

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

IN RE:  COMMUNITY CABLE TELEVISION AGENCY OF O'BRIEN COUNTY d/b/a THE COMMUNITY AGENCY and TCA	DOCKET NO. 199 IAC 39.2(4)
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**ORDER DESIGNATING ELIGIBLE CARRIER**

(Issued February 18, 2002)

On January 17, 2002, Community Cable Television Agency of O'Brien County d/b/a The Community Agency and TCA (Community Cable), filed a request for universal service eligible carrier status in Iowa. Community Cable asks that the Utilities Board (Board) designate Community Cable as an eligible telecommunications carrier pursuant to 199 IAC 39.2(4).

Board rule 39.2 provides a means by which the Board can designate Iowa telecommunications companies to be eligible to receive funding from the universal service fund, as defined by the Telecommunications Act of 1996, 47 U.S.C. § 254. Under the Act (and Federal Communications Commission regulations implementing the Act), the Board must determine that a carrier meets the following service requirements before it may be designated an eligible carrier as set forth in rule 39.2(4):

- 1) Offer the services supported by the federal universal service fund;

- 2) Offer the service using its own facilities or a combination of its own facilities and resale (47 C.F.R. § 54.201(c) provides that “own facilities” includes purchased unbundled network elements);
- 3) Advertise the availability of the supported services; and
- 4) Offer the services throughout the designated service area.

In its request for designation, Community Cable states that it satisfies each of these requirements. Based on that representation, the Board finds that Community Cable offers the services supported by the federal universal service fund using its own facilities or a combination of its own facilities and resale. The Board also finds that Community Cable advertises and offers the services throughout its designated service area.

**IT IS THEREFORE ORDERED:**

1. Eligible telecommunications carrier status is granted to Community Cable Television Agency of O'Brien County d/b/a The Community Agency and TCA as requested on January 17, 2002. The designated service area for Community Cable shall be Community Cable's service territory as established in its certificate of public convenience and necessity.

2. The Executive Secretary of the Board shall mail copies of this order to Community Cable, the Universal Service Administration Company, the FCC Universal Service Branch, and the FCC Office of the Secretary.

**UTILITIES BOARD**

/s/ Diane Munns

/s/ Mark O. Lambert

ATTEST:

/s/ Judi K. Cooper \_\_\_\_\_  
Executive Secretary

Dated at Des Moines, Iowa, this 18<sup>th</sup> day of February, 2002.