

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

<p>IN RE:</p> <p>BROOKINGS MUNICIPAL UTILITIES, d/b/a SWIFTEL COMMUNICATIONS</p>	<p>DOCKET NO. FCU-06-5 (Iowa Code § 477C.7)</p>
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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. Brookings Municipal Utilities, d/b/a Swiftel Communications (Swiftel), filed a report for the quarter ending September 30, 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 the information obtained directly from

Neustar, Inc. (Neustar), the North American Numbering Plan Administrator, regarding the assigned number resources of wireless carriers in Iowa.

On January 18, 2006, the Board issued an "Order Opening Docket and Giving Notice Pursuant to Iowa Code § 476.51" to review compliance by Swiftel with the June 17, 2005, order. In the January 18, 2006, order, the Board directed Swiftel to submit a written explanation detailing the difference between the assigned number resources on file with Neustar and the line counts submitted to the Board in the October 31, 2005, report. In addition, any additional assessment payments due because of the discrepancy were to be remitted with the explanation.

On February 6, 2006, Swiftel filed its written explanation of the difference between the assigned number resources on file with Neustar and the line counts submitted to the Board. According to the explanation filed, the numbers provided by Neustar include all Swiftel customers and all Mobile Virtual Network Operator (MVNO) customers with an NPA-NXX of 712-204, regardless of where those customers live. Additionally, the MVNO's served by the NPA-NXX of 712-204 include Qwest Wireless, Virgin Mobil, and STI Mobile. Swiftel based its reporting to the Board on customer billing address data generated by its billing system to count assigned numbers.

The response raises an additional question. According to the filing made on February 6, 2006, the number of access lines reported to the Board will include only those Swiftel customers with an Iowa billing address. It is unclear whether this would

separately count multiple phone numbers billed at the same billing address. The Board directs Swiftel to submit by May 1, 2006, clarification that all phone numbers at a single billing address are individually included in the line counts being reported. If this is not correct, then Swiftel should submit a detailed explanation of its number reporting methodology.

IT IS THEREFORE ORDERED:

Brookings Municipal Utilities, d/b/a Swiftel Communications, shall file with the Board by May 1, 2006, clarification that all phone numbers served by Swiftel at a customer's billing address 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.