. 2008-00077**  
**Response to Commission Staff's Data Request Dated May 8, 2009**

**REQUEST NO. 5.:** Verizon Wireless began providing service to customers in market areas Kentucky RSAs 6 and 8 on or about December 22, 2008. Since that time, has Verizon Wireless continued to provide Lifeline service to those customers within those areas who were receiving it from ACC? If so, describe the manner in which it funded the discounts to those Lifeline customers.

**Responsible Party:** Stephen B. Rowell

**RESPONSE:** See response to Data Request No. 1.

**CASE NO. 2008-00077**  
**Response to Commission Staff's Data Request Dated May 8, 2009**

**REQUEST NO. 6.:** Describe Verizon Wireless's plan for transitioning Lifeline customers to other plans or carriers.

**Responsible Party:** Stephen B. Rowell

**RESPONSE:** Verizon Wireless provided notice as described in response to Data Request No. 1 and at the customers' request will either disconnect their service as they obtain service from another provider or begin billing them for whatever undiscounted Verizon Wireless services they select. The transition will be completed as of May 31, 2009.

Dated: May 29, 2009

Respectfully submitted,



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Douglas F. Brent  
STOLL KEENON OGDEN PLLC  
2000 PNC Plaza  
500 West Jefferson Street  
Louisville, Kentucky 40202  
Ph: (502) 568-5734  
Fax: (502) 562-0934  
[douglas.brent@skofirm.com](mailto:douglas.brent@skofirm.com)

Counsel for Cellco Partnership  
dba Verizon Wireless



CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Responses of Verizon Wireless was sent via first class mail, postage prepaid on the 29<sup>th</sup> day of May, 2009, to the following persons:

Larry Blenk  
American Cellular Corporation  
d/b/a AT&T Mobility  
5565 Glenridge Connector, Suite 510  
Atlanta, Georgia 30342

Tom Jankowski  
Senior Manager  
New Cingular Wireless PCS, LLC  
d/b/a AT&T  
11760 US Highway 1, Suite 600  
N. Palm Beach, Florida 33408

Mary K. Keyer  
General Counsel/Kentucky  
BellSouth Telecommunications, Inc.  
d/b/a AT&T KY  
601 West Chestnut Street, Room 408  
Louisville, Kentucky 40203

~~Michael A. McDermott  
E. D. State Public Policy – Midwest  
Dobson Cellular Systems, Inc.  
1515 Woodfield Road, Suite 1400  
Schaumburg, IL 60173~~

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Counsel for Cellco Partnership  
d/b/a Verizon Wireless









ATTN: Allison Daniel  
868 Eastern Bypass  
Richmond, KY 40475

PRSRT STD  
U.S. POSTAGE  
PAID  
CLEVELAND, OH  
PERMIT NO. 1285

Cellular One Customers - **INSIDE: Important**  
**information about your Lifeline Service Plan**



OE-KYLL-0309



# Discontinued Kentucky Lifeline Service Plan & Discount

Mr. Sample  
123 Main Street  
Anywhere, XX XXXXX-XXXX



Dear Cellular One Lifeline customer:

Verizon Wireless recently acquired certain Cellular One markets in Kentucky. As you would expect, some changes will take place. One of which involves the Lifeline program. Since Verizon Wireless is not an eligible telecommunications carrier (ETC) in Kentucky, we do not participate in this program. Therefore, the Kentucky Lifeline program is being discontinued for Verizon Wireless customers.

Effective *[Effective Date]*, the Lifeline service plan and discount will no longer be available to you, and your service will be discontinued. This Notice is given in accordance with the terms and conditions of your Customer Service Agreement governing Lifeline service in Kentucky.

If you wish to continue receiving Lifeline assistance, you will need to contact another ETC service provider in your area. A listing of the ETC service providers in Kentucky is available from the Kentucky Public Service Commission at 1.800.772.4636 or by visiting them online at [www.psc.state.ky.us](http://www.psc.state.ky.us). You will not be subject to an early termination fee for the termination of your service with us.

If you would like to remain a customer under a different rate plan – and avoid service interruption – visit a local Cellular One retail store to review rate plan options and pricing. The sales team will be happy to assist you with all your needs. If we don't hear from you by *[Respond by Date]*, a Customer Service Representative will contact you to help with your transition. For more information, you can also visit [www.celloneusa.com](http://www.celloneusa.com) or call Customer Service at 1.866.521.5834.

Cellular One and Verizon Wireless value your business and hope to continue to serve all of your wireless needs.

Sincerely,

*Deborah Biddlecombe*

Deborah Biddlecombe  
Associate Director - Marketing  
Verizon Wireless



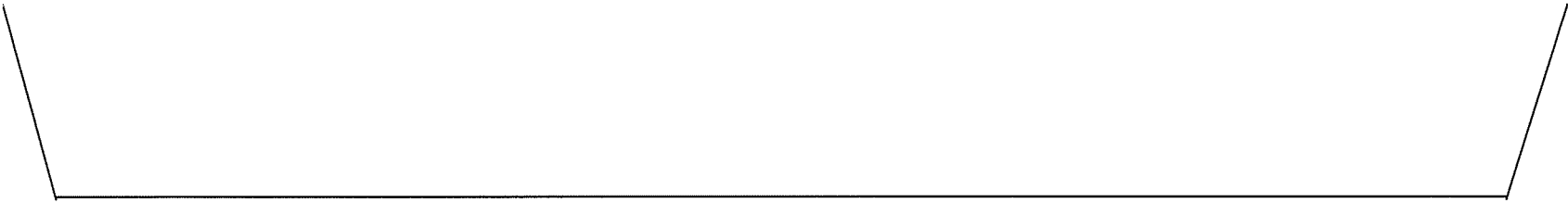


ATTN: Allison Daniel  
868 Eastern Bypass  
Richmond, KY 40475

PRSRT STD  
U.S. POSTAGE  
PAID  
CLEVELAND, OH  
PERMIT NO. 1285

CellularOne Customers: **More important information**  
**about your Lifeline Service Plan inside.**

