

COLLEEN R. JAMISON  
JAMISON LAW, LLC

May 31, 2023

Lynn M. Retz, Secretary  
Kansas Corporation Commission  
1500 SW Arrowhead Rd  
Topeka, KS 66604

RE: Nex-Tech Wireless, Inc.  
Docket No. 23-GIMT-644-GIT  
254(e) certifications

Dear Ms. Retz:

On behalf of Nex-Tech Wireless, Inc., attached please find for filing in Docket No. 23-GIMT-644-GIT the 254(e) certifications required by the Commission to be filed in this docket by July 1, 2023.

In this filing, Attachments 3 and 4 have been marked as confidential; this information is confidential commercial information and, as such, its disclosure to any person other than the company, the Commission, and Staff is prohibited by K.S.A. 66-1220a. The Commission has not issued a protective order in this docket.

Please let me know if you have any questions.

Cordially yours,

*Colleen R. Jamison*

Colleen R. Jamison  
JAMISON LAW, LLC

Encl.

cc: Shannon Burkhart

SENT VIA EMAIL TO COLLEEN.JAMISON@JAMISONLAW.LEGAL

May 31, 2023

Colleen Jamison  
Jamison Law, LLC  
PO Box 128  
Tecumseh, KS 66542

Re: Annual 254(e) Certification

Ms. Jamison:

Please find enclosed the Annual 254(e) Certification for Nex-Tech Wireless.

We would like to file several of these pages as confidential. The confidential pages have been stamped "CONFIDENTIAL". Please formally file this information into Docket # 23-GIMT-644-GIT. Per the KCC this filing is due by July 1, 2023.

Let me know if you have any questions on this.

Sincerely,

A handwritten signature in blue ink that reads "Shannon Burkhardt". The signature is fluid and cursive, with the first name "Shannon" and last name "Burkhardt" clearly legible.

Shannon Burkhardt  
Accounting Manager

Enclosures

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

Before Commissioners: Susan K. Duffy, Chair  
Dwight D. Keen, Commissioner  
Andrew J. French, Commissioner

In the Matter of Certification of Compliance )  
with Section 254(e) of the Federal )  
Telecommunications Act of 1996 and ) Docket No. 23-GIMT-644-GIT  
Certification of Appropriate Use of Kansas )  
Universal Service Fund Support. )

**SECTION 254(e) CERTIFICATION  
FEDERAL HIGH-COST UNIVERSAL SERVICE SUPPORT  
FCC Docket Reference: CC Docket No. 96-45  
and KANSAS UNIVERSAL SERVICE FUND SUPPORT  
(Please type or print legibly)  
(Circle all Federal and Kansas Support Received)**

1. My title is President and Chief Executive Officer of Nex-tech Wireless, LLC (Company/Cooperative). In this capacity, I am in a position of authority to direct how federal high-cost Universal Service Fund (USF), including Legacy or Frozen high-cost Loop support (HCL/FHCS), Safety Value Support (SVS), Connect America Cost Model (CACM) support, Connect America Fund (CAF I/CAF II) support, Alternative Connect America Cost Model (A-CAM/ACAM II) support, Rural Broadband Experiment support (RBE), Rural Digital Opportunity Fund (RDOF) support, and/or Kansas Universal Service Fund (KUSF) support received will be used and by this certification I am binding Nex-Tech Wireless, LLC (Company/Cooperative) to the statements made in this certification.



2. Nex-tech Wireless, LLC (Company/Cooperative) was named as an eligible telecommunications carrier by the Kansas Corporation Commission (KCC) for federal support purposes in Docket No. 06-NTHT-061-ETC, 07-NTWZ-966-ETC, 08-NTWZ-827-ETC, 08-NTWZ-1076-ETC and 11-NTWZ-077-ETC by order dated December 12, 2005, July 11, 2007, July 25, 2008, October 17, 2008 and February 17, 2011 and KUSF support purposes in Docket No. 07-NTHT-360-ETC, 08-NTWZ-172-ETC, 08-

**Docket No. 23-GIMT-644-GIT**  
**Attachment 1**

NTWZ-827-ETC, 08-NTWZ-1076-ETC and 11-NTWZ-077-ETC by order dated December 22, 2006, December 13, 2007, July 25, 2008, October 17, 2008 and February 17, 2011.

