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May 27, 2011

VIA OVERNIGHT DELIVERY

Mr. Dave Danner, Executive Director
State of Washington
Utilities and Transportation Commission
1300 S. Evergreen Park Dr., SW
Olympia, WA 98504

Re: Global Connection Inc. of America d/b/a STAND UP WIRELESS

Dear Mr. Danner:

Enclosed please find for filing an original and twelve (12) copies of Global Connection Inc. of America d/b/a STAND UP WIRELESS' ("Stand Up Wireless") confidential information, Exhibit 3 of their Petition for Designation as an Eligible Telecommunications Carrier on a Wireless Basis (Low Income Only).

APPLICANT HAS ENCLOSED AN ORIGINAL AND TWELVE (12) COPIES OF EXHIBIT 3, PRINTED ON YELLOW PAPER, MARKED WITH "CONFIDENTIAL PER WAC 480-07-160", IN A SEPARATE SEALED ENVELOPE. A REDACTED VERSION OF THE INFORMATION IS ALSO ENCLOSED. DUE TO THE HIGHLY COMPETITIVE NATURE OF THE TELECOMMUNICATIONS MARKETPLACE, STAND UP WIRELESS RESPECTFULLY REQUESTS CONFIDENTIAL TREATMENT OF THE PROPRIETARY INFORMATION. APPLICANT EXPECTS THAT THIS INFORMATION WILL BE RESTRICTED TO COUNSEL, AGENTS AND EMPLOYEES WHO ARE SPECIFICALLY ASSIGNED TO THIS APPLICATION BY THE COMMISSION.

I have also enclosed an extra copy of this letter to be date stamped and returned to me in the enclosed, self-addressed, postage prepaid envelope. If you have any questions or if I may provide you with any additional information, please do not hesitate to contact me. Thank you.

