20180702111552 Filed Date: 07/02/2018 State Corporation Commission of Kansas

LAW OFFICES JAMES M. CAPLINGER, CHARTERED 823 S.W. 10TH AVE. ТОРЕКА, KS 66612-1618

JAMES M. CAPLINGER (1929 – 2015) JAMES M. CAPLINGER, JR. COLLEEN R. JAMISON (785) 232-0495 Fax (785) 232-0724 <u>jrcaplinger@caplinger.net</u> colleen@caplinger.net

July 2, 2018

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

RE:

Docket 18-GIMT-394-GIT

Section 254(e) certifications

Calleer & Jameson

Dear Ms. Retz:

On behalf of Nex-Tech Wireless, LLC., attached please find for filing in Docket No. 18-GIMT-394-GIT the 254(e) certifications required by the Commission to be filed in this docket by July 2, 2018.

In this filing, Attachments 3a, 4, and 5 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. As always, if you have any questions, please do not hesitate to contact me.

Cordially yours,

Colleen R. Jamison

cc:

Daron Jamison

Encl.

THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

D	C	~				
Be	tore	(0	mm	15	SIC	ners:

Chair Shari Feist Albrecht

Commissioner Jay Scott Emler Commissioner Pat Apple

In the Matter of Certification of Compliance)		
with Section 254(e) of the Federal)		
Telecommunications Act of 1996 and)	Docket No.	18-GIMT-394-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 **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) Connect America Fund (CAF) 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-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.

Attachment 1

3. By this affidavit, I certify that the USF, CAF and/or KUSF received by **Nex-tech Wireless, LLC** (Company/Cooperative) was used in the proceeding calendar year <u>2017</u> and will be used in the new calendar year <u>2019</u> <u>only</u> 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

Jon R. Lightle

Printed/Typed Name

Executed on June 29, 2018 date.

Email address: jlightle@ntwls.com

Company Name : Nex-Tech Wireless, LLC								
All CETCs must complete this form to receive certification.	ation for it	ts use of FUSF a	nd KUSF suppo	rt, pursuant	to 47 C.F.R.§ 54.31	4, Kansas statu	tes, and KC	C Requirements.
Please attach additional pages if necessary. If you hav	e any ques	stions, please em	ail the KCC Sta	ff at c.aarne	s@kcc.ks.gov.			
,			1					
	Data Year	2017						
	100				45 B 45 C			
		AMOUNT FOR KANSAS	ALLOCATION PERCENT	FUSF CODE (see Notes)	AMOUNT FOR FUSF AREAS (Excluding SWBT Area)	ALLOCATION PERCENT	KUSF CODE (see Notes)	AMOUNT FOR KUSF AREAS (Including SWBT Area) [1]
WORKING LOOP/LINES		A	В	С	D=AxB	E All Dalksta	F	G = AxE
NEW INVESTMENTS: 1. SWITCHING 2. OUTSIDE PLANT (LOCAL LOOPS, CELL SITES)(1) SUBTOTAL NEW INVESTMENTS								N.
EXPENSES: 3. SWITCH MAINTENANCE 4. OUTSIDE PLANT MAINTENANCE 5. NETWORK SUPPORT 6. ADMINISTRATIVE EXPENSE SUBTOTAL EXPENSES								
A. TOTAL CASH EXPENDITURES ASSD WITH USF								
B. CERTIFIED FUSF RECEIPTS FOR CETCS B1. High Cost Loop Support B2. Safety Net Support B3. Local Switching Support B4. Safety Valve Support B5. Mobility I B6. Rural Broadband Experiments Fund B7. Total Certified Federal USF Receipts B8. Interstate Common Line Support - ICLS								
C. KUSF RECEIPTS								が基づくない
D. TOTAL FUSF AND/OR KUSF E. DO EXPENDITURES EXCEED FUSF RECEIPTS? (negative number means FUSF exceeds Expenditures)								
F. DO EXPENDITURES EXCEED FUSF and/or KUSF REC (negative number means KUSF exceeds Expenditures)	CEIPTS?	applicated free						
Notes: 1) Exclude the cost of transport between switches (dial-tone)	e and/or tar	ndem).						
2) Allocation Codes (describe how the costs are allocated) a. Based on actual line counts b. Based on a percent of customers in USF served areas to tote. c. Based on actual expenditures at USF cell sites & other invest cell site or other investment area. d. Based on percent of square miles of USF served areas to tot Contact: Phone No.: [1] This column is to be completed if the company receives	al square mi Daron Jar 785-621-2	llocation of USF are illes served. mison	Position: <u>I</u> - E-Mail: <u>c</u>	rea is applied Dir of Finance	& Strat	-		