3. By this affidavit, I certify that all federal high-cost USF, including HCL, FHCS, SVS, CACM, CAF I/CAF II, A-CAM/ACAM II, RBE, RDOF, and/or KUSF received by Nex-Tech Wireless, LLC (Company/Cooperative) was used in the proceeding calendar year 2022 and will be used in the new calendar year 2024 only for the provision, maintenance, and upgrading of facilities and services for which the support is intended, consistent with Section 254(e) of the Telecommunications Act, and/or Kansas statutes and KCC requirements.

I certify under penalty of perjury under the laws of the state of Kansas that the foregoing is true and correct.  
(Pursuant to Kan. Stat. Ann. 53-601.)

  
\_\_\_\_\_  
Signature  
  
\_\_\_\_\_  
Printed/Typed Name

Executed on 5-31-2023 date.

Email address: jlightle@ntwls.com

Company Name : Nex-Tech Wireless, LLC

All CETCs must complete this form to receive certification for its use of FUSF support, pursuant to 47 C.F.R. § 54.314 and KCC Requirements.

Please attach additional pages if necessary. If you have any questions, please email the KCC Staff at b.seamans@kcc.ks.gov and h.bhagat@kcc.ks.gov.

Data Year **2022**

	AMOUNT FOR KANSAS	ALLOCATION PERCENT	FUSF CODE (see Notes)	AMOUNT FOR FUSF AREAS (Include SWBT/AT&T Area If support is received for the area) D=AxB
	A	B	C	D
FUSF WORKING LOOP/LINES				
<b>NEW INVESTMENTS:</b>				
1. SWITCHING				
2. OUTSIDE PLANT (LOCAL LOOPS, CELL SITES)(1)				
<b>SUBTOTAL NEW INVESTMENTS</b>				
<b>EXPENSES:</b>				
3. SWITCH MAINTENANCE				
4. OUTSIDE PLANT MAINTENANCE				
5. NETWORK SUPPORT				
6. ADMINISTRATIVE EXPENSE				
<b>SUBTOTAL EXPENSES</b>				
A. TOTAL CASH EXPENDITURES ASSD WITH USF				
<b>B. CERTIFIED FUSF RECEIPTS FOR CETCS</b>				
B1. Frozen High Cost Support				
B2. Mobility Fund Support				
B3. Rural Broadband Experiments Fund				
B4. CAF II Support				
B5. Rural Digital Opportunity Fund				
<b>B5. Total Certified Federal USF Receipts</b>				
<b>C. DO EXPENDITURES EXCEED FUSF RECEIPTS?</b> (negative number means FUSF exceeds Expenditures)				
Yes				

**Notes:**

- 1) Exclude the cost of transport between switches (dial-tone and/or tandem).
- 2) Allocation Codes (describe how the costs are allocated)
  - a. Based on number of switched MOUs from USF supported cell sites.
  - b. Based on actual expenditures at USF cell sites. An allocation of USF area to total served area is applied at each cell site. (i.e. 200,000 investment at cell site A, which serves 80% USF supported area, results in 160,000 of USF dollars.)
  - c. Based on percent of USF served areas to all areas.

Contact Name: Shannon Burkhart

Title: Accounting Manager

Phone No.: 785-621-3620

E-Mail: sburkhart@ntwls.com

\*\*\*Nex-tech Wireless does have expenses in the SWBT/AT&T area but we only receive funding for the frozen high cost support so we have excluded those expenses in this report.

## ETC Certification for Use of **USF** Support Provided to the Kansas Corporation Commission

Data Year: 2022

NOTES:

1. Based on a percent of customers in USF served areas to total customers served.
2. Investment in add ons to several existing towers, amount invested in each individual tower is less than \$200,000. An allocation of percent of the service area that is USF supported based on geography served was applied at each cell site.