Respectfully submitted,

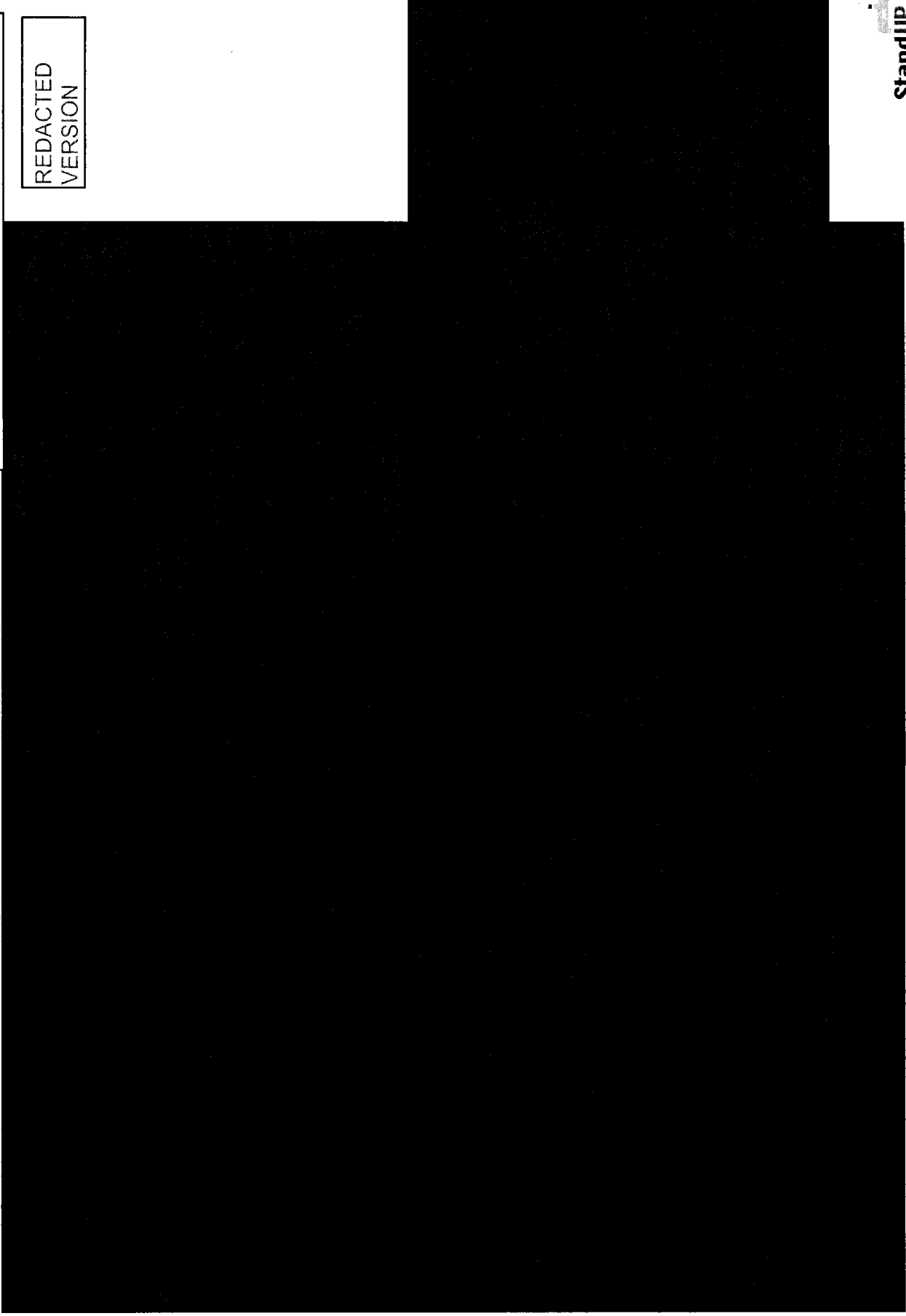

Lance J.M. Steinhart
Attorney for Global Connection Inc. of America
d/b/a STAND UP WIRELESS

Enclosures cc: Mr. David Skogen

Stand UP Wireless Network Schematic

CONFIDENTIAL PER WAC 480-07-160

REDACTED
VERSION



Global Connection - Confidential



**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of

**GLOBAL CONNECTION INC. OF AMERICA
D/B/A STAND UP WIRELESS FOR
DESIGNATION AS AN ELIGIBLE
TELECOMMUNICATIONS CARRIER ON A
WIRELESS BASIS (LOW INCOME ONLY)**

)
) DOCKET NO.
)
) PETITION OF GLOBAL
) CONNECTION INC. OF
) AMERICA D/B/A STAND
) UP WIRELESS FOR
) DESIGNATION AS AN
) ELIGIBLE
) TELECOMMUNICATIONS
) CARRIER

**PETITION OF GLOBAL CONNECTION INC. OF AMERICA D/B/A STAND UP
WIRELESS FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS
CARRIER ON A WIRELESS BASIS (LOW INCOME ONLY)**

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*Attorney for Global Connection Inc. of
America d/b/a STAND UP WIRELESS*

May 19, 2011

<u>INCUMBENT LOCAL EXCHANGE CARRIER</u>	<u>EXCHANGE</u>
	GRANDVIEW
	GRANGER
	HARRAH
	HOOD CANAL
	LYLE
	MABTON-BICKLETON
	MATTAWA
	PATERSON
	PORT ANGELES-GARDINER
	POULSBO
	PROSSER
	ROOSEVELT
	STEVENSON
	TOPPENISH-ZILLAH
	TROUT LAKE
	WAPATO
	WHITE SALMON
	WHITE SWAN
	WHITSTRAN
	WILLARD
WESTERN WAHIAKUM COUNTY TELEPHONE CO.	
	GRAYS RIVER
	NASELLE
WHIDBEY TELEPHONE CO.	
	POINT ROBERTS
	SOUTH WHIDBEY
YCOM NETWORKS, INC.	
	YELM

