

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

IN RE:  SKYLINK, LC	DOCKET NO. 199 IAC 39.2
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**ORDER DESIGNATING ELIGIBLE CARRIER**

(Issued September 8, 2008)

On July 21, 2008, SkyLink, LC (SkyLink), filed with the Utilities Board (Board) an application for universal service eligible carrier status in certain Iowa exchanges. SkyLink asks that the Board designate it as an eligible telecommunications carrier (ETC) pursuant to 199 IAC 39.2 in the identified exchanges attached to this order. No objections have been filed regarding this application.

Board rule 39.2 provides a means by which the Board can designate Iowa telecommunications companies to be eligible to receive funding from the universal service fund, as defined by the Telecommunications Act of 1996, 47 U.S.C. § 254 (the Act). Under the Act (and the Federal Communications Commission (FCC) regulations implementing the Act), the Board must determine that a carrier meets certain service requirements before it may be designated an eligible carrier as set forth in subrule 39.2(4). The carrier must:

- 1) Offer the services supported by the federal universal service fund;

- 2) Offer the services using its own facilities or a combination of its own facilities and resale (47 C.F.R. § 54.201(c) provides that "own facilities" includes purchased unbundled network elements);
- 3) Advertise the availability of the supported services; and
- 4) Offer the services throughout the designated service area.

An ETC must also offer a minimum amount of local exchange service, defined in usage minutes, provided with no additional charge to customers. See In re: Federal-State Joint Board on Universal Service, "First Report and Order," CC Docket No. 96-45, March 17, 2005. See also 199 IAC 39.2(1)"b." However, the FCC has not quantified a minimum amount of local usage required to be included in a universal service offering. Id., at ¶ 33. The Board understands that SkyLink will comply with any and all minimum local usage requirements adopted by the FCC. The Board also understands that until the FCC establishes a minimum requirement, SkyLink will offer at least one universal service fund package with unlimited local calling.

In its request for designation, SkyLink states that it satisfies each of these requirements. Based upon these unopposed representations and the company's commitment to follow the minimum local usage requirements when adopted by the FCC, the Board finds that SkyLink offers the services supported by the federal universal service fund, using its own facilities or a combination of its own facilities and resale of the facilities of another carrier.

SkyLink states that it is licensed by the FCC to serve the areas of WQGL344, WPOM995, WPOM986, WPTJ816, and WPOM990 in Iowa as identified in Exhibits A and B attached to this order and that it intends to provide universal service fund-supported services throughout its licensed service areas. The Board finds that this assertion by SkyLink satisfies 199 IAC 39.2(5).

SkyLink also states that it will provide to the Board, for informational purposes, a description of the service and rate plan(s) when it commences providing universal service fund offerings to Iowa customers. The Board finds these commitments by SkyLink adequate to assure that public interest concerns will be satisfied.

The Board also notes that it has recently adopted amendments to the certification and reporting requirements for ETCs. SkyLink is required to file a certification regarding its use of universal service funds with the Board in addition to various reports. The certification and reports must be made pursuant to 199 IAC 39 as described in Docket No. RMU-06-1, In re: Eligibility, Certification, and Reporting Requirements for Eligible Telecommunications Carriers [199 IAC 39].

**IT IS THEREFORE ORDERED:**

1. Eligible telecommunications carrier status is granted to SkyLink, LC, as requested in its application filed July 21, 2008, subject to the voluntary commitments described in the body of this order.

2. The designated service area for SkyLink, LC, shall be the area in Iowa where SkyLink, LC, is licensed by the Federal Communications Commission to provide service.

3. The Executive Secretary of the Utilities Board shall mail copies of this order to SkyLink, LC, 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 8<sup>th</sup> day of September, 2008.

EXHIBIT A

WQGL344

SWEA CITY  
LEDYARD  
LAKOTA  
BANCROFT  
TITONKA  
BURT  
WESLEY  
ALGONA  
WHITTEMORE  
WEST BEND  
LUVERNE  
LAURENS  
MALLARD  
HAVELOCK  
PLOVER  
ROLFE  
POCAHONTAS  
FONDA  
PALMER  
EMMETSBURG  
CYLINDER  
CURLEW  
AYRSHIRE  
NEWELL  
VARINA  
RODMAN

WPOM995

FENTON

WPOM986

LONE ROCK

WPTJ816

GRAETTINGER

WPOM990

RUTHVEN

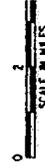
**IOWA UTILITIES BOARD  
HANCOCK COUNTY  
INCUMBENT LOCAL  
TELEPHONE SERVICE  
AREA REFERENCE MAP**

