

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: VAN BUREN WIRELESS, INC.	DOCKET NO. 199 IAC 39.2
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**ORDER GRANTING MOTION TO AMEND
ELIGIBLE TELECOMMUNICATIONS CARRIER DESIGNATION**

(Issued December 8, 2008)

On October 24, 2008, Van Buren Wireless, Inc. (Van Buren), filed a motion with the Utilities Board (Board) to amend a Board order issued December 28, 2005, pursuant to 199 IAC 39.2, granting eligible telecommunications carrier (ETC) designation to Van Buren. Van Buren seeks an amendment to the Board's December 28, 2007, order, to allow it to add an area in Davis County, identified as ISA-4, to the designated service area established for Van Buren in the December 28 order.

In support of its motion, Van Buren states that since the Board approved its ETC designation, it has continued to build out its licensed service area, approved by the Federal Communications Commission (FCC), to include ISA-4. Van Buren 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 it to receive federal universal service support for each eligible subscriber served within the designated service area.

Van Buren states that it has filed timely compliance statements and service quality reports pursuant to the requirements of 199 IAC 39.2 and 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). Van Buren also commits that it will comply with applicable Iowa statutes, rules, and regulations applicable to all competitive ETCs.

The Board has reviewed Van Buren's request and finds that it is reasonable. Van Buren was designated as an ETC in Iowa and has acquired an additional designated service area. In the motion filed on October 24, 2008, Van Buren made the necessary certifications so as to substantially comply with 199 IAC 39.2, and the relief sought in Van Buren's request is analogous to the relief the Board recently granted to U.S. Cellular Corp., by order issued March 30, 2007, and NPCR, Inc., d/b/a Nextel Partners, by order issued December 17, 2007. For these reasons, the Board amends Van Buren's ETC designation to add ISA-4 to its designated service area.

IT IS THEREFORE ORDERED:

1. The request to amend its designation as an eligible telecommunications carrier filed by Van Buren Wireless, Inc., on October 24, 2008, is granted as described in this order.

2. The designated service area for Van Buren Wireless, Inc., shall be amended so as to add an area in Davis County, identified in the request to amend as ISA-4.

3. The Executive Secretary of the Utilities Board shall mail copies of this order to Van Buren Wireless, Inc.; 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 8th day of December, 2008.