

**THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

Before Commissioners:                    Mark Sievers, Chairman  
    Ward Loyd  
    Thomas E. Wright

In the Matter of the Audit of Cellular Network                    )  
Partnership, d/b/a Pioneer Cellular by the                        )  
Kansas Universal Service Fund Administrator                    )  
Pursuant to K.S.A. 2010 Supp. 66-2010(b) to                    )     Docket No. 12-CNPZ-028-KSF  
Verify Contributions to the Kansas Universal                    )  
Service Fund Year 14, March 1, 2010 through                    )  
February 28, 2011.    )

**ORDER ADOPTING AUDIT REPORT RECOMMENDATIONS**

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and determination. Having examined its files and records, and being duly advised in the premises, the Commission finds and concludes as follows:

1.     On July 21, 2011, the Commission directed GVNW to audit Cellular Network Partnership, d/b/a Pioneer Cellular (Pioneer), for Kansas Universal Service Fund (KUSF) purposes.

2.     On January 26, 2012, GVNW filed its Audit Report indicating its finding that Pioneer had reported 100% of miscellaneous revenues to the KUSF instead of applying the 62.9% Safe Harbor percent to allocate miscellaneous revenues for KUSF purposes. As a result, GVNW reports that Pioneer over-paid and over-collected \$5,787.46 in KUSF assessments. GVNW indicates that Pioneer modified its reporting procedures effective December 2011 and on December 16, 2011, submitted Audit True-ups for KUSF Year 14 and quarterly True-ups for KUSF Year 15 correcting the miscellaneous revenues reported to the KUSF. Concluding, GVNW recommends the Commission direct GVNW, as KUSF Administrator, to refund to Pioneer \$5,787.46 from the KUSF and, in turn, direct Pioneer to issue \$5,787.46 in refunds to

customers through one-time equal bill credits within a specified time frame. GVNW further recommends that upon completion of the refunds, Pioneer be directed to file an affidavit attesting that the \$5,787.46 was refunded to its customers. Once Pioneer complies with the Commission's directives, GVNW indicates that it will submit an update to the Commission.

3. The Commission has reviewed GVNW's Audit Report and concludes that it should adopt GVNW's recommendations.

**IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:**

A. The Commission accepts and adopts GVNW Consulting, Inc.'s Audit Report filed January 26, 2012 and directs GVNW, as KUSF Administrator, to issue to Cellular Network Partnership, d/b/a Pioneer Cellular, a refund of \$5,787.46 from the KUSF.

B. The Commission directs Cellular Network Partnership, d/b/a Pioneer Cellular, to refund to its customers through one-time equal bill credits the sum of \$5,787.46. The subject refund shall be accomplished within sixty (60) days from the date of this Order and thereupon, Pioneer is further directed to file in this docket an Affidavit by an officer of the company attesting to the company's completion of the \$5,787.46 refund.

C. Upon Pioneer's completion of the requirements of ordering paragraph B above, GVNW is directed to provide its update of this matter to the Commission.

D. The Commission retains jurisdiction over Cellular Network Partnership, d/b/a Pioneer Cellular, and the subject matter of this Docket for the purpose of issuing such additional orders as it may deem necessary.

**BY THE COMMISSION IT IS SO ORDERED.**

Sievers, Chmn.; Loyd, Comm.; Wright, Comm.

Dated: FEB 21 2012



ORDER MAILED FEB 21 2012

Patrice Petersen-Klein  
Executive Director

oan

PLEASE FORWARD THE ATTACHED DOCUMENT (S) ISSUED IN THE ABOVE-REFERENCED DOCKET TO THE FOLLOWING:

NAME AND ADDRESS	NO. CERT. COPIES	NO. PLAIN COPIES
KATHY KUNC, ATTORNEY AT LAW CELLULAR NETWORK PARTNERSHIP D/B/A PIONEER CELLULAR RON COMINGDEER & ASSOCIATES 6011 N ROBINSON OKLAHOMA CITY, OK 73118		
DAVID G. WINTER, SENIOR CONSULTANT GVNW CONSULTING, INC. 2270 LA MONTANA WAY PO BOX 25969 COLORADO SPRINGS, CO 80936		
OTTO NEWTON, LITIGATION COUNSEL 1500 SW ARROWHEAD ROAD TOPEKA, KS 66604 ***Hand Delivered***		

ORDER MAILED FEB 21 2012

The Docket Room hereby certified that on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, it caused a true and correct copy of the attached ORDER to be deposited in the United States Mail, postage prepaid, and addressed to the above persons.