

**GVNW CONSULTING, INC.** 

2270 LA MONTANA WAY #200 COLORADO SPRINGS, CO 80918 TEL. 719.594.5800 FAX 719.594.5803 www.gvrw.com

December 29, 2016

Ms. Amy Green Secretary to the Commission Kansas Corporation Commission 1500 SW Arrowhead Road Topeka, KS 66604-4027

RE:

Docket No. 16-MLTT-034-KSF

In the Matter of the Audit of McLeod USA Telecommunications Services, L.L.C. by the Kansas Universal Service Fund (KUSF) Administrator Pursuant to K.S.A. 2014 Supp. 66-2010(b) for KUSF Operating Year 18, Fiscal Year March 2014 - February 2015.

Dear Ms. Green:

On May 5, 2016, the Kansas Corporation Commission (KCC or Commission) issued an Order adopting GVNW Consulting, Inc.'s (GVNW) Audit Report and directing McLeod USA Telecommunications Services, L.L.C. (McLeod or Company) to: 1) discontinue reporting calculated revenues to the Kansas Universal Service Fund (KUSF) no later than the end of calendar year 2016 and file in this docket an affidavit, executed by and officer of the company, attesting to the implementation of such processes and identifying the effective date upon which the company will begin reporting actual revenue to the KUSF; and 2) provide copies or screen images of customer bills to GVNW that clearly identify the KUSF surcharge as a separate line item with 45 days of the end of the 2<sup>nd</sup> Quarter of 2016. Upon GVNW's receipt, review and verification of McLeod's bills or screen images provided in response to requirement number 2 above, GVNW was directed to submit a Compliance Report to the Commission.

On May 24, 2016, GVNW filed its first Compliance Report explaining McLeod provided copies of the customer bills that clearly demonstrated the KUSF surcharge as a separate line item.

On December 22, 2016, McLeod submitted a notarized affidavit attesting that the Company discontinued reporting calculated revenues to the KUSF effective with the November 2016 data reported in December 2016. The notarized affidavit is enclosed as Attachment A to this letter. Accordingly, GVNW recommends that Docket No. 16-MLTT-034-KSF be closed.

Sincerely,

David Winter Senior Consultant

cc: Sandy Reams

## **CERTIFICATE OF SERVICE**

I hereby certify that on this 29<sup>th</sup> day of December, 2016, the above Kansas Universal Service Fund Second Compliance Report was e-filed with the Kansas Corporation Commission and a copy was sent via electronic mail and/or U.S. Mail to:

Kansas Corporation Commission 1500 S.W. Arrowhead Road Topeka, KS 66604

Otto Newton, Litigation Counsel Otto Newton 1500 SW Arrowhead Road Topeka, KS 66604

Email: o.newton@kcc.ks.gov

David Eichler, VP - State Government Affairs McLeod USA Telecommunications Services, LLC 400 W 15th St, Ste 440 Austin, TX 78701

Email: david.eichler@windstream.com

Tim Loken, Director McLeod USA Telecommunications Services, LLC 4001 North Rodney Parham Road Little Rock, Arkansas 72212

Email: Tim.P.Loken@windstream.com

David G. Winter

## **AFFIDAVIT**

STATE OF ARKANSAS	)
	) SS.:
COUNTY OF <u>PULASKI</u>	)

BEFORE ME, the undersigned person, Tim P. Loken, appeared who deposed and said:

- 1. My name is Tim P. Loken. I am Director of Regulatory Reporting McLeodUSA Telecommunications Services, L.L.C.
- 2. I am an officer of the Company and am authorized to give this Affidavit on behalf of the Company regarding the reporting of state USF surcharges to the state of Kansas.
- McLeodUSA Telecommunications Services, L.L.C. hereby certifies that it has discontinued reporting calculated revenues to the Kansas Universal Service Fund (KUSF) and is reporting based on actual billed revenues. This became effective with the reporting of November 2016 revenues and KS USF in the month of December 2016.

Tim P. Loken

**Director Regulatory Reporting** 

STATE OF ARKANSAS )
) SS.:
COUNTY OF PULASKI )

Sworn before me this \_\_\_\_\_\_ day of December, 2016, by Tim P. Loken, as Director Regulatory Reporting who is personally known to me or produced identification and who did take an oath.

SHELLY V. MCGHEE
PULASKI COUNTY
NOTARY PUBLIC - ARKANSAS
My Commission Expires July 27, 2023
Commission No. 12394896

**NOTARY PUBLIC** 

Printed Name of Notary Shelly V. McGhee

My Commission Expires:

Qualified in Pulaski County

Registration Number: 12394895