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OE-KYLLE-0309



# Your Lifeline Service Plan & Discount HAS BEEN BRIEFLY EXTENDED.

Mr. Sample  
123 Main Street  
Anywhere, XX XXXXX-XXXX



Dear Sample,

As you have already heard, Verizon Wireless recently acquired certain CellularOne markets in Kentucky. You should have received a letter regarding the Lifeline program. Since Verizon Wireless is not an eligible telecommunications carrier (ETC) in Kentucky, we do not participate in this program, and therefore the Kentucky Lifeline program is being discontinued for Verizon Wireless customers.

In order to make this transition as smooth as possible for everyone, we are extending Lifeline customers' current service by another 60 days. Therefore, your Lifeline service plan and discount will remain in place until May 29, 2009. After this date your Lifeline plan will be discontinued unless you contact another ETC service provider. This Notice is given in accordance with the terms and conditions of your Customer Service Agreement governing Lifeline service in Kentucky.

If you wish to continue receiving Lifeline assistance, you will need to contact another ETC service provider in your area. A listing of the ETC service providers in Kentucky is available by visiting Universal Service Administrative Company online at [www.usac.org/li/low-income/lifelinesupport](http://www.usac.org/li/low-income/lifelinesupport) - then click on KY. Obviously, you would not be able to select CellularOne in your area as we have already indicated that this designation is being terminated. In addition, you will not be subject to an early termination fee if you choose to cancel your service with us.

If you would like to remain a Verizon Wireless customer under a different rate plan – and avoid service interruption – visit a local CellularOne retail store to review rate plan options and pricing. The sales team will be happy to assist you with all your needs. If we haven't heard from you by May 29, 2009, a Customer Service Representative will contact you to help with your transition. For more information, you can also visit [www.celloneusa.com](http://www.celloneusa.com) or call Customer Service at 1.866.521.5834.

CellularOne and Verizon Wireless value your business and hope to continue to serve all of your wireless needs.

Sincerely,

*Deborah Biddlecombe*

Deborah Biddlecombe  
Associate Director - Marketing  
Verizon Wireless









RECEIVED

MAR 19 2009

PUBLIC SERVICE  
COMMISSION

Verizon Wireless  
One Verizon Place  
Alpharetta, Georgia 30004

March 13, 2009

Jeff R. Derouen  
Executive Director  
Kentucky Public Service Commission  
P.O. Box 615  
211 Sower Boulevard  
Frankfort, Kentucky 40602-0615

RE: Verizon Wireless Acquisition of Kentucky RSA Nos. 6 and 8 Markets

Dear Mr. Derouen:

As requested by Jim Stevens, I am writing to inform the Kentucky Public Service Commission about the acquisition by Cellco Partnership, d/b/a Verizon Wireless, of certain assets in Kentucky from AT&T, Inc.

In 2007, AT&T acquired Dobson Communications Corporation, the parent company of American Cellular Corporation ("ACC"). ACC was licensed to provide wireless service in certain areas of Kentucky. AT&T's acquisition of Dobson and ACC was subject to the regulatory jurisdiction, review and approval of the U.S. Dept. of Justice and the Federal Communications Commission ("FCC"). As a condition of approval for the acquisition, the FCC required AT&T to divest the ACC wireless operations in the cellular markets known as KY RSA No. 6 – consisting of Boyle, Garrard, Madison, Casey, Lincoln, Rockcastle, Pulaski, and Laurel Counties and KY RSA No. 8 – consisting of Bracken, Mason, Lewis, Robertson, Fleming, Rowan, Nicholas, Bath, Montgomery, and Menifee Counties.

AT&T and Verizon Wireless subsequently entered into an agreement under which Verizon Wireless agreed to acquire ACC's operations in KY RSA 6 and RSA 8 from AT&T. Aspects of this transaction were also subject to the regulatory jurisdiction, review and approval of the U.S. Dept. of Justice and FCC. Verizon Wireless' acquisition of the KY RSA 6 and 8 operations was completed on December 22, 2008.

Verizon Wireless now has ownership of the licenses, leases, and authorizations and related operational and network assets, including certain owned or leased real property, cell sites, employees, retail facilities and retail operations, subscriber contracts, customers, fixed assets, and spectrum assets, that had previously constituted ACC's KY RSA 6 and RSA 8 operations.

Jim Stevens also asked that I provide you with a contact at Verizon Wireless. Here is the contact information for Mike McDermott:

Michael A. McDermott  
Executive Director, State Public Policy - Midwest Area  
Verizon Wireless  
1515 Woodfield Road, Suite 1400  
Schaumburg, IL 60173  
(w) 847-706-2648  
(c) 847-727-2648  
[michael.mcdermott@verizonwireless.com](mailto:michael.mcdermott@verizonwireless.com)

Sincerely,

Linda Stevens  
Associate Director – Finance

cc: Mike McDermott  
Jim Stevens