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Elkhart Telephone Co., Inc.

2012.04.23 10:15:46
Kansas Corporation Commission
Patrice Petersen-Klein
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April 20, 2012

Ms. Patrice Petersen-Klein
Executive Director
Kansas Corporation Commission
1500 SW Arrowhead Road
Topeka, KS 66604

Received
on

APR 23 2012

RE: Docket No. 12-GIMT-715-GIT

by
State Corporation Commission
of Kansas

Dear Ms. Petersen-Klein:

Elkhart Telephone Co., Inc. hereby provides the required information and certifications for the above referenced docket. Additional state specific certification requirements will be provided pursuant to Kansas current filing schedules. We would appreciate receiving a file stamped copy of this filing for our records. A return envelope is included for your convenience.

Please do not hesitate to contact us if you have any questions regarding this filing.
Sincerely,

Bob Boaldin

Bob Boaldin
President

Enclosures

2012 ETC Recertification Reports

Report to Satisfy Requirements of FCC-11-161

Name of ETC Applicant: Elkhart Telephone Co., Inc.

Study Area Code: 411764

Filing Date: April 1, 2012

State: Kansas

Person to contact for questions:

Name: Becky Scott

Phone number: 620-697-2111

E-mail address: bscott@elkhart.com

State Filing Details:

The data contained in this filing complies with the requirements set forth in FCC 11-161 and §54.313 as amended. To the extent that the State of Kansas requires additional information as part of its normal ETC recertification process; that data will be provided in the scheduled Annual Reporting for previously designated ETCs.

2012 ETC Recertification Reports

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Attachments

Attachment 1 -Certifications

Report 1: §54.313 (a) (1)-Five-Year Service Quality Improvement Plan

1. A progress report on its five-year service quality improvement plan pursuant to §54.202(a), including maps detailing its progress towards meeting its plan targets, an explanation of how much universal service support was received and how it was used to improve service quality, coverage, or capacity, and an explanation regarding any network improvement targets that have not been fulfilled in the prior calendar year. The information shall be submitted at the wire center level or census block as appropriate

1.1 Previously Submitted Plan

1.2 Narrative of Progress

1.3 Supporting Documents and Maps

Response:

Per the Wireline Competition Bureau's Clarification Order in DA 12-147, issued on February 3rd, 2012, paragraph 7, this provision does not apply to Elkhart Telephone Co., Inc. for this filing period.

Report 2: §54.313 (a) (2)-Outage Report

2. Detailed information on any outage in the prior calendar year, as that term is defined in 47 C.F.R. 4.5, of at least 30 minutes in duration for each service area in which an eligible telecommunications carrier is designated for any facilities it owns, operates, leases, or otherwise utilizes that potentially affect

(i) At least ten percent of the end users served in a designated service area;

Or

(ii) A 911 special facility, as defined in 47 C.F.R. 4.5(e).

(iii) Specifically, the eligible telecommunications carrier's annual report must include information detailing:

(A) The date and time of onset of the outage;

(B) A brief description of the outage and its resolution;

(C) The particular services affected;

(D) The geographic areas affected by the outage;

(E) Steps taken to prevent a similar situation in the future; and

(F) The number of customers affected.

Response:

Elkhart Telephone Co., Inc. had no outages that meet the reporting criteria for the period January 1, 2011 through December 31, 2011.

Report 3: §54.313 (a) (3)-Requests for Service

3. Report detailing:

The number of requests for service from potential customers within the recipient's service areas that were unfulfilled during the prior calendar year; and

The carrier shall also detail how it attempted to provide service to those potential customers.

Response:

Elkhart Telephone Co, Inc. does not have any outstanding requests for service from 2011 that are unfulfilled at the time of this filing.

Report 4: §54.313 (a) (4)-Complaints per 1,000 Connections

4. The number of complaints per 1,000 connections (fixed or mobile) in the prior calendar year

Response:

For the period from January 2011 through December 2011, Elkhart Telephone Co., Inc. had an average of 0.0 complaints per 1,000 access lines for supported services as reported to any federal and/or state agencies.

Report 5: §54.313 (a) (5)-(6)-Certifications

5. Certification that Carrier is complying with applicable service quality standards and consumer protection rules. Certification that the carrier is able to function in emergency situations as set forth in §54.202 (a) (2).

Response:

See Attachment 1 -Certifications including Compliance with Applicable Service Quality Standards, Compliance with Consumer Protection Rules, and Ability to Function in Emergency Situations.

Report 6: §54.313 (a) (7)-Current Price Offerings

6. The company's price offerings in a format as specified by the Wire line Competition Bureau.

Response:

The Wireline Competition Bureau has not established a format for the requested information, as specified in §54.313(a)(2)(iii)(F)(7), nor has this provision received Office of Management and Budget (OMB) approval as of the date of this filing. Therefore, no response is required at this time.