DATE ISSUED: 01-MAY-1999

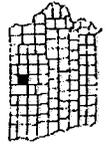
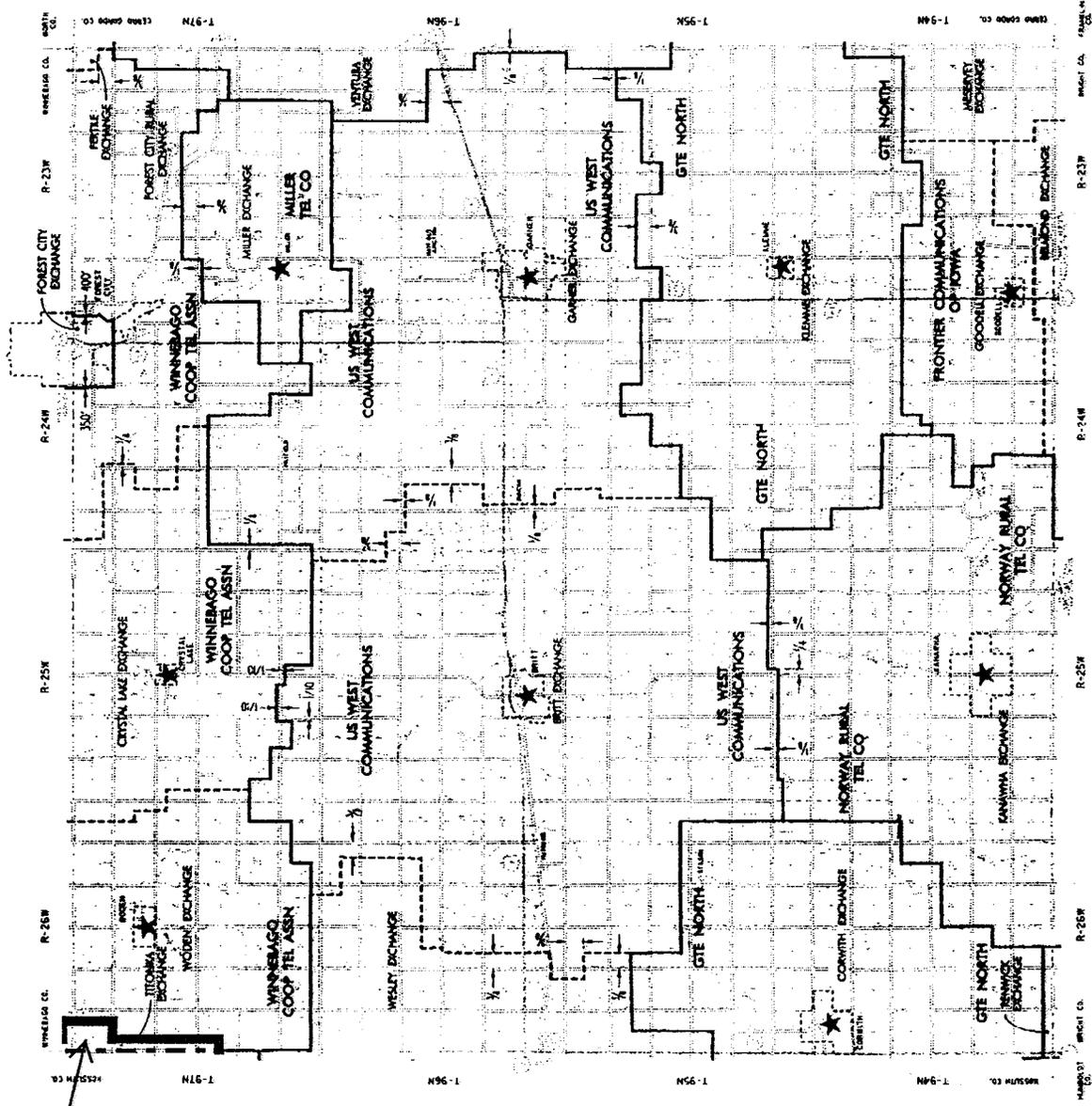
- LEGEND**
- COMPANY BOUNDARY
  - - - EXCHANGE BOUNDARY
  - AREA CODE / LATA BOUNDARY
  - ... LATA BOUNDARY ONLY
  - ..... CORPORATE BOUNDARY
  - ★ EXCHANGE HEADQUARTERS

BOUNDARIES FOLLOW SECTION, HALF SECTION, OR QUARTER SECTION LINES, OR NATURAL BARRIERS EXCEPT AS DIMENSIONED

**EXHIBIT B**



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IN COOPERATION WITH THE IOWA  
DEPARTMENT OF TRANSPORTATION



WQGL344



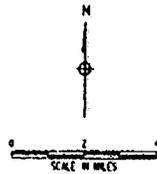
# EXHIBIT B

## IOWA UTILITIES BOARD KOSSUTH COUNTY INCUMBENT LOCAL TELEPHONE SERVICE AREA REFERENCE MAP

DATE ISSUED: 01-MAY-1999

- LEGEND**
- COMPANY BOUNDARY
  - - - EXCHANGE BOUNDARY
  - ▭ AREA CODE / LATA BOUNDARY
  - PO: SW LATA BOUNDARY ONLY
  - CORPORATE BOUNDARY
  - ★ EXCHANGE HEADQUARTERS