Contact: Shannon Burkhart  
Position: Accounting Manager

Phone No.: 785-621-3620  
E-Mail: [sburkhart@ntwls.com](mailto:sburkhart@ntwls.com)

REDACTED

23-GIMT-644-GIT  
Attachment 4

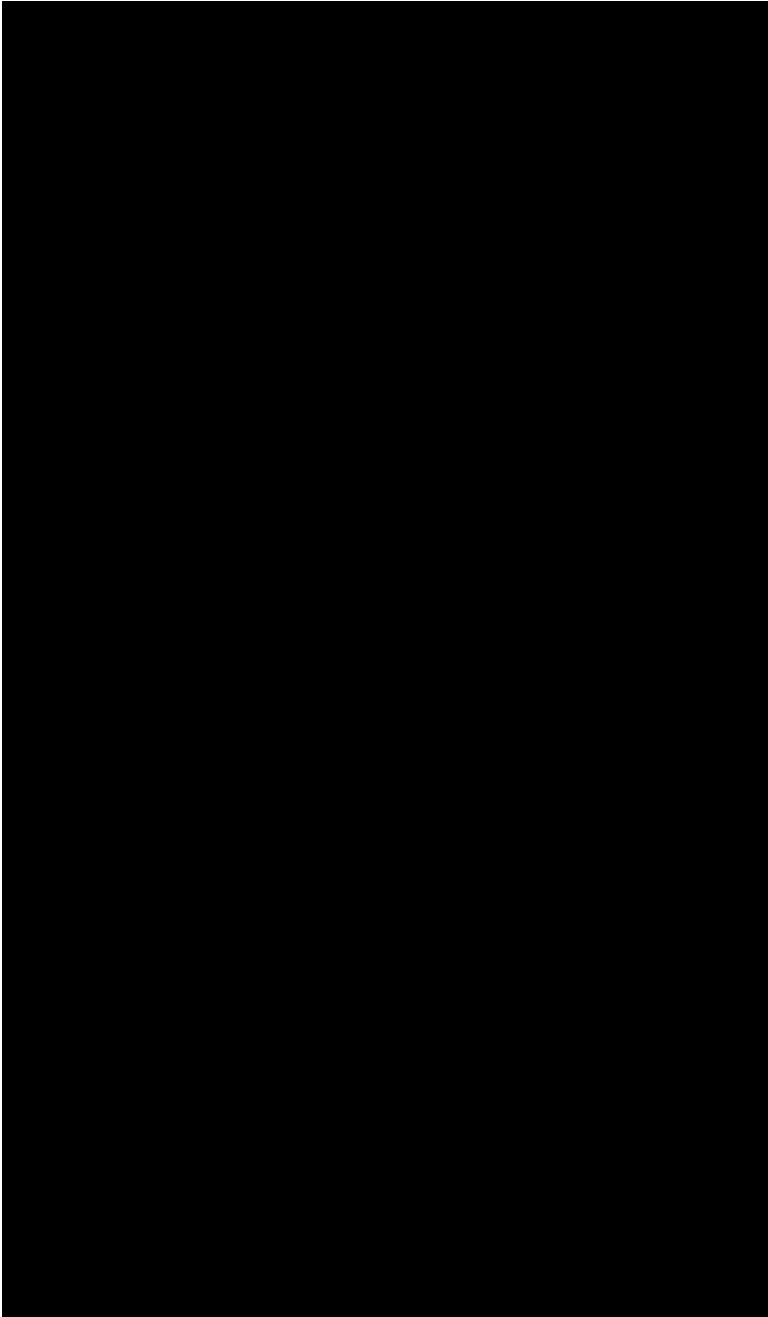
## Narrative Report for New Investments

ETC Certification for Use of **USF** Support  
Provided to the Kansas Corporation Commission

Carrier Name: Nex-Tech Wireless  
Data Year: 2022

Supplemental  
Pages

KUSF Exchanges served by new cell sites and upgrades:



Annual ETC Certification of Requirements Imposed by the  
Commission in Docket Number 06-GIMT-446-GIT

1. Did your company experience any outage in the prior calendar year, as that term is defined in 47 CFR 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 10% of the end users served in a designated service area; or (ii) a 911 specialty facility as defined in 47 CFR 4.5(e)? (Yes/No) **NO** . **IF YES, PLEASE COMPLETE THE FOLLOWING:**

Date and time of Onset of the Outage	Description of the Outage and its Resolution	Particular services affected	Geographic Areas Affected	Steps Taken to Prevent a Similar Situation in the Future	Number of Customers Affected
None					

(If necessary, please provide additional pages.)