Report 7: §54.313 (a) (8)-Company Identification

7. The recipient's holding company, operating companies, affiliates, and any branding (a "dba" or "doing-business-as company" or brand designation), as well as universal service identifiers for each such entity by Study Area Codes, as that term is used by the Administrator.

Response:

This provision has not received Office of Management and Budget (OMB) approval as of the date of this filing. Therefore, requested information will be subsequently filed as appropriate.

Report 8: §54.313 (a) (9)-Tribal Outreach

8. To the extent the recipient serves Tribal lands, documents or information demonstrating that the ETC had discussions with Tribal governments that, at a minimum included:

- 8.1 A needs assessment and deployment planning with a focus on Tribal community anchor institutions;
- 8.2 Feasibility and sustainability planning;
- 8.3 Marketing services in a culturally sensitive manner;
- 8.4 Rights of way processes, land use permitting, facilities siting, environmental and cultural preservation review processes; and
- 8.5 Compliance with Tribal business and licensing requirements.

Tribal business and licensing requirements include business practice licenses that Tribal and non-Tribal business entities, whether located on or off Tribal lands, must obtain upon application to the relevant Tribal government office or division to conduct any business or trade, or deliver any goods or services to the Tribes, Tribal members, or Tribal lands.

These include certificates of public convenience and necessity, Tribal business licenses, master licenses, and other related forms of Tribal government licensure.

Response:

Elkhart Telephone Co., Inc. does not serve any Tribal lands. Therefore, this provision does not apply to Elkhart Telephone Co., Inc.

Report 9: §54.313 (f) (2)-Annual Financial Report

Privately held rate-of-return carriers only.

9. A full and complete annual report of the company's financial condition and operations as of the end of the preceding fiscal year, which is audited and certified by an independent certified public accountant in a form satisfactory to the Commission, and accompanied, by a report of such audit. The annual report shall include;

balance sheets,
income statements, and
cash flow statements along with necessary notes to clarify the financial statements.

The income statements shall itemize revenue, including non-regulated revenue, by its sources.

Response:

This provision has not received Office of Management and Budget (OMB) approval as of the date of this filing. Therefore, requested documentation will be subsequently filed as appropriate.

Report 10: §54.313 (g)-Areas with No Terrestrial Backhaul

10. Carriers without access to terrestrial backhaul that are compelled to rely exclusively on satellite backhaul in their study area must certify annually that no terrestrial backhaul options exist.

10.1 Carriers without access to terrestrial backhaul that are compelled to rely exclusively on satellite backhaul in their study area must certify annually that no terrestrial backhaul options exist. Any such funding recipients must certify they offer broadband service at actual speeds of at least 1 Mbps downstream and 256 kbps upstream within the supported area served by satellite middle-mile facilities. To the extent that new terrestrial backhaul facilities are constructed, or existing facilities improve sufficiently to meet the relevant speed, latency and capacity requirements then in effect for broadband service supported by the CAF, within twelve months of the new backhaul facilities becoming commercially available, funding recipients must provide the certifications required in paragraphs (e) or (f) of this section in full. Carriers subject to this paragraph must comply with all other requirements set forth in the remaining paragraphs of this section.

Response:

This item is not applicable to Elkhart Telephone Co., Inc.

Report 11: §54.313 (h)-Additional Voice Rate Data

- 11.** All incumbent local exchange carrier recipients of high-cost support must report all of their flat rates for residential local service, as well as state fees as defined pursuant to §54.318(e) of this subpart. Carriers must also report all rates that are below the local urban rate floor as defined in §54.318 of this subpart, and the number of lines for each rate specified. Carriers shall report lines and rates in effect as of January 1.

Response:

This provision has not received Office of Management and Budget (OMB) approval as of the date of this filing. Therefore, requested information will be subsequently filed as appropriate.

AFFIDAVIT CERTIFYING COMPLIANCE WITH §54.313(a)(5) AND §54.313(a)(6)

Elkhart Telephone Co., Inc. hereby certifies to the Kansas Corporation Commission, pursuant to the requirements under 47 C.F.R. §54.313(a)(5) and §54.313(a)(6) that:

- 1) Elkhart Telephone Co., Inc. has established operating procedures designed to facilitate compliance with applicable consumer protection rules.
- 2) Elkhart Telephone Co., Inc. has established operating procedures designed to facilitate compliance with service quality standards which may include customer remedies and improvement plans.
- 3) Elkhart Telephone Co., Inc. is able to remain functional in emergency situations as set forth in §54.202(a)(2), and
- 4) all federal universal service support provided to Elkhart Telephone Co., Inc. was used in the preceding calendar year and will be used in the coming calendar year only for the provision, maintenance, and upgrading of facilities and services for which the support is intended.

I certify under penalty of perjury under the laws of the State of Kansas

Bob Boaldin DATED this 19th day of April 20123

Bob Boaldin
Elkhart Telephone Co., Inc.
PO Box 817
Elkhart, KS 67950

SUBSCRIBED AND SWORN to before me this 19th day of April 20123



Connie Barnett

Notary Public

My Commission Expires: 9-25-13