TABLE OF CONTENTS

I.	INTRODUCTION	1
II.	BACKGROUND	2
A.	Company Overview	2
B.	Stand Up Wireless' Universal Service Offering.....	3
C.	The Commission Has Jurisdiction to Designate Wireless ETCs.....	9
D.	The ETC Designation Request Is Consistent with Recent Commission Precedent.....	10
III.	STAND UP WIRELESS SATISFIES THE REQUIREMENTS FOR DESIGNATION AS AN ETC.....	11
A.	Stand Up Wireless Will Provide Service Through Resale and Its Own Facilities.....	11
B.	Stand Up Wireless Is a Common Carrier.....	14
C.	Stand Up Wireless Will Provide All Required Services and Functionalities.....	14
1.	Voice Grade Access to the Public Switched Telephone Network.....	14
2.	Local Usage	14
3.	Dual Tone Multi-Frequency Signaling or its Functional Equivalent	15
4.	Single-Party Service or its Functional Equivalent.....	15
5.	Access to 911 and E911 Emergency Services	15
6.	Access to Operator Services.	15
7.	Access to Interexchange Service.	15
8.	Access to Directory Assistance.....	15
9.	Toll Limitation for Qualified Low-Income Customers.	16
D.	Five-Year Network Improvement Plan.....	16
E.	Equal Access Requirement	17
F.	Service Commitment Throughout the Proposed Designated Service Area.....	17
G.	Ability to Remain Functional in Emergency Situations	17
H.	Commitment to Consumer Protection and Service Quality.....	18
I.	Local Usage Requirement.....	18
J.	Stand Up Wireless Will Advertise the Availability of Supported Services.....	19

K.	Stand Up Wireless Will Comply with the Certification and Verification Requirements in 47 C.F.R. §§ 54.410 and 54.416.....	20
L.	Stand Up Wireless Requests Exemption from Certain Provisions of WAC 480-123-030.....	21
M.	Stand Up Wireless Requests Designation Throughout its Service Area in Washington.....	22
N.	Stand Up Wireless Will Comply With All Regulations Imposed By The Commission.....	23
IV.	DESIGNATION OF STAND UP WIRELESS AS AN ETC WOULD PROMOTE THE PUBLIC INTEREST.....	23
A.	The Benefits of Competitive Choice.....	26
B.	Impact on the Universal Service Fund.....	27
V.	ANTI-DRUG ABUSE CERTIFICATION.....	27
VI.	CONCLUSION.....	28

TABLE OF EXHIBITS

	<u>Exhibit</u>
Certification of David Skogen, Chief Executive Officer, Global Connection Inc. of America d/b/a STAND UP WIRELESS	1
Stand Up Wireless' Lifeline and Link-up Rates	2
Stand Up Wireless' Wireless Facilities Information	3
Sample Advertising.....	4
2009 Lifeline Participation Rates by State and FCC News Release.....	5
Wire Centers	6

**BEFORE THE WASHINGTON
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In the Matter of the Petition of

**GLOBAL CONNECTION INC. OF AMERICA
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**PETITION OF GLOBAL CONNECTION INC. OF AMERICA D/B/A STAND UP
WIRELESS FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS
CARRIER ON A WIRELESS BASIS (LOW INCOME ONLY)**

I. INTRODUCTION

Global Connection Inc. of America d/b/a STAND UP WIRELESS (“Stand Up Wireless” or the “Company”), by its undersigned counsel, and pursuant to Section 214(e)(2) of the Communications Act of 1934, as amended (the “Act”)¹, Sections 54.101 through 54.207 of the Rules of the Federal Communications Commission (“FCC”),² and Section 480-123-030 of the Washington Administrative Code (“WAC”), hereby submits this Petition for Designation as an Eligible Telecommunications Carrier (“ETC”) in the State of Washington. Stand Up Wireless seeks ETC designation to provide low income support service to qualifying Washington consumers; it will not seek access to funds from the federal Universal Service Fund (“USF”) for the purpose of providing service to high cost areas.³ As demonstrated herein, and as certified in Exhibit 1 to this Petition, Stand Up Wireless meets all the statutory and regulatory requirements

¹ 47 U.S.C. § 214(e)(2)

² 47 C.F.R. §§ 54.101-54.207.

³ Given that Stand Up Wireless only seeks support from the low-income program and does not seek any high-cost support, ETC certification requirements for the high-cost program are not applicable to Stand Up Wireless.

for designation as an ETC in the State of Washington. Rapid grant of Stand Up Wireless' request, moreover, would advance the public interest because it would enable the Company to commence much needed Lifeline and Link-up services to lower-income Washington residents as soon as possible. Accordingly, the Company respectfully requests that the Washington Utilities and Transportation Commission ("Commission") expeditiously approve this Petition for ETC designation.

