

BEFORE THE KANSAS CORPORATION COMMISSION

| | | |
|--|---|----------------------------|
| In the Matter of Certification of Compliance |) | |
| With Section 254(e) of the Federal |) | Docket No. 19-GIMT-399-GIT |
| Telecommunications Act of 1996 and |) | |
| Certification of Appropriate Use of Kansas |) | |
| Universal Service Fund Support |) | |

Annual Certification of Skybeam, LLC

Skybeam, LLC ("Skybeam") was granted authority as an Eligible Telecommunications Carrier ("ECT") by the Kansas Corporation Commission ("Commission") for federal Universal Service Fund ("USF") support in Docket No. 15-SKYT-262-ETC by Order dated February 24, 2015. Skybeam, by its counsel, submits the following in accordance with the Order issued in the above-captioned proceeding.

Respectfully submitted,

s/ Thomas H. Rowland
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Counsel for Skybeam, LLC

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Chair Dwight D. Keen
Commissioner Shari Feist Albrecht
Commissioner Jay Scott Emler

In the Matter of Certification of Compliance)
with Section 254(e) of the Federal)
Telecommunications Act of 1996 and) Docket No. 19-GIMT-399-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 appropriate support received)

1. My title is Chief Development Officer of Skybeam, LLC dba Rise Broadband (Company/Cooperative). In this capacity, I am in a position of authority to direct how federal high-cost Universal Service Fund (USF), Connect America Fund (CAF) support, and/or Kansas Universal Service Fund (KUSF) support received will be used and by this certification I am binding Skybeam, LLC dba Rise Broadband (Company/Cooperative) to the statements made in this certification.

2. Skybeam, LLC dba Rise Broadband (Company/Cooperative) was named as an eligible telecommunications carrier by the Kansas Corporation Commission (KCC) for federal support purposes in Docket No. 15-SKYT-262-ETC by order dated February 24th, 2015 and KUSF support purposes in Docket No. N/A by order dated N/A.

3. By this affidavit, I certify that the USF, CAF and/or KUSF received by Skybeam, LLC dba Rise Broadband (Company/Cooperative) was used in the proceeding calendar year **2018** and will be used in the new calendar year **2020** *only* for the provision, maintenance, and upgrading of facilities and services for

Attachment 1

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

Jeff Kohler

Printed/Typed Name

Executed on July 18th, 2018

Email address: jkohler@risebroadband.com

Attachment 3 - PUBLIC

Attachment 4 - PUBLIC

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

1. All ETCs must provide detailed information on 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).

| 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 |
|--------------------------------------|--|------------------------------|---------------------------|--|------------------------------|
| N/A | N/A | N/A | N/A | N/A | N/A |

(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.

29 requests – Please see addendum A for service attempts.

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

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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 WIRELESS ANNUAL CERTIFICATION

KCC Docket Reference: 06-GIMT-446-GIT

(Please type or print legibly)

1. My title is Chief Development Officer of Skybeam, LLC dba Rise Broadband (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 Skybeam, LLC dba Rise Broadband (Company/Cooperative) to the statements made in this certification.

2. By this affidavit, I certify that Skybeam, LLC dba Rise Broadband (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 July 18th, 2019 (date).



Signature

Jeff Kohler

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 Chief Development Officer of Skybeam, LLC dba Rise Broadband (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 Skybeam, LLC dba Rise Broadband (Company/Cooperative) to the statements made in this certification.

2. By this affidavit, I certify that Skybeam, LLC dba Rise Broadband (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 July 18th, 2019 (date).



Signature

Jeff Kohler

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 |
|---------------------|-----------------------------------|--------------------------|--|
| Monthly Direct Mail | Direct Mail via US Postal Service | Marion, KS | January-18 February-18 March-18 April-18 May-18 June-18 July-18 August-18 September-18 October-18 November-18 December-18 |
| Digital | Facebook ads | Marion, KS | TBD |
| Digital | Google Pay-per-Click (PPC) | Marion, KS | TBD |

(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.

See addendum B for FCC Form 481 Line 1010 Rate Comparability information.

COMPARABLE LOCAL USAGE PLAN ANNUAL CERTIFICATION

KCC Docket Reference: 06-GIMT-446-GIT

(Please type or print legibly)

1. My title is Chief Development Officer of Skybeam, LLC dba Rise Broadband _
(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 Skybeam, LLC dba Rise Broadband (Company/Cooperative) to the statements made in this certification.

2. By this affidavit, I certify that Skybeam, LLC dba Rise Broadband (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 July 18th, 2019 (date).



Signature

Jeff Kohler

Printed/Typed Name

Addendum A

Form 481 – Line 330

Required Steps for Determining/Correcting Unable to Service

1. The technician will climb onto the potential customer's roof and determine if there is Line of Site (visibility) to the communications facility where the Access Point is located.
2. Using a service module and reflector, the technician will determine if there is a signal to noise ratio strong enough to deliver service.
3. If there is not Line of Site or the signal is not strong enough from the roof top level, the technician will attempt to gain Line of Site using a tripod and extension pole.
4. Should that fail, the technician is required to contact their supervisor, take photographs in the direction of the Access Point in order to document that there is an obstruction preventing Line of Site, send the pictures to their supervisor for review and then note the reason service could not be delivered.
5. Engineering makes a note of the line of site issue and plans future access point additions accordingly.

Addendum B

Line 1010 - Form 481

Effective 1/1/2018

| Product | Speed | Code | Upload | Data Limit | CAF Market Rack Rate Pricing | Benchmark |
|---|---------|-------|--------|------------|------------------------------|-----------|
| High Speed Data | 10 Mbps | CAF00 | 2 Mbps | 150 GB | \$62.95 | \$87.68 |
| High Speed Data | 25 Mbps | CAF01 | 5 Mbps | 200 GB | \$72.95 | \$94.36 |
| High Speed Data | 50 Mbps | CAF02 | 5 Mbps | 250 GB | \$85.95 | \$106.52 |
| VOIP w/Data Plan | N/A | VOPA1 | N/A | N/A | \$22.95 | \$45.38 |
| VOIP Stand Alone | N/A | CAFVP | N/A | N/A | \$39.95 | \$45.38 |
| Equipment Rental (includes SM and Router) | | | | | \$10.00 | |

Skybeam, LLC has standard stand-alone VoIP rates and bundled VoIP rates (with included data plan) that are less than the reasonable comparability benchmark for voice services (above) as outlined by the Wireline Competition Bureau in Public Notice DA 17-1093 released Nov. 8th, 2017.

Skybeam, LLC has standard stand alone High Speed Data rates and bundled High Speed Data rates (with included VoIP plan) that are less than the relevant reasonable comparability benchmark for broadband services (above) as outlined by the Wireline Competition Bureau in Public Notice DA 17-1093 released Nov. 8th, 2017.