

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

IN RE:  IOWA WIRELESS SERVICES, LLC, d/b/a I WIRELESS	DOCKET NO. FCU-06-6 (Iowa Code § 477C.7)
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**ORDER ACCEPTING FILINGS AND CLOSING DOCKET**

(Issued June 27, 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. Iowa Wireless Services, LLC, d/b/a i wireless (IWS), 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 numbers 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 IWS with the June 17, 2005, order. In the January 18, 2006, order, the Board directed IWS 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.

On January 30, 2006, IWS filed its response to the Board's January 18, 2006, order. In response to the Board's concern with the discrepancy in the number of lines reported, IWS stated that not all of the number resources shown by Neustar as being assigned to IWS meet the Board's definition of a wireless communications service number, that is, a revenue-producing telephone number used by a wireless communications service provider in the provision of retail wireless services in Iowa. IWS indicates that although the Neustar numbers accurately define the Iowa numbers in use or in reserve that are assigned to IWS, not all number resources assigned to it are in use by IWS revenue-generating customers. IWS, through contractual arrangements, provides billing and switching for numerous wireless carriers in Iowa. According to its filing, IWS provides these carriers with numbers, assigned to IWS by Neustar, for use in the provision of wireless service to their customers. The customers of those carriers are not retail customers of IWS and

therefore do not meet the definition of "revenue generating" for IWS. IWS argues that the carriers whose customers are using IWS-assigned numbers are responsible for filing their own reports.

The response filed January 25, 2006, by IWS raised an additional question which prompted the Board to issue an order directing IWS to provide additional information. In its April 18, 2006, order, the Board directed IWS to provide by May 1, 2006, a list of all carriers with which IWS has contractual arrangements to provide Iowa numbers that are assigned to IWS by Neustar.

On April 26, 2006, IWS submitted a listing of the companies with which it has contractual arrangements to provide Iowa numbers.

The Board is satisfied that IWS is now in compliance with the requirements of Iowa Code § 477C.7 and the June 15, 2005, order and will close this docket. The Board has determined that an assessment of civil penalties is not warranted since IWS has complied with the directives in the January 18, 2006, and April 18, 2006, orders.

**IT IS THEREFORE ORDERED:**

1. The compliance filing made by Iowa Wireless Services, LLC, d/b/a i wireless, on January 30, 2006, is accepted.
2. The compliance filing made by Iowa Wireless Services, LLC, d/b/a i wireless, on April 26, 2006, is accepted.

3. Docket No. FCU-06-6 is closed.

**UTILITIES BOARD**

/s/ John R. Norris

ATTEST:

/s/ Judi K. Cooper  
Executive Secretary

/s/ Curtis W. Stamp

Dated at Des Moines, Iowa, this 27<sup>th</sup> day of June, 2006.