Narrative Report for New Investments

Company Name: Nex-Tech Wireless

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

Data Year:	2017				
Town or Exchange	Description of Improvement	Cash Investment	Allocation	Notes	Amount Used in the USF Supported Areas
А	В	С	D	E	F= C x D

NOTES:

Subtotal Total

- 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: Daron Jamison Phone No.: 785-621-3600

Position: Dir of Finance & Strategy E-Mail: djamison@ntwls.com

Narrative Report for New Investments

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

Nex-Tech Wireless	Supplemental
2017	Pages
	Nex-Tech Wireless 2017

KUSF Exchanges served by new cell sites and upgrades:





Narrative Report for New Investments in SWBT Exchanges

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

Carrier Name:	Nex-Tech Wireless	
Data Year:	2017	

Town or Exchange	Description of Improvement	Cash Investment	Allocation %	Notes E	Amount Used in the KUSF Supported Areas
A	B				I F-CXD
为是这个主要					
				1	
Subtotal					te years
Total					an chies

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: Daron Jamison Phone No.: 785-621-3600

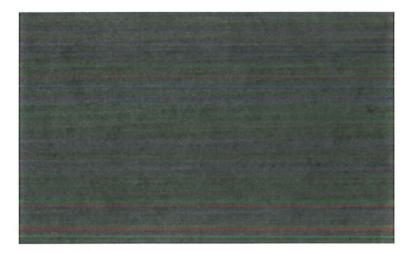
Position: Director of Finance & Strategy E-Mail: djamison@ntwls.com

Narrative Report for New Investments in SWBT Exchanges

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

Carrier Name:	Nex-Tech Wireless	Supplemental
Data Year:	2017	Pages

KUSF exchanges served:



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

(If necessary, please provide additional pages.)

2. Please provide the number of requests for service	ce from potential customers within the
recipient's service areas that were unfulfilled	during the prior calendar year. If
applicable, please explain how your company a	attempted to provide service to those
potential customers.	
3. Please provide the number of complaints per 1,0	00 connections (fixed or mobile) in the
prior calendar year	

18-GIMT-394-GIT Attachment 6

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 <u>WIRELINE</u> 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 bind	ing								
(Company/Cooperative) to the statements made in this certification.									
2. By this affidavit, I certify that(Company/ Cooperative) is	s 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	g 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 and Chief Executive Officer of Nex-tech Wireless, L.	LC								
(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 N	ex-								
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									
in compliance with the CTIA Code.) is								
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 6/29/2018 (date).									
Le line									
for R. fightle									
Signature									

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	S				of the				
(Company	/ Cooperative).	In this capa	city, I	am in	a positi	on of au	thority to	certify who	ether	the
Company/	Cooperative	is able	to fu	inction	in a	n eme	ergency.	I am	bind	ling
-		(Compan	y/Coo	perative	to the	stateme	ents made i	in this certi	ficati	on.
2. By this affidavit, I certify that (Company										ıny/
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.	(Pursuan	t to	Kan.	Stat.	Ann.	53-601.)	Execu	ited	on
/	((late).								
					Sig	nature				
					Pri	nted / T	yped 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 6A			
	-		
	-		
	+		

(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 that incumbents in the ETC areas served. NTW has a basic nationwide unlimited plan for \$20 per month. This plan includes unlimited nationwide minutes, 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 6/29/2018 (date).