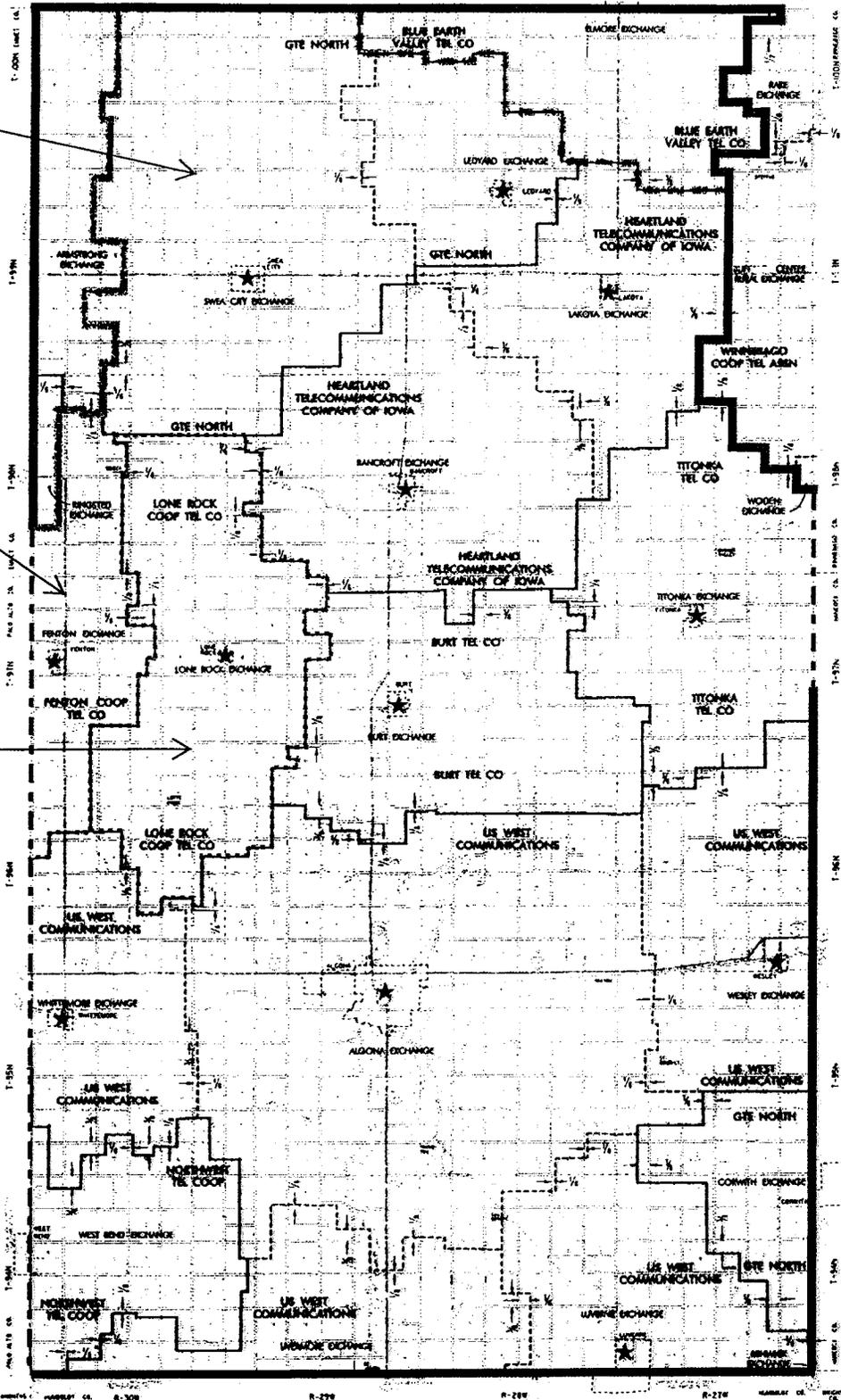
BARRIERS FOLLOW SECTION, HALF SECTION OR QUARTER SECTION LINES, OR NATURAL BARRIERS EXCEPT AS INDICATED



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IN COOPERATION WITH THE IOWA  
DEPARTMENT OF TRANSPORTATION

STATE OF IOWA

range co. R-30W      range co. R-29W      range co. R-28W      range co. R-27W      range co.



WQGL344

WPOM995

WPOM986





**IOWA UTILITIES BOARD  
CLAY COUNTY  
INCUMBENT LOCAL  
TELEPHONE SERVICE  
AREA REFERENCE MAP**

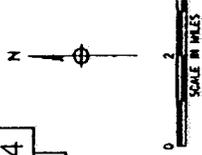
DATE ISSUED: 01-MAY-1999

**LEGEND**

- COMPANY BOUNDARY
- - - EXCHANGE BOUNDARY
- · - · AREA CODE /LATA BOUNDARY
- · - · LATA BOUNDARY ONLY
- · - · CORPORATE BOUNDARY
- ★ EXCHANGE HEADQUARTERS

BOUNDARIES FOLLOW SECTION, HALF SECTION, OR QUARTER SECTION LINES, OR NATURAL BARRIERS EXCEPT AS INDICATED

**EXHIBIT B**



PREPARED BY STANLEY CORN  
IN COOPERATION WITH THE IOWA  
DEPARTMENT OF TRANSPORTATION

