

Tribal Consultation

FCC Rule 54.313(a)(9) requires T-Mobile to consult with the Tribes within its ETC Service Area on matters related to the provision of telecommunications services on tribal lands. Specifically, an ETC must demonstrate that it has had “discussions with Tribal governments that, at a minimum, included:

- i. A needs assessment and deployment planning with a focus on Tribal community anchor institutions;
- ii. Feasibility and sustainability planning;
- iii. Marketing services in a culturally sensitive manner;
- iv. Rights of way processes, land use permitting, facilities siting, environmental and cultural preservation review processes; and
- v. Compliance with Tribal business and licensing requirements. Tribal business and licensing requirements include business practice licenses that Tribal and non-Tribal business entities, whether located on or off Tribal lands, must obtain upon application to the relevant Tribal government office or division to conduct any business or trade, or deliver any goods or services to the Tribes, Tribal members, or Tribal lands. These include certificates of public convenience and necessity, Tribal business licenses, master licenses, and other related forms of Tribal government licensure.

T-Mobile’s ETC Service Area in Washington includes the tribal lands of 16 federally recognized Indian Tribes. T-Mobile has established a tribal consultation process with all federally-recognized tribes in its ETC Service Area. In particular, in 2012, T-Mobile contacted each federally-recognized tribe within its ETC service area and sent letters that:

- explained the purpose of these communications with the tribe, including outlining the requirements identified above and the additional guidance provided by the Office of Native American Programs (“ONAP”);
- provided T-Mobile contact information;
- identified T-Mobile facilities and/or cell sites on tribal lands;

T-Mobile Washington Annual Certification
2013
Attachment M

- identified available T-Mobile rate plans and service offerings; and
- requested information in response from the tribes to ensure that T-Mobile meets all applicable tribal requirements related to:
 - Deployment planning with a focus on Tribal community anchor institutions;
 - Feasibility and sustainability planning;
 - Marketing services in a culturally sensitive manner;
 - Rights of way processes, land use permitting, facilities siting, environmental and cultural preservation review processes;
 - Compliance with Tribal business and licensing requirements; and,
 - Any other needs, questions or concerns that the tribes may have.

An example of the letters that T-Mobile sent is included as Attachment M-1.

The Indian Tribes that have a presence within T-Mobile's ETC Service Area in Washington are identified in Attachment M-2, along with a summary of the contacts that T-Mobile had with each during 2012. Thereafter, T-Mobile contacted the tribes by email and/or phone in an attempt to address any questions or concerns. T-Mobile continues to consult with the tribes within its ETC Service Area regarding the provision of telecommunications services on tribal lands as part of its on-going obligations as an ETC in Washington.



November 20, 2012



Re: Federal Universal Service Support Recipient Requirements
Tribal Consultation, Second Notice

To Whom It May Concern:

T-Mobile USA, Inc. ("T-Mobile") provides Commercial Mobile Radio Service in Washington and has been designated as an Eligible Telecommunications Carrier ("ETC") for purposes of federal high cost universal service support in certain geographic areas of Washington, including in all or part of [REDACTED]. As an ETC, T-Mobile is subject to the rules and requirements of the Federal Communications Commission, including 47 C.F.R. § 54.313(a)(9), which requires any recipient of federal high cost universal service support that provides service on tribal lands to consult with Tribal authorities on topics such as marketing services and the construction of new sites on Tribal Lands.

On October 16, 2012, T-Mobile provided the Tribe with information regarding its services on [REDACTED] and respectfully requested information from [REDACTED] to assist T-Mobile in facilitating meaningful and cooperative discussions for the tribal consultation process, consistent with the federal rules. To date, T-Mobile has not received a response from [REDACTED] so the Company is resending this information in effort to foster further communication between [REDACTED] and T-Mobile. T-Mobile recognizes that the Tribe has many priority issues to deal with, so, if it is not able to respond to this letter, then please maintain the information contained in this letter and contact the Company in the future to discuss any issues or concerns about the provision of service on [REDACTED].

If possible, however, we would greatly appreciate your time and effort in both reviewing the information that T-Mobile is providing the Tribe and responding at your earliest convenience.

1. T-Mobile Tribal Point of Contact:

Rhonda Thomas
T-Mobile USA, Inc.

12920 SE 38th Street
Bellevue, WA 98006
425-383-4215
rhonda.thomas63@t-mobile.com

To ensure that we are properly consulting with the Tribe and meeting your requirements for this process, it would be helpful if the [REDACTED] would provide T-Mobile with its contact information for the consultation process.