All correspondence, communications, pleadings, notices, orders and decisions relating to this Petition should be addressed to:

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II. BACKGROUND

A. Company Overview

Global Connection Inc. of America ("Global Connection") is a Georgia corporation,⁴ with its principal office located at 5555 Oakbrook Parkway, Suite 620, Norcross, GA 30093. Global Connection is a provider of commercial mobile radio service ("CMRS") throughout the United States and registered as a Competitive Telecommunications Company in the State of Washington in Docket No. UT-041187 on July 29, 2004. Global Connection obtains from Sprint Nextel ("Sprint") the network infrastructure and wireless transmission facilities to allow the Company to operate as a Mobile Virtual Network Operator ("MVNO"), similar to TracFone

⁴ Global Connection Inc. of America was incorporated in the State of Georgia on June 1, 1998.

Wireless, Inc. (“TracFone”), who has been granted ETC status by the Commission.⁵ In addition, Global Connection will also use its own facilities to provide service.

Stand Up Wireless’ prepaid wireless services that are affordable and easy to use are attractive to lower-income and lower-volume consumers, providing them with access to emergency services and a reliable means of communication that can be used both at home and while traveling to remain in touch with friends and family and for contacting prospective employers. Stand Up Wireless will offer consumers simple and affordable prepaid calling plans, a variety of prepaid service plans, easy-to-use handsets and high-quality customer service. Given its pricing and marketing strategy and the demographics of other, similar MVNOs’ customers, Stand Up Wireless anticipates that many of its customers will be from lower-income backgrounds and will not previously have enjoyed access to wireless service because of economic constraints, poor credit history, or sporadic employment. Stand Up Wireless will not conduct credit checks or require customers to enter into long-term service contracts as a prerequisite to obtaining wireless service.

By providing affordable wireless plans and quality customer service to consumers who are otherwise unable to afford them, or were previously ignored by traditional carriers, Stand Up Wireless will expand the availability of wireless services to many more consumers, which is the principal reason that Congress created the universal service program.

B. Stand Up Wireless’ Universal Service Offering

Stand Up Wireless, using a combination of its own facilities and resale of other underlying carriers, has the ability to provide all services and functionalities supported by the universal service program, as detailed in Section 54.101(a) of the FCC’s Rules (47 C.F.R. § 54.101(a)) throughout Washington. Upon designation as an ETC, Stand Up Wireless will make

⁵ *Petition of TracFone Wireless, Inc. for Designation as an Eligible Telecommunications Carrier in the State of Washington for the Limited Purposes of Offering Lifeline and Link Up Service to Qualified Households, As Amended*, Order 03, Docket No. UT-093012 (June 24, 2010) (“*TracFone ETC Order*”).

available to consumers Lifeline and Link-up offerings which will provide consumers with all of the functionalities and features currently provided by Stand Up Wireless to existing customers. Stand Up Wireless will provide Lifeline and Link-up services to qualifying customers requesting this service throughout Washington pursuant to the universal service program and in accordance with 47 C.F.R. § 54.202(a)(1).

(a) **Stand Up Wireless' Lifeline Plan.** Stand Up Wireless intends to be a leader in the prepaid marketplace by offering consumers exceptional value and competitive amounts of voice usage at all price points. The Company's Lifeline service offerings will provide customers with the same features and functionalities enjoyed by all other Stand Up Wireless prepaid customers, with one notable exception: prepaid Lifeline services will be free of charge. Stand Up Wireless' free Lifeline plan (StandUp 100) includes separate pools of both voice minutes and text minutes. Competing Lifeline wireless providers typically deplete voice minutes when text is used, reducing the available voice minutes available to customers and thereby reducing the provider's per customer cost because text messaging costs are typically much lower than voice minute costs. According to Pew Research Center, in May 2010, seventy-two percent (72%) of adults reported sending or receiving a text message.⁶ Since text messages draw from their own pool, Stand Up does not deplete the pool of voice minutes available for use of text messages and vice versa. Separate pools for both voice minutes and text messages are in the consumers' best interest as it preserves critical voice minutes for consumers who utilize text messaging.

