

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

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

Received  
on  
**MAY 02 2012**

In the Matter of Staff's Motion to )  
The Commission to Commence a )  
Generic Proceeding to Address the )  
Issues Concerning the Kansas )  
Lifeline Service Program. )

by  
State Corporation Commission  
of Kansas

Docket No. 10-GIMT-658-GIT

**RESPONSE OF YOURTEL AMERICA, INC. TO MARCH 27, 2012 ORDER**

COMES NOW YourTel America, Inc. ("YourTel") and files its responses to the questions in Paragraphs 20 and 21 of the Kansas Corporation Commission's ("Commission") *Order Requiring Eligible Telecommunications Carriers To Comply With New Lifeline Requirements And Requesting Comments*, issued March 27, 2012 (the "Order"). Due to a recent but subsequently resolved address change, YourTel was delayed in its receipt of the Order and thus its required response is also delayed. However, YourTel effectively responded to the Commission's questions in its April 17, 2012 filing made in Docket No. 12-TPCT-768-ETC.

YourTel's responses are as follows:

1. Does your Company continue to satisfy the "own facilities" requirement under amended 47 C.F.R. 54.401(a)?

**YourTel Response:** Yes.

2. If your response to Question 1 is yes, please provide a detailed explanation of how

your Company satisfies the “own facilities” requirement in Kansas, including a listing of the facilities, and location of said facilities.

**YourTel Response:** YourTel meets the minimum facilities requirements prescribed by the Federal Communications Commission (“FCC”) and has for many years. YourTel is a facilities-based wireline and wireless telecommunications carrier that owns and operates two Class 4/5 switches located in Kansas City, Missouri, and Oklahoma City, Oklahoma, and proprietary call management intelligence located in Kansas City, Missouri, as well as numerous interconnections for both its wireline and wireless services. YourTel also carries a significant percentage of traffic from its wireless partners over its own facilities and terminates it to the PSTN via dedicated trunks. In addition, YourTel operates a data center including the physical components used in the signaling and in the provision and routing of telecommunications services and databases to manage subscriber numbers used in the provision of telecommunications services and to track subscriber call minutes. The data center provides services critical to the provision of “voice telephony services”.

3. If your response to Question 1 is no, please provide the following:
  - a. Is your Company a Lifeline-Only ETC?
  - b. Has your Company filed a compliance plan with the WCB?
  - c. If yes to 3b, when was it filed and what is the status?
  - d. If no to 3b, when do you anticipate filing a compliance plan?
  - e. Please provide a copy of the compliance plan by (1) April 16, 2012, or (2) within 3 business days of filing with the WCB, whichever comes first.

**YourTel Response:** While YourTel meets the minimum facilities requirements as

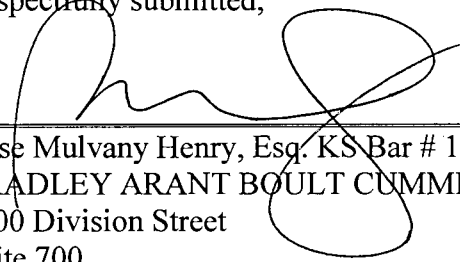
noted above, in an abundance of caution, YourTel requested from the FCC blanket forbearance from applying the “own-facilities” requirement to telecommunications carriers, such as YourTel, that seek limited ETC designation to participate in the Lifeline program. YourTel filed its Revised Compliance Plan with the FCC on March 16, 2012. A complete copy of that FCC Compliance Plan was filed with this Commission as part of YourTel’s application to amend and expand its designation as an Eligible Telecommunications Carrier in Kansas (see Exhibit D to the April 17, 2012 YourTel filing in Docket No. 12-TPCT-768-ETC).

4. If your response to Question 1 is no, and your Company does not intend to file a compliance plan with the FCC or otherwise seek a waiver, or does not intend to continue providing service in Kansas, identify what arrangements are being made for notification to and continuing services for the existing Kansas consumers of your Company in accordance with K.A.R. 82-13-2.

**YourTel Response:** N/A

WHEREFORE, YourTel America, Inc. respectfully submits its response to the questions from the Commission’s Order in the above captioned docket.

Respectfully submitted,

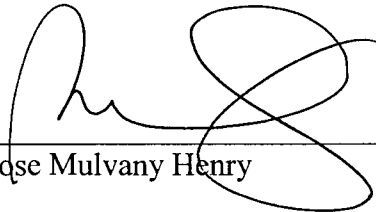


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**VERIFICATION**

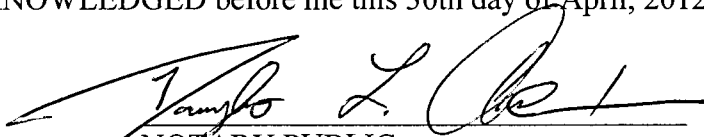
STATE OF KANSAS                    )  
  )  
COUNTY OF WYANDOTTE         )        ss.

I, Rose Mulvany Henry, being duly sworn upon oath, depose and say that I am an attorney for YourTel America, Inc.; that I am authorized to make this verification on its behalf; that I have read the foregoing Response, and state that its contents are true and correct to the best of my knowledge and belief.

  
\_\_\_\_\_  
Rose Mulvany Henry

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me this 30th day of April, 2012.

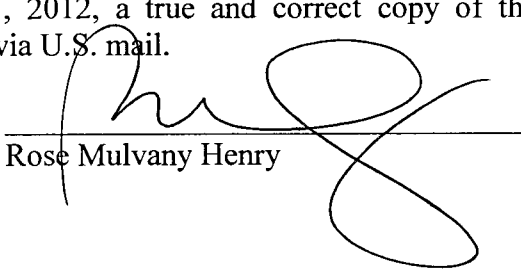
**DOUGLAS L. CHAMBERS**  
Notary Public-State of Kansas  
My Appt. Expires 10/17/2015

  
\_\_\_\_\_  
NOTARY PUBLIC

MY COMMISSION EXPIRES: 10/17/2015

CERTIFICATE OF SERVICE

I do hereby certify that on May 1, 2012, a true and correct copy of the foregoing document has been served on the following via U.S. mail.

  
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April 30, 2012

Ms. Patti Petersen-Klein  
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Received  
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**MAY 02 2012**

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**Re: In the Matter of In the Matter of Staff's Motion to The Commission to Commence a Generic Proceeding to Address the Issues Concerning the Kansas Lifeline Service Program.**

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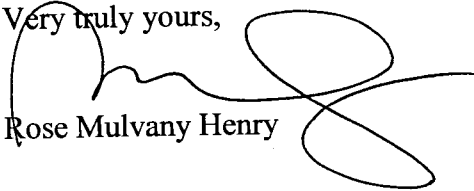
Dear Ms. Klein,

Enclosed, on behalf of YourTel America, Inc. please find the original and eight (8) copies of the *Response of YourTel America, Inc. to March 27, 2012 Order*.

Please date stamp the additional copy and return to the undersigned in the postage prepaid envelope.

If you have questions regarding this matter, please do not hesitate to contact me.

Very truly yours,

  
Rose Mulvany Henry