

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: SPRINT SPECTRUM, L.P., d/b/a SPRINT PCS	DOCKET NO. FCU-06-8 (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. Sprint Spectrum, L.P., d/b/a Sprint PCS (Sprint PCS), 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 Sprint PCS with the June 17, 2005, order. In the January 18, 2006, order, the Board directed Sprint PCS 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 31, 2006, Sprint PCS 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, Sprint PCS stated it has relationships with several resellers to which Sprint PCS sells wholesale services in Iowa. According to its filing, these resellers utilize, among other things, the Sprint PCS network and numbering resources. These resellers have their own customers and provide their own customer service, billing, and other services to their subscribers. Sprint PCS alleges that it does not provide any customer-facing functions with respect to the resellers' subscribers nor does it receive any retail revenue from the resellers' subscribers. Sprint PCS argues that the resellers' subscribers should not be included in the reports submitted by Sprint PCS as revenue-producing retail subscriber lines because Sprint PCS does not receive any retail revenue from those subscribers.

The response filed January 31, 2006, by Sprint PCS raised an additional question which prompted the Board to issue an order directing Sprint PCS to provide additional information. In its April 18, 2006, order, the Board directed Sprint PCS to provide by May 1, 2006, a list of all carriers with which it has a relationship such that it provides Iowa numbers that are assigned to Sprint PCS by Neustar.

On April 28, 2006, Sprint PCS submitted a listing of the companies with which it has contractual arrangements to provide Iowa numbers.

The Board is satisfied that Sprint PCS 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 Sprint PCS 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 Sprint Spectrum, L.P., d/b/a Sprint PCS, on January 31, 2006, is accepted.
2. The compliance filing made by Sprint Spectrum, L.P., d/b/a Sprint PCS, on April 28, 2006, is accepted.
3. Docket No. FCU-06-8 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 27th day of June, 2006.