Under the Company's Wireless Lifeline Plan, Stand Up Wireless customers will have several options to choose from. In addition to StandUp 100, customers will also be permitted to

⁶ Amanda Lenhart, *Adults, Cell Phones and Texting*, Pew Research Center Publications, September 2, 2010.

select one of Stand Up Wireless' alternative plans, which offer customers the opportunity to receive more text units and voice units. Such alternative plans will be offered to Lifeline customers at a subsidized rate. Where Stand Up Wireless customers select an alternative plan, Stand Up Wireless will apply the total Lifeline subsidy of \$13.50 per month, including company contribution, to the retail rate of the alternative plan. Competing Lifeline wireless providers typically offer only a base package with required retail top up to add more voice minutes and/or texts. The initial plans offered by Stand Up Wireless are as follows:

(i) **StandUp 100.** Stand Up Wireless will provide qualified Lifeline customers who reside in the State of Washington with a monthly allotment of 100 free anytime local and long distance minutes and 100 free SMS text messages, and all applicable taxes and fees will be included. Thus, Stand Up Wireless will use all Lifeline support to allow the Company to provide the service with no monthly recurring charge, ensuring that the consumer receives 100% of all universal service support funding for which the Company will seek reimbursement. Unused minutes and unused SMS text messages will rollover from month to month.

(ii) **StandUp 500.** Stand Up Wireless expects to provide qualified Lifeline customers who reside in the State of Washington with a monthly allotment of 500 anytime local and long distance minutes and 500 SMS text messages at a cost of \$14.95 per month, excluding applicable taxes and fees. Unused minutes and unused SMS text messages do not rollover from month to month in this plan.

(iii) **StandUp 1000.** Stand Up Wireless expects to provide qualified Lifeline customers who reside in the State of Washington with a monthly allotment of 1000 anytime local and long distance minutes and 1000 SMS text messages at a cost of \$29.95 per

month, excluding applicable taxes and fees. Unused minutes and unused SMS text messages do not rollover from month to month in this plan.

(iv) **StandUp Unlimited.** Stand Up Wireless expects to provide qualified Lifeline customers who reside in the State of Washington with unlimited voice minutes for \$34.95 per month, excluding applicable taxes and fees; however this plan does not include SMS text messaging. Unused minutes do not rollover from month to month in this plan.

(v) New Stand Up Wireless customers must choose a plan upon enrollment. If the customer selects a non-FREE plan, payment must be made directly to Stand Up Wireless or one of its designated payment agent locations prior to activation of service. Existing Stand Up Wireless customers who wish to switch plans may do so at www.StandUpWireless.com or by calling a toll free number. Stand Up Wireless customers who select one of the three (3) non-FREE plans must make payment for their upcoming service period five (5) days prior to service period end date. Customers who fail to make payment prior to the deadline will be automatically changed to the free Stand Up 100 plan with 100 free airtime minutes and 100 free SMS text messages for the subsequent service period.

Calls made to Stand Up Wireless customer service made by customers via their Stand Up Wireless handset will not deplete the customer's available airtime. Stand Up customers can contact Stand Up Wireless customer service by dialing a short code (e.g. *611) from their Stand Up Wireless phone to address billing, service and general account issues with all voice minutes used in association with such calls being credited to the customer's account. Customers whose balance of voice minutes has been exhausted will still be able to make outbound calls to Stand Up Wireless customer service as long as their service is active.

In the event that all airtime subscribed to has been used, Lifeline customers will have the ability to purchase additional time. At this time additional credits may be purchased at the rate of \$5.00 for 40 credits; \$10.00 for 100 credit; \$20.00 for 250 credits, \$30.00 for 500 credits; and \$50.00 for 1000 credits by calling our toll free number or at www.StandUpWireless.com. Credits may also be purchased at any authorized Stand Up Wireless payment center. Each credit provides one (1) minute of airtime or one (1) SMS text message.

All Lifeline plans will also include a free handset and the following Custom Calling features at no charge:

- (1) Caller ID;
- (2) Call Waiting;
- (3) Call Forwarding;
- (4) 3-Way Calling
- (5) Voicemail.

Upon certification of the customer for Lifeline and Link-up, wireless handsets will be delivered, at no charge, service will be activated, and the requisite number of minutes will be added.

(b) **Stand Up Wireless' Link-Up Plan.** Like Lifeline, Link-Up is also a component of one of four separate federal universal service fund mechanisms⁷ known as the “low-income support mechanism”,⁸ and is defined in 47 C.F.R. § 54.411 as an “assistance program for qualifying low-income consumers, *which an eligible telecommunications carrier shall offer as part of its obligations set forth in §§ 54.101(a)(9) and 54.101(b)*”⁹ ¹⁰(emphasis

⁷ 47 C.F.R. § 54.8(a)(1); *See* “Definitions” at second sentence.

