



Grizzly Telephone, division BG Enterprises, Inc.

2347 South Ave W

P.O. Box 3508

Missoula, MT 59806

Ph:406-721-6209 Fax: 406-728-3970

December 5, 2002

Washington Utilities and Transportation Commission
P.O. Box 47250
Olympia, WA 98504-7250

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Dear Sir or Madam:

Enclosed you will find our petition for designation as an ETC to be placed before the Commission. We have been informed by the Commission that we need to offer the Washington Telephone Assistance Program to our customers or be subjected to a fine. We have since started to offer this to our customers but in order to get reimbursement from the federal government we need to get ETC status. Please look over our petition and expedite the presentation before the commission. Let me know if it requires any modification.

I would also appreciate if you could let me know when this would go before the commission. You can reach me at 406-721-3662 and leave a message or you can email me at patgordon@eaglesattv.com.

Sincerely

Pat Gordon
Pat Gordon

**Before the
Washington Utilities and Transportation Commission**

In the Matter of the Petition of)
BG Enterprises, Inc) Docket No. UT _____
For Designation as an Eligible) PETITION OF BG ENTERPRISES, INC
Telecommunications Carrier) FOR DESIGNATION AS AN ELIGIBLE
Under 47 U.S.C. § 214(e)(2)) TELECOMMUNICATIONS CARRIER

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BG Enterprises, Inc (“BG”), submits this Petition for Designation as an Eligible Telecommunications Carrier (“ETC”) pursuant to § 214(e)(2) of the Telecommunications Act of 1934, as amended (“Act”), 47 U.S.C. 214 (e)(2), and § 54.201 of the Federal Communications Commission’s (“FCC”) rules, 47 C.F.R. 54.201. BG requests that it be designated as eligible to receive all available support from the federal Universal Service Fund (“USF”) including, but not limited to, support for low-income customers. In support of this Petition, the following is respectfully shown:

I. Name and Address of Petitioner

1. The name and address of the Petitioner are BG Enterprises, Inc., 2347 South Ave W., Missoula, MT 59801.

II. Applicable Statutes And Rules

2. Statutes and rules implicated by the instant Petition are as follows: 47 U.S.C. § 153 (44), 214 (e), 253 (b), and 254 (d); 47 C.F.R. §§ 51.5, 54.5, 54.201.

III. Authorization and Service Area

3. BG Enterprises, Inc is a telecommunications carrier as defined in 47 U.S.C. 153 (44) and 47 C.F.R. § 51.5, and for the purposes of Part 54 of the FCC's rules.¹
4. A telecommunications carrier may be designated as an ETC and receive universal service support throughout its designated service area if it agrees to: (i) offer services that are supported by federal universal service support mechanisms, and (ii) advertise the availability of such services.² In its *First Report and Order* implementing Sections 214(e) and 254, the FCC set forth the services a carrier must provide to be designated as an ETC in order to receive federal universal service support.³
5. Section 214 (e)(1) of the Act provides that ETC designation shall be made for a "service area" designated by the state commission. In areas served by a non-rural company, the state commission may establish an ETC service area for a competitor without federal concurrence.⁴

IV. BG Enterprises, Inc Offers the Supported Services to Qualify for Federal USF Support

6. Section 214(e)(1) of the Act and Section 54.201(d) of the FCC's rules provide that carriers designated as ETCs shall, throughout their service area, (1) offer the

¹ 47 U.S.C. § 54.1 et seq.

² See 47 U.S.C. § 214 (e)(1)

³ *Federal-State Joint Board on Universal Service, Report and Order*, 12 FCC Rcd 8776, 8809-25 (1997) (*"First Report and Order"*)

⁴ See 47 U.S.C. 214(e)(5)

services that are supported by federal universal service support mechanisms either using their own facilities or a combination of their own facilities and resale of another carrier's services, and (2) advertise the availability of such services and the charges therefore using media of general distribution. 47 U.S.C. § 214 (e)(1); C.F.R. § 54.201(d). The services which are supported by the federal USF are:

- 1) voice grade access to the public switched network;
- 2) local usage;
- 3) dual tone multi-frequency signaling or its functional equivalent;
- 4) single-party service or its functional equivalent;
- 5) access to emergency services;
- 6) access to operator services;
- 7) access to interexchange service;
- 8) access to directory assistance; and
- 9) toll limitation for qualifying low-income consumers

47 C.F.R. § 54.101(a)

7. BG Enterprises, Inc is a reseller of Qwest and Verizon telecommunications service and offers all these services throughout its service area by virtue of its agreements and relationships with Qwest and Verizon.

V. Statement of Need

8. BG Enterprises, Inc is licensed as a competitive local exchange carrier with Washington State. BG serves many residents of the State of Washington who are on a limited income and public assistance. BG Enterprises, Inc has been informed that it must offer the Washington Telephone Assistance Program to its customers that qualify for the program. BG Enterprises, Inc

is willing to do this but must first have ETC designation in order to get full reimbursement of its costs.

VI. Grant of BG Enterprises, Inc Application Would Serve the Public Interest

9. By granting ETC designation to BG Enterprises, Inc., this Commission will greatly benefit the people of Washington who qualify by lowering their telephone bills and allowing more money for other needs of these citizens and their families.

Wherefore, pursuant to Section 214(e)(2) of the Act, BG Enterprises, Inc. respectfully requests that the Commission enter an Order designating BG Enterprises, Inc as an ETC for the State of Washington.

Respectfully Submitted

BG Enterprises, Inc

By: *Linda Gordon*

Linda Gordon, President
BG Enterprises, Inc
2347 South Ave W.
Missoula, MT 59801

December 4, 2002