2. Please provide the number of requests for service from potential customers within the recipient's service areas that were unfulfilled during the prior calendar year. If applicable, please explain how your company attempted to provide service to those potential customers.

0

3. Please provide the number of complaints per 1,000 connections (fixed or mobile) in the prior calendar year.

0



4. A wireline ETC must certify that it is in compliance with the Commission's quality of service standards and a wireless ETC must certify that it is in compliance with the CTIA Code. **Please complete the following, as applicable to your company:**

**QUALITY OF SERVICE WIRELINE ANNUAL CERTIFICATION**

**KCC Docket Reference: 06-GIMT-446-GIT**

(Please type or print legibly)

1. My title is \_\_\_\_\_ of the \_\_\_\_\_ (Company/ Cooperative). In this capacity, I am in a position of authority to certify whether the Company/ Cooperative is complying with required quality of service standards. I am binding \_\_\_\_\_ (Company/Cooperative) to the statements made in this certification.

2. By this affidavit, I certify that \_\_\_\_\_ (Company/ Cooperative) is in compliance with the Commission's quality of service standards as adopted in Docket No. 191,206-U.

I certify under penalty of perjury under the laws of the state of Kansas that the foregoing is true and correct. (Pursuant to Kan. Stat. Ann. 53-601.) Executed on \_\_\_\_\_ (date).

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Printed/Typed Name

**QUALITY OF SERVICE WIRELESS ANNUAL CERTIFICATION**


**KCC Docket Reference: 06-GIMT-446-GIT**

(Please type or print legibly)

1. My title is President & Chief Executive Officer of Nex-tech Wireless, LLC (Company/ Cooperative). In this capacity, I am in a position of authority to certify whether the Company/ Cooperative is complying with required quality of service standards. I am binding Nex-Tech Wireless, LLC (Company/Cooperative) to the statements made in this certification.

2. By this affidavit, I certify that Nex-Tech Wireless, LLC (Company/ Cooperative) is in compliance with the CTIA Code.

I certify under penalty of perjury under the laws of the state of Kansas that the foregoing is true and correct. (Pursuant to Kan. Stat. Ann. 53-601.) Executed on May 31, 2023 (date).

  
\_\_\_\_\_  
Signature

\_\_\_\_\_  
Jon Lightle

\_\_\_\_\_  
Print / Typed Name

5. Each ETC must certify that it will be able to function in an emergency as set forth in 47 CFR § 54.202(a)(2).

**ABILITY TO FUNCTION IN AN EMERGENCY ANNUAL CERTIFICATION**

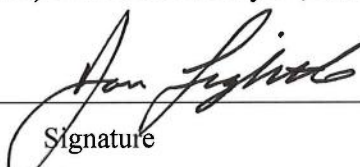
**KCC Docket Reference: 06-GIMT-446-GIT**

(Please type or print legibly)

1. My title is President and Chief Executive Officer of Nex-Tech Wireless, LLC (Company/ Cooperative). In this capacity, I am in a position of authority to certify whether the Company/ Cooperative is able to function in an emergency. I am binding Nex-tech Wireless, LLC (Company/Cooperative) to the statements made in this certification.

2. By this affidavit, I certify that Nex-tech Wireless, LLC (Company/ Cooperative) is capable of functioning in an emergency.

I certify under penalty of perjury under the laws of the state of Kansas that the foregoing is true and correct. (Pursuant to Kan. Stat. Ann. 53-601.) Executed on May 31, 2023(date).

  
\_\_\_\_\_  
Signature  
Jon Lightle

Printed / Typed Name

6. 47 U.S.C. § 214(e)(1)(B) requires every ETC to advertise its services throughout the service area for which it has been designated “using media of general distribution.” **Please complete the following:**

Name of Media	Type of Media	Geographic Areas Reached	Dates Published
See Attachment 5A			

(If necessary, please attach additional pages.)

7. A competitive ETC must certify that it offers a local usage plan comparable to that of the incumbent. Please provide a description of the local usage plan(s) that is comparable to that of the incumbent and complete the certification.