⁸ 47 C.F.R. § 54.8(a)(1); *See* “Definitions” at first sentence.

⁹ 47 C.F.R. § 54.411(a). The plain reading of this definition is that an ETC is obligated to provide this discount to qualifying low-income consumers. In addition, 47 C.F.R. § 54.413(a) stipulates that carriers that provide Link-Up discounts, “may receive universal service support reimbursement for the revenue they forgo in reducing their customary charge for commencing telecommunications service...”

added). Assistance is in the form of a “reduction in the carrier’s customary charge for commencing telecommunications service for a single telecommunications connection” and “shall be half of the customary charge or \$30.00, whichever is less”.¹¹ Consistent with FCC requirements, Stand Up Wireless will use Link-Up support to reduce the company’s “customary charge for commencing service” by “half of the customary charge...”¹², which will result in a reduction of the Company’s standard \$68.00 wireless activation charge.

Qualifying subscribers may request a deferred payment schedule for the remaining installation charges, thus allowing subscribers to obtain service without being required to pay any fees to activate service with Stand Up Wireless. As such, there is no up-front connection charge applicable to Stand Up Wireless Lifeline and Link-Up customers.

Attached hereto as Exhibit 2 is a summary table of Stand Up Wireless’ rate plans for Lifeline and Linkup service offerings. Customers may use their minutes to place domestic long distance calls at no additional charge. Calls to 911 emergency services are always free, regardless of service activation or availability of minutes.

As Exhibit 2 demonstrates, Stand Up Wireless’ Lifeline and Link-up offerings will not only allow feature-rich mobile connectivity for qualifying subscribers at no cost to the subscriber, but also will bring a variety of rate plans into the reach of eligible customers that are comparable in minutes and features to those available to post-paid wireless subscribers – but at low Lifeline rates and without a the burden of credit checks or service contracts. Stand Up

¹⁰ 47 C.F.R. § 54.101(a)(9) is the specific obligation to offer Toll Limitation for qualifying low-income consumers while 47 C.F.R. § 54.101(b) is the requirement that an “eligible telecommunications carrier must offer each of the” services designated for support “in order to receive federal universal service support”. As a part of its application, Stand Up Wireless has demonstrated that it has the capability to and will offer all of the supported services specified in 47 C.F.R. § 54(a)(1) – (9).

¹¹ 47 C.F.R. § 54.411(a)(1).

¹² *Id.*

Wireless' prepaid offering will be an attractive alternative for consumers who need the mobility, security, and convenience of a wireless phone, but who are concerned about usage charges or long-term contracts.

Low-income consumers will further benefit from Stand Up Wireless' service because of the Company's unique platform that will allow customers to refill minutes at local stores in neighborhoods where many low income customers reside. Stand Up Wireless has existing relationships with tens of thousands such neighborhood retailers across the United States. This innovative model is more practical and convenient for potential Lifeline and Link-up customers than other mechanisms, because it allows customers to obtain additional minutes without the expense and trouble of traveling to retail locations outside their neighborhoods or to having access to a computer to go online. Stand Up Wireless' distribution arrangement will therefore advance the Commission's goals of increasing awareness of and participation in the Lifeline and Link-up programs.

C. The Commission Has Jurisdiction to Designate Wireless ETCs.

Section 214(e)(2) of the Act (47 U.S.C. § 214(e)(2)) provides state public utility commissions with the "primary responsibility" for the designation of ETCs. Although Section 332(c)(3)(A) of the Act prohibits states from regulating the entry of or the rates charged by any provider of commercial mobile service or any private mobile service, this prohibition does not allow states to deny wireless carriers ETC status.¹³ Therefore, the Commission has the authority to designate Stand Up Wireless as an ETC. Pursuant to this authority, the Commission has

¹³ See *Federal-State Joint Board on Universal Service, First Report and Order*, 12 FCC Red 8776, 8858-59, ¶ 145 (1997) ("USF Order").

designated numerous carriers as ETCs in the State of Washington, including many wireless carriers.¹⁴

