

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: ELIGIBILITY, CERTIFICATION, AND REPORTING REQUIREMENTS FOR ELIGIBLE TELECOMMUNICATIONS CARRIERS (199 IAC 39)	DOCKET NO. RMU-06-1
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ORDER ACCEPTING COMMENTS

(Issued April 20, 2006)

On February 24, 2006, the Utilities Board (Board) issued an "Order Commencing Rule Making," which proposed amendments to 199 IAC 39 that, if adopted, would establish new eligibility, certification, and reporting requirements for carriers wanting to be designated as an eligible telecommunications carrier (ETC) for the purpose of receiving support from the federal universal service fund. Pursuant to the procedural schedule adopted for this proceeding, written comments from interested parties were to be filed on or before April 4, 2006. An oral comment proceeding is scheduled for Wednesday, April 26, at 9 a.m., in the Board's hearing room.

On April 17, 2006, Cingular Wireless PCS, LLC (Cingular), filed comments regarding the Board's proposed rules after the April 4 deadline. Also on April 17, 2006, Cingular filed a motion to accept the late filed comments. In support of its motion, Cingular states that it was not immediately aware of the Board's request for

comments on the application of consumer protection rules to all wireless carriers because Cingular is not an ETC and the proposed rules primarily concern issues involving ETCs. In addition, Cingular states that its comments are brief and limited and that no other participant to the proceeding should be prejudiced by the acceptance of these comments at this time.

The Board finds Cingular's request to be reasonable. The comments submitted by Cingular are limited to one issue raised by the Board in the proposed rule making and the acceptance of these comments should not prejudice other participants to the proceeding. Therefore, the Board will grant Cingular's motion and accept its written comments as part of the record in this proceeding.

IT IS THEREFORE ORDERED:

The motion to accept late filed comments filed by Cingular Wireless PCS, LLC, on April 17, 2006, is granted.

UTILITIES BOARD

/s/ John R. Norris

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Curtis W. Stamp

Dated at Des Moines, Iowa, this 20th day of April, 2006.