

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: NPCR, INC., d/b/a NEXTEL PARTNERS	DOCKET NO. 199 IAC 39.2
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ORDER GRANTING MOTION TO AMEND ETC DESIGNATION

(Issued December 17, 2007)

On October 19, 2007, NPCR, Inc., d/b/a Nextel Partners (NPCR), filed a motion with the Utilities Board on behalf of NPCR and its corporate affiliates, Sprint Spectrum, L.P., and Nextel West Corp. (collectively "Sprint Nextel"), to amend a Board order issued May 15, 2003, pursuant to 199 IAC 39.2, granting eligible telecommunications carrier (ETC) designation to NPCR. NPCR seeks an amendment to the Board's May 15 order specifically allowing Sprint Spectrum, L.P., on behalf of itself and its corporate affiliates, to provide commercial mobile radio service (CMRS) in Iowa as a competitive ETC within the designated service area established for NPCR in the May 15 order.

In support of its motion, NPCR states that in the order issued May 15, 2003, the Board designated NPCR as a competitive ETC for a service territory consisting of the study areas of 120 rural telephone companies and of Qwest Corporation. NPCR states in August 2005, Sprint Corporation merged with Nextel Communications, Inc., to form Sprint Nextel Corporation. NPCR also states that in June 2006, Sprint Nextel Corporation acquired Nextel Partners, Inc., and each of its subsidiaries, including NPCR. NPCR states that it is now a wholly-owned subsidiary of Sprint Nextel Corporation.

NPCR asserts that there will be no change made to the study areas comprising the designated service area and that granting this motion will merely enable Sprint Nextel to receive federal universal service support for each eligible subscriber served by its corporate affiliates within the designated service area. NPCR also states that Sprint Nextel has engaged in discussions with staff from the Universal Service Administrative Company (USAC) about a possible modification and that USAC agrees that Sprint Nextel's affiliates should file with USAC under a single study area code (SAC), in this case, the existing SAC that was assigned to NPCR in the Board's May 15, 2003, order.

NPCR states that it has filed timely compliance statements and service quality reports pursuant to the requirements of 199 IAC 39.2 and Sprint Nextel commits that the federal universal service support it receives will be used only for the provision, maintenance, and upgrading of the facilities and services for which the support is intended, consistent with 47 U.S.C. § 254(e). NPCR also states that Sprint Nextel commits that it will comply with applicable Iowa statutes, rules, and regulations applicable to all competitive ETCs.

The Board has reviewed NPCR's request and finds that it is reasonable. NPCR was designated as an ETC in Iowa and has become a wholly-owned subsidiary of Sprint Nextel. In the motion filed on October 19, 2007, Sprint Nextel made the necessary certifications so as to substantially comply with 199 IAC 39.2. USAC has apparently indicated that it prefers Sprint Nextel's affiliates to file information with USAC using the study area code previously assigned to NPCR and the relief sought in NPCR's request is analogous to the relief the Board recently

granted to U.S. Cellular Corp., by order issued March 30, 2007. For these reasons, the Board amends NPCR's designation as an ETC so as to enable Sprint Spectrum, L.P., on behalf of itself and its corporate affiliates, to provide CMRS service within the designated service area established for NPCR.

IT IS THEREFORE ORDERED:

1. The "Motion to Amend ETC Designation" filed by NPCR Inc., d/b/a Nextel Partners, on October 19, 2007, is granted as described in this order.
2. The designated service area for NPCR, Inc., shall be amended so as to enable Sprint Spectrum, L.P., on behalf of itself and its corporate affiliates, to provide commercial mobile radio service within the designated service area established for NPCR, Inc.
3. The Executive Secretary of the Utilities Board (Board) shall mail copies of this order to NPCR, Inc., d/b/a Nextel Partners; the Universal Service Administration Company; the Federal Communications Commission Universal Service Branch; and the Federal Communications Commission Office of the Secretary.

UTILITIES BOARD

/s/ John R. Norris

/s/ Krista K. Tanner

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Darrell Hanson

Dated at Des Moines, Iowa, this 17th day of December, 2007.