2. Communications Facilities (Cell Sites) on Reservation(s): T-Mobile currently does not have any cell sites located on [REDACTED]
- a. T-Mobile currently does not have plans for the installation or construction of additional cell sites in 2012 on [REDACTED]
 - b. As previously mentioned, to ensure that we are properly consulting with the Tribe and meeting your requirements for this process, it would be most helpful if you could provide T-Mobile with the following information:
 - i. a point of contact for the installation or construction of cell sites on tribal lands in the future;
 - ii. description of tribal communities, travel corridors, and other locations where additional wireless coverage would be beneficial; and
 - iii. identification of any requirements for the placement of cell sites on [REDACTED]
3. Communications Services Available on Reservation: T-Mobile currently offers numerous rate plans and services available to consumers throughout the United States, including on [REDACTED]. [REDACTED] T-Mobile's generally available service offerings can be found at www.t-mobile.com. T-Mobile makes available the same services on Tribal Lands within T-Mobile's ETC designated service area, plus an enhanced Lifeline service offering that includes:
- \$1.00 per month discounted rate plan (based on a \$19.99 per month rate plan less an applicable \$18.99 discount for eligible residents of tribal lands);
 - 145 Whenever minutes,[®] 500 night minutes, and 500 weekend minutes per month;
 - additional minutes priced at \$0.05 per minute;
 - competitive terms and conditions of service, including no service contract and no early termination fee for cancelling service; and

- an affordable handset based upon available handset inventory at the time of activation.
- a. To ensure that we are properly consulting with the Tribe and meeting your requirements for this process, it would be most helpful if you could provide T-Mobile with the following:
- i. information on methods for advertising and outreach on [REDACTED] to make eligible residents aware of T-Mobile's enhanced tribal Lifeline service offering; and
 - ii. identification of communications services not available on [REDACTED] that residents would like to have access to.

In closing, it would be greatly appreciated if you would please provide the requested information to T-Mobile's Tribal Point of Contact as your earliest convenience. T-Mobile looks forward to coordinating with [REDACTED] on the deployment of facilities and services on [REDACTED]

Respectfully,



Rhonda Thomas
Regulatory Manager, Universal Service
T-Mobile USA, Inc.

Exhibit M:
Tribal Consultation With Washington Federally-Recognized Tribes

T-Mobile West LLC
Washington Petition for Certification

Federally-Recognized Tribal Lands Within T-Mobile's WA ETC Service Area	Name of Indian Tribe	Cell Sites On Tribal Lands	Oct. 16 Letter Sent	Nov. 21 Letter Sent	Follow-Up Calls/E-Mails
Coeur d'Alene Reservation	Coeur d'Alene Tribe	No	✓	✓	Follow-up calls, emails and/or discussions
Lower Elwha Reservation	Lower Elwha Klallam Tribe	No	✓	✓	Follow-up calls, emails and/or discussions
Lummi Reservation	Lummi Nation	No	✓	✓	Follow-up calls, emails and/or discussions
Muckleshoot Reservation	Muckleshoot Indian Tribe	Yes (1)	✓	✓	Follow-up calls, emails and/or discussions
Nisqually Reservation	Nisqually Indian Tribe	No	✓	✓	Follow-up calls, emails and/or discussions
Nooksack Reservation	Nooksack Indian Tribe	No	✓	✓	Follow-up calls, emails and/or discussions
Puyallup Reservation	Puyallup Tribe of Indians	Yes (13)	✓	✓	Follow-up calls, emails and/or discussions
Samish Indian Nation	Samish Indian Tribe	Yes (10)	✓	✓	Follow-up calls, emails and/or discussions
Snoqualmie Reservation	Snoqualmie Tribe	No	✓	✓	Follow-up calls, emails and/or discussions
Spokane Reservation	Spokane Tribe	No	✓	✓	Follow-up calls, emails and/or discussions
Squaxin Island Reservation	Squaxin Island Tribe	No	✓	✓	Follow-up calls, emails and/or discussions
Stillaguamish Reservation	Stillaguamish Tribe	No	✓	✓	Follow-up calls, emails and/or discussions
Swinomish Reservation	Swinomish Indian Tribe	Yes (1)	✓	✓	Follow-up calls, emails and/or discussions
Tulalip Reservation	Tulalip Tribes	Yes (5)	✓	✓	Follow-up calls, emails and/or discussions
Upper Skagit Reservation	Upper Skagit Indian Tribe	No	✓	✓	Follow-up calls, emails and/or discussions
Yakama Nation Reservation	Confederated Tribes and Bands of the Yakama Nation	Yes (2)	✓	✓	Follow-up calls, emails and/or discussions