Šignature

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	Hays & Surrounding Area	Jan-17
	Hays Daily News		Feb-17
			Mar-17
			Apr-17
			May-17
			Jun-17
			Jul-17
			Aug-17
			Sep-17
			Oct-17
			Nov-17
			Dec-17
Radio Ad	Radio	Hays & Surrounding Area	Jan-17
	Hays Radio Stations		Feb-17
			Mar-17
			Apr-17
			May-17
			Jun-17
			Jul-17
			Aug-17
			Sep-17
			Oct-17
			Nov-17
			Dec-17
Radio Ad	Radio	Salina & Surrounding Area	Jan-17
	Salina radio stations		Feb-17
			Mar-17
			Apr-17
		1	May-17
			Jun-17
			Jul-17
			Aug-17
			Sep-17
			Oct-17
			Nov-17
			Dec-17
Radio Ad	Radio	Beloit, Concordia &Surrounding Areas	Jan-17
	Beloit/Concordia radio stations		Feb-17
			Mar-17
			Apr-17
			May-17
			Jun-17
			Jul-17
			Aug-17
			Sep-17
			Oct-17

Name of Media	Type of Media	Geographic Areas Reached	Dates Published
	- Jpc co means	l se se de la constant de la constan	Nov-17
			Dec-17
Radio Ad	Radio	Great Bend & Surrounding Area	Jan-17
	Great Bend Radio		Feb-17
	Stations		Mar-17
	i		Apr-17
			May-17
			Jun-17
			Jul-17
	1		Aug-17
			Sep-17
			Oct-17
			Nov-17
			Dec-17
Direct Mail Piece	Direct Mail	Pratt	Mar-17
		Scott City	Apr-17
	1	Pratt & Salina	May-17
	1	Hillsboro	Jun-17
		Pratt, Council Grove, Hutchinson	Jul-17
		Pratt Hutchinson, Pratt, Salina	Sep-17
		Beloit, Concordia, Ellsworth, Hillsboro	Nov-17 Dec-17
TV Ads	Television	Golden Belt Telephone Exchange Areas	Jan-17
I V Aus	Eagle, KBSH, Nex-Tech	S&T Telephone Exchange Areas	Feb-17
	Cable, S&T Cable,	Rural Telephone Exchange Areas	Mar-17
	Golden Belt Cable,	Hays & Surrounding Area	Apr-17
	Mututal Cable	Great Bend & Surrounding Area	May-17
*	KSN -Salina & Great Ben		Jun-17
	Cox-Salina/McPherson]	Jul-17
		1	Aug-17
	1		Sep-17
	1		Oct-17
	ı		Nov-17
			Dec-17
Print Ad	Concordia Newspaper	Concordia	Jan-17
			Feb-17
			Mar-17
			Apr-17
	i i		May-17
			Jun-17
			Jul-17
			Aug-17
			Sep-17
			Oct-17
			Nov-17
			Dec-17
Print Ad	Salina Journal	Salina	Jan-17
l	1		Feb-17
			Mar-17
	I	1	Apr-17

Attachment 6A

			Dates
Name of Media	Type of Media	Geographic Areas Reached	Published
			May-17
			Jun-17
			Jul-17
			Aug-17
			Sep-17
			Oct-17
			Nov-17
			Dec-17
Print Ad	Hutch News	Hutchinson	Jan-17
			Feb-17
			Mar-17
			Apr-17
			May-17
			Jun-17
			Jul-17
			Aug-17
			Sep-17
			Oct-17
			Nov-17
			Dec-17
Radio Ads	Eagle Radio	Hutchinson	Jan-17
	Ad Astra Per Aspra Radio		Feb-17
			Mar-17
			Apr-17
			May-17
			Jun-17
			Jul-17
			Aug-17
			Sep-17
			Oct-17
			Nov-17
			Dec-17