Under the Act, a state public utility commission with jurisdictional authority over ETC designations must designate a common carrier as an ETC if the carrier satisfies the requirements of Section 214(e)(1). Stand Up Wireless recognizes that Section 214(e)(1)(A) of the Act states that ETCs shall offer services, at least in part, over their own facilities and that Section 54.201(i) of the FCC's Rules (47 C.F.R. § 54.201(i)) prohibits state commissions from designating as an ETC a telecommunications carrier that offers services exclusively through the resale of another carrier's services. As discussed in Section III.A below, Stand Up Wireless has the capability to provide some of the supported services using its own facilities, and will thus fulfill the requirement that it provide service using a combination of its own facilities and resale of another carrier's services. Therefore, the Commission has the authority to act under Section 214(e)(2) of the Act and to grant Stand Up Wireless' request for designation as an ETC throughout the State of Washington.

D. The ETC Designation Request Is Consistent with Recent Commission Precedent

Stand Up Wireless' request for ETC designation to participate in the Lifeline and Link-up program is consistent with the Commission's recent decision designating TracFone as an ETC.¹⁵ In its decision, the Commission determined that TracFone's request satisfied all of the necessary eligibility requirements and that designation of a prepaid wireless provider as an ETC would serve the public interest. Stand Up Wireless requests that the Commission expeditiously process

¹⁴ See e.g., *In the Matter of the Petition of RCC Minnesota, Inc. d/b/a Cellular One for Designation as an Eligible Telecommunications Carrier, Order Granting Petition for Designation as an Eligible Telecommunications Carrier*, Docket No. UT-023033 (Aug. 14, 2002); See also *TracFone ETC Order*.

¹⁵ See *TracFone ETC Order*

its ETC Petition so that it can quickly commence providing qualifying lower-income Washington customers with affordable USF-supported wireless services during these challenging economic times for all state residents. Designation of Stand Up Wireless as an ETC would further competition for wireless Lifeline services and would offer Lifeline and Link-up -eligible consumers an additional choice of providers for accessing telecommunications services, representing a significant step towards ensuring that all low-income consumers share in the many benefits associated with access to wireless services.

III. STAND UP WIRELESS SATISFIES THE REQUIREMENTS FOR DESIGNATION AS AN ETC

Section 254(e) of the Act provides that “only an eligible telecommunications carrier designated under section 214(e) shall be eligible to receive specific federal universal service support.” Section 214(e)(2) of the Act authorizes state commissions, such as the Commission, to designate ETC status for federal universal service purposes and authorizes the Commission to designate wireless ETCs.¹⁶ Section 214(e)(1) of the Act and Section 54.201(d) of the FCC’s rules provide that applicants for ETC designation must be common carriers that will offer all of the services supported by universal service, either using their own facilities or a combination of their own facilities and the resale of another carrier’s services. Applicants also must commit to advertise the availability and rates of such services.¹⁷ As detailed below, Stand Up Wireless satisfies each of the above-listed requirements.

A. Stand Up Wireless Will Provide Service Through Resale and Its Own Facilities

Stand Up Wireless, in its provision of wireless services, will rely on a combination of resold services which the Company will obtain from underlying wireless providers that currently

¹⁶ See *USF Order*, at 8858-59, ¶ 145.

¹⁷ See 47 U.S.C. § 214(e)(1) and 47 C.F.R. § 54.201(d)(2).

operate their own networks, as well as Company-owned facilities, thus allowing Stand Up Wireless to meet the FCC's test that requires an ETC to provide services, at least in part, through a "combination of its own facilities and resale of another carrier's services".¹⁸ Stand Up Wireless' facilities description is attached hereto as Exhibit 3. Due to the highly competitive nature of the telecommunications marketplace, Stand Up Wireless deems these materials to be proprietary. Accordingly, Exhibit 3 has been marked as confidential and is being submitted under seal to be maintained by the Commission and the Staff on a confidential basis.

Stand Up Wireless also obtains services through CMRS providers that Stand Up Wireless uses in combination with the services provided through Company-owned facilities. Through these arrangements, Stand Up Wireless is able to offer all of the services and functionalities supported by the universal service program, as detailed in Section 54.101(a) of the FCC Rules, throughout its Service Area¹⁹, thereby allowing the Company to provide service to its customers throughout the geographic area served by its underlying carrier, Sprint.

