

universal service in an area served by more than one ETC, a state commission shall require the remaining ETC or ETCs to ensure that all customers served by the relinquishing carrier will continue to be served.

3. On December 20, 2016, the Commission Staff (Staff) submitted its Report and Recommendation dated December 16, 2016, recommending the Commission grant Total Call's request and cancel the company's federal Lifeline-only ETC designation in the State of Kansas. The Commission on January 23, 2013, issued an Order in Docket No. 13-TCMZ-331-ETC designating Total Call as an ETC for federal Lifeline-only purposes in specific service areas in Kansas. According to Staff, Total Call states that it does not currently have any Kansas customers. Inasmuch as Total Call does not have any customers in the relinquished service area, Staff has no concerns regarding Total Call's continuation of service to customers. Staff further notes that in addition to Total Call, twenty-two carriers have been designated as competitive ETCs in all or some of the wire centers for which Total Call was granted federal Lifeline-only ETC designation in Docket No. 13-TCMZ-331-ETC. The incumbent local exchange carriers are ETCs and able to serve customers, as well. Concluding, Staff recommends the Commission cancel Total Call's federal Lifeline-only ETC designation in the State of Kansas.²

4. The Commission adopts Staff's analysis and recommendation of December 16, 2016, as stated in its Report and Recommendation, which is attached hereto and made a part hereof by reference, and finds that Total Call's request is reasonable, in the public interest and should be granted and the company's federal Lifeline-only ETC designation in the State of Kansas canceled.

²Report and Recommendation, pages 1 and 2.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. Total Call Mobile, LLC's Application filed in this matter on December 1, 2016, is hereby granted and the company's federal Lifeline-only ETC designation in the State of Kansas is hereby canceled, effective as of the date of this Order.


B. The parties have fifteen (15) days, plus three (3) days if service of this Order is by mail, from the date this Order was served in which to petition the Commission for reconsideration of any issue or issues decided herein. K.S.A. 66-118b; K.S.A. 2015 Supp. 77-529.

C. The Commission retains jurisdiction over the subject matter of this docket for the purpose of entering such further order, or orders, as it deems necessary.

BY THE COMMISSION IT IS SO ORDERED.

Emler, Chairman; Albrecht, Commissioner; Apple, Commissioner

Dated: JAN 05 2017


Amy L. Green
Secretary to the Commission

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Order Mailed Date

JAN 06 2017

**REPORT AND RECOMMENDATION
UTILITIES DIVISION**

TO: Chairman Jay Scott Emler
Commissioner Shari Feist Albrecht
Commissioner Pat Apple

FROM: Christine Aarnes, Chief of Telecommunications
Jeff McClanahan, Utilities Division Director

DATE: December 16, 2016

RE: Docket No. 17-TCMZ-231-ETC
In the Matter of the Application of Total Call Mobile, LLC for Approval
of Relinquishment of Eligible Telecommunications Carrier Designation.

EXECUTIVE SUMMARY:

On December 1, 2016, Total Call Mobile, LLC (Total Call) filed a request to relinquish its Eligible Telecommunications Carrier (ETC) designation. Staff recommends Commission approval of Total Call's request.

BACKGROUND:

On January 23, 2013, the Commission issued an Order in Docket No. 13-TCMZ-331-ETC (Docket 13-331) designating Total Call as an ETC for federal Lifeline-only purposes in specific service areas in Kansas.

On December 1, 2016, Total Call filed an Application to relinquish its ETC designation to discontinue service in Kansas due to changes in the wireless industry and proposed modifications to the federal Lifeline program. Total Call also intends to exit its wireless Lifeline business in every state and U.S. territory in which it currently offers wireless Lifeline service and is not currently enrolling any new Lifeline customers in Kansas.

ANALYSIS:

Section 214(e)(4) of the Federal Telecommunications Act allows a state commission to permit an ETC to relinquish its designation in any area served by more than one ETC. Prior to permitting a telecommunications carrier to cease providing universal service in an area served by more than one ETC, the state commission shall require the remaining

ETC or ETCs to ensure that all customers served by the relinquishing carrier will continue to be served.

In response to Data Request 3, Total Call states that it does not currently have any Kansas customers. As Total Call does not have any customers in the relinquished service area, there is no need for concern regarding the continuation of service for Total Call's existing customers. Staff, however, notes that, in addition to Total Call, twenty-two carriers have been designated as competitive ETCs in all or some of the wire centers for which Total Call was granted federal Lifeline-only ETC designation in Docket 13-331. The incumbent local exchange carriers are ETCs and able to serve customers, as well.

Staff does not have any concerns with granting this request.

RECOMMENDATION:

Staff recommends the Commission cancel Total Call's federal Lifeline-only ETC designation in the state of Kansas, effective December 31, 2016, as requested.

CERTIFICATE OF SERVICE

17-TCMZ-231-ETC

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of first class mail/hand delivered on JAN 05 2017.

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/S/ DeeAnn Shupe

DeeAnn Shupe

Order Mailed Date

JAN 06 2017