## BEFORE THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

In the Matter of An Investigation to Determine ) the Assessment Rate and the Affordable Local ) Service Rate for Rate-of-Return Regulated ) Carriers for the Twenty-Second Year of the Kansas ) Universal Service Fund, Effective March 1, 2018. )

Docket No. 18-GIMT-084-GIT

## ANNUAL NOTICE OF UPDATE OF TRAFFIC FACTOR UTILIZED BY T-MOBILE CENTRAL LLC

COMES NOW T-Mobile Central, LLC ("T-Mobile"), by its undersigned counsel, to notify the State Corporation Commission of the State of Kansas ("Commission") of the traffic factor used by T-Mobile to allocate revenue to the intrastate jurisdiction for purposes of the Kansas Universal Service Fund ("KUSF"). For its Notice, T-Mobile states as follows:

Commission K.S.A. 66-2008(a), the requires "every 1. Pursuant to telecommunications carrier, telecommunications public utility and wireless telecommunications service provider that provides intrastate telecommunications service and, to the extent not prohibited by federal law, every provider of interconnected VoIP service, as defined by 47 C.F.R. 9.3 (October 1, 2005), to contribute to the [Kansas Universal Service Fund] on an equitable and nondiscriminatory basis." On December 27, 1996, in Docket No. 94-GIMT-478-GIT, the Commission stated the contribution would be an annual assessment on each provider's intrastate retail revenues.

2. In its January 24, 2012 Order Setting the Kansas Universal Service Fund Assessment Rate for Year Sixteen and Cancelling Hearing ("Order") in Docket No. 12-GIMT-168-GIT ("12-168 Docket"), the Commission directed all wireless carriers and interconnected VoIP providers that use the direct assignment or traffic study methodology to update their factors at least annually. 3. On February 1, 2012, the Commission issued its *Amended Order Setting the Kansas Universal Service Fund Assessment Rate for Year Sixteen and Cancelling Hearing* ("Amended Order") in the 12-168 Docket. In its Amended Order, among other things, the Commission adopted Staff's recommendation that companies provide an affidavit verifying that the same methodology and the inverse traffic factors are used for federal Universal Service Fund purposes. Companies are required to provide updates to their methodology and allocation factors at least annually, even if such pleading verifies that no change has occurred. Amended Order at ¶¶ 8-9.

4. In accordance with the Commission's above-referenced orders in the 12-168 Docket, T-Mobile files this Notice and attached Confidential Affidavit of David Sant, Senior Manager, Tax Operations, for T-Mobile USA, Inc., setting out T-Mobile's intrastate factor used for KUSF (and inversely, federal USF) purposes, commencing January 1, 2019.

[The remainder of this page is intentionally left blank.]

WHEREFORE, T-Mobile respectfully submits its Notice of Update of Traffic Factor and Confidential Affidavit of David Sant.

Respectfully submitted,

/s/ Mark P. Johnson

Mark P. Johnson, KS #22289 Dentons US LLP 4520 Main Street, #1100 Kansas City, MO 64111 Direct: (816) 460-2424 Cell: (816) 456-5044 Fax: (816) 531-7545 Email: mark. johnson@dentons.com

Attorney for T-Mobile Central LLC

February 28, 2019

## **VERIFICATION**

K.S.A. 53-601

STATE OF MISSOURI ) ) ss: COUNTY OF JACKSON )

I, Mark P. Johnson, verify under penalty of perjury that I have caused the foregoing Annual Notice of Update of Traffic Factor Utilized by T-Mobile Central LLC ("T-Mobile"), to be prepared on behalf of T-Mobile, and that the contents thereof are true and correct to the best of my knowledge, information and belief.

/s/ Mark P. Johnson

Mark P. Johnson

February 28, 2019

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing Annual Notice of Update of Traffic Factor Utilized by T-Mobile Central LLC was served via electronic mail this 28th day of February, 2019, to the parties appearing on the Commission's service list as last modified on November 20, 2018.

/s/ Mark P. Johnson

Mark P. Johnson