

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: FARMERS MUTUAL COOPERATIVE TELEPHONE COMPANY	DOCKET NO. FCU-06-4 (Iowa Code § 477C.7)
---	---

ORDER ACCEPTING COMPLIANCE FILING AND CLOSING DOCKET

(Issued April 14, 2006)

On April 6, 2005, Governor Vilsack signed into law an act, identified as Senate File 264 (SF 264), which amended Iowa Code § 477C.7. SF 264 became effective on July 1, 2005. The amendment related to the funding of the dual party relay service (DPRS) and the method of assessment on telecommunications carriers providing telephone service in the state of Iowa. Among other things, the amendment requires that wireless communications service providers pay part of the cost of the DPRS.

On June 17, 2005, the Utilities Board (Board) issued an "Order Requiring Reporting and Assessment and Granting Confidentiality" in Docket No. Iowa Code § 477C.7. In that order, the Board directed wireless communications providers to make certain filings to comply with the new law. Farmers Mutual Cooperative Telephone Company (Farmers Mutual) provides wireless service in Iowa and failed to file the initial report identifying company contact information and specific line count information as of May 31, 2005, as required by the Board's June 17, 2005, order.

Further, Farmers Mutual did not file a report or an assessment payment for the quarter ending September 30, 2005, which was due on October 31, 2005.

On January 18, 2006, the Board issued an "Order Opening Docket and Giving Notice Pursuant to Iowa Code § 476.51" to review compliance by Farmers Mutual with the June 17, 2005, order. The Board directed the filing of an initial report providing company contact information and specific line count information as of May 15, 2005, a report of the numbers in service for the months of July, August, and September 2005, and payment of an assessment equal to 3 cents per month per number providing service in Iowa. On January 25, 2006, Farmers Mutual filed a letter with the Board indicating it had filed all of the required reports and had remitted the assessment as directed in the January 18, 2006, order.

Since Farmers Mutual is now in compliance with the requirements of Iowa Code § 477C.7 and the June 17, 2005, order, the Board will close this docket. The Board has determined that an assessment of civil penalties is not warranted since Farmers Mutual has complied with the directives in the January 18, 2006, order.

IT IS THEREFORE ORDERED:

1. The compliance filings made by Farmers Mutual Cooperative Telephone Company in response to the January 18, 2006, order are accepted.

2. Docket No. FCU-06-4 is closed.

UTILITIES BOARD

/s/ John R. Norris

/s/ Diane Munns

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Curtis W. Stamp

Dated at Des Moines, Iowa, this 14th day of April, 2006.