NTW offers plans that are very comparable to the incumbents in the ETC areas served. NTW has a variety of plans to meet customer needs including a nationwide unlimited plan for \$25 per month. This plan includes unlimited nationwide minutes, unlimited text, unlimited data, call waiting, call forwarding, 3-way calling, caller ID and voicemail.

**COMPARABLE LOCAL USAGE PLAN ANNUAL CERTIFICATION**

**KCC Docket Reference: 06-GIMT-446-GIT**

(Please type or print legibly)

1. My title is President and Chief Executive Officer of Nex-tech Wireless, LLC (Company/ Cooperative). In this capacity, I am in a position of authority to certify whether the Company/ Cooperative offers a local usage plan comparable to that of the incumbent. I am binding Nex-tech Wireless, LLC (Company/Cooperative) to the statements made in this certification.

2. By this affidavit, I certify that Nex-tech Wireless, LLC (Company/ Cooperative) offers a local usage plan comparable to that of the incumbent.

I certify under penalty of perjury under the laws of the state of Kansas that the foregoing is true and correct. (Pursuant to Kan. Stat. Ann. 53-601.) Executed on May 31, 2023 (date).



Signature

Jon Lightle

Printed/Typed Name



4. 47 U.S.C. § 214(e)(1)(B) requires an ETC to advertise its services throughout the service area for which it has been designated "using media of general distribution."

Please complete the following:

Name of Media	Type of Media	Geographic Areas Reached	Dates Published
Print Ads	Newspaper		Mar-22
	Hays Daily News	Hays & Surrounding Area	Jun-22
	Concordia Newspaper	Concordia & Surrounding Area	Sep-22
	Salina Journal	Salina & Surrounding Area	Dec-22
	Hutch News	Hutchinson & Surrounding Area	
	Emporia Gazette	Emporia & Surrounding Area	
	The McPherson Sentinel	McPherson & Surrounding Area	
	Colby Free Press	Colby & Surrounding Area	
	Pratt Tribute	Pratt & Surrounding Area	
	Great Bend Tribune	Great Bend & Surrounding Area	
	Ellsworth County		
	Independent Reporter	Ellsworth & Surrounding Area	
	Beloit Call	Beloit & Surrounding Area	
	Digital Display (Static)	All Markets	
Radio Ads	Radio		Jan-22
	Hays Radio Stations	Hays & Surrounding Area	Feb-22
	Salina radio Stations	Salina & Surrounding Area	Mar-22
	Beloit/Concordia Radio Stations	Beloit, Concordia & Surrounding Areas	Apr-22
	Great Bend Radio Stations	Great Bend & Surrounding Area	May-22
	Hutchinson Radio Stations	Hutchinson & Surrounding Area	Jun-22
	Post Rock Radio	Emporia & Surrounding Area	Jul-22
	Rocking M Radio	Colby & Surrounding Area	Aug-22
	Streaming Audio	All Markets	Sep-22
			Oct-22
			Nov-22
			Dec-22
TV Ads	Television		Jan-22
	Eagle, KBSH, Nex-Tech	Hays & Surrounding Area	Feb-22
	Nex-Tech Cable	Rural Telephone Exchange Areas	Mar-22
	S&T Cable	S&T Telephone Exchange Areas	Apr-22
	Golden Belt Cable	Golden Belt Telephone Exchange Areas	May-22
	Mutual Cable	Great Bend & Surrounding Area	Jun-22
	KSN -Salina & Great Bend	Salina, Great Bend & Surrounding Areas	Jul-22
	Cox-Salina/McPherson	Salina, McPherson & Surrounding Areas	Aug-22
	Cox - Hutch/Pratt/GB	Hutchinson, Pratt & Great Bend	Sep-22
	Youtube	All Markets	Oct-22
	Connected TV (OTT)	All Markets	Nov-22
Social/Digital	Facebook Ads	All Markets	Dec-22
	Instagram Ads	All Markets	Jan-22
	App Ads (static and video)	All Markets	Feb-22
			Mar-22

Name of Media	Type of Media	Geographic Areas Reached	Dates Published
			Apr-22 May-22 Jun-22 Jul-22 Aug-22 Sep-22 Oct-22 Nov-22 Dec-22