

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: WESTERN WIRELESS LLC, d/b/a CELLULARONE	DOCKET NO. FCU-06-2 (Iowa Code § 477C.7)
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ORDER REQUIRING CLARIFICATION OF INFORMATION PROVIDED

(Issued April 18, 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. Western Wireless LLC, d/b/a CellularOne (CellularOne), filed an 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. However, the Board's staff noted a discrepancy in the number of lines reported when

compared to information obtained directly from Neustar, Inc. (Neustar), the North American Numbering Plan Administrator, regarding the assigned number resources of wireless carriers in Iowa. Further, CellularOne did not file a report for the quarter ending September 30, 2005, which was due on October 31, 2005. No assessment payment was submitted.

On January 18, 2006, the Board issued an "Order Opening Docket and Giving Notice Pursuant to Iowa Code § 476.51" to review compliance by CellularOne with the June 17, 2005, order. In the January 18, 2006, order, the Board directed CellularOne to remit to the Board by January 31, 2006, a report of the numbers in service for the months of July, August, and September 2005, along with the regular report for the last quarter of 2005. Additionally, the Board directed CellularOne to submit an assessment payment equal to 3 cents per month per number providing service in Iowa with each of the reports.

CellularOne was also directed to submit to the Board by January 31, 2006, a written explanation of the difference between the assigned number resources on file with Neustar and the line counts submitted to the Board in the June 30, 2005, report. The Board stated that if CellularOne preferred, it could file testimony showing cause why it should not be found in violation of the Board's order of June 17, 2005.

On January 25, 2006, CellularOne filed its response to the Board's January 18, 2006, order. In response to the Board's concern that CellularOne had not filed a quarterly report for the months of July, August, and September 2005, it

stated that on August 1, 2005, Alltel completed its merger with Western Wireless. Alltel filed a quarterly report on October 28, 2005, and made payment on behalf of both entities. Additionally, CellularOne indicated that a slight discrepancy in the numbers reported may be caused by the fact that the June 2005 CellularOne report was made using billing addresses to count assigned numbers, while the October 2005 report was made using the customers' principal place of use in calculating the number of lines served.

The response raises an additional question. According to the filing made on January 25, 2006, for future filings the "principal place of use" will be used as the criteria for determining the number of access lines to include in the reporting. It is unclear whether the "principal place of use" criteria would separately include multiple phone numbers billed at the same "principal place of use" or only one number. The Board directs CellularOne to submit by May 1, 2006, clarification that all phone numbers at a single "principal place of use" are individually included in the line counts being reported. If this is not correct, then CellularOne should submit a detailed explanation of its number reporting methodology.

IT IS THEREFORE ORDERED:

Western Wireless LLC, d/b/a CellularOne, shall file with the Board by May 1, 2006, clarification that all phone numbers by CellularOne at a customer's principal place of use are individually included in the line counts being reported to the Board.

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 18th day of April, 2006.