Currently, there is no state or federal definition or requirement as to the number of, or the amount of, the supported services that an ETC must offer via its "own facilities." The ETC must provide some portion of the supported facilities through the use of the same, which Stand Up Wireless does. Therefore, Stand Up Wireless is able to meet the federal requirement that an ETC must offer the supported services at least in part through the use of its own facilities. Additionally, Federal law does not require any particular level of facilities. The FCC stated in its Universal Service Order, 12 FCC Rcd 8853, FCC 97-157 ("USF Order"), at para. 169 that:

We adopt the Joint Board's analysis and conclusion that a carrier need not offer universal service wholly over its own facilities in order to be designated as eligible because the statute allows an eligible carrier to offer the supported

¹⁸ See 47 U.S.C. § 214(e)(1)(A).

¹⁹ See 47 C.F.R. § 54.101(a).

services through a combination of its own facilities and resale. Although the Joint Board did not reach this issue, we find that the statute does not dictate that a carrier use a specific level of its “own facilities” in providing the services designated for universal service support given that the statute provides only that a carrier may use a “combination of its own facilities and resale” and does not qualify the term “own facilities” with respect to the amount of facilities a carrier must use. For the same reasons, we find that the statute does not require a carrier to use its own facilities to provide each of the designated services but, instead, permits a carrier to use its own facilities to provide at least one of the supported services.

In affirming its own decisions, the FCC chose to continue to define the term “own facilities” as “*any physical components of the telecommunications network that are used in the transmission of the services that are designated for support*”²⁰ (emphasis added). The Communications Act’s definition of “network element” matches that of the FCC and defines a “network element” as “a facility or equipment used in the provision of a telecommunications service. Such term also includes features, functions, and capabilities that are provided by means of such facility or equipment, including subscriber numbers, databases, signaling systems, and information sufficient for billing and collection or used in the transmission, routing, or other provision of a telecommunications service.”²¹ All facilities-based carriers have and use network elements.²²

²⁰ See 47 C.F.R. § 54.101; 47 C.F.R. § 54.201(e).

²¹ See 47 U.S.C. § 153(29).

²² Only ILEC network elements can be designated as “unbundled” under 47 U.S.C. § 251(c)(3) using the criteria in 47 U.S.C. § 251(d)(2), but all facility-based carriers, including nondominant wireline and wireless carriers also have “network elements.”

B. Stand Up Wireless Is a Common Carrier

CMRS providers like Stand Up Wireless are treated as common carriers for regulatory purposes.²³

C. Stand Up Wireless Will Provide All Required Services and Functionalities

Stand Up Wireless offers, or will offer upon designation as an ETC in Washington, all of the services and functionalities required by Section 54.101(a)(1)-(9) and Section 54.202(a) of the FCC's Rules (47 C.F.R. § 54.101(a) and 47 C.F.R. § 54.202(a)), including the following:

1. Voice Grade Access to the Public Switched Telephone Network

Stand Up Wireless provides voice grade access to the public switched telephone network ("PSTN") through the purchase of wholesale CMRS services from Sprint. Bandwidth for this voice-grade access is at minimum between 300 and 3,000 MHz as required by FCC rules.²⁴

2. Local Usage

As part of the voice grade access to the PSTN, an ETC must provide local calling services to its customers. The FCC has determined that a carrier satisfies the local usage requirements when it offers customers rate plans containing varying amounts of local usage.²⁵ Stand Up Wireless offers a variety of rate plans that provide its customers with local usage capabilities included within the flat per minute or per month rate.

²³ *Implementation of Sections 3(n) and 332 of the Communications Act, Regulatory Treatment of Mobile Services*, GN Docket No. 93-252, Second Report and Order, 9 FCC Rcd 1411, 1425 ¶ 37, 1454-55 ¶ 102 (1994) (wireless resellers are included in the statutory "mobile services" category, and providers of cellular service are common carriers and CMRS providers); 47 U.S.C. § 332(c)(1)(A) ("mobile services" providers are common carriers); *see also PCIA Petition for Forbearance for Broadband PCS*, WT Docket No. 98-100, Memorandum Opinion and Order and Notice of Proposed Rulemaking, 13 FCC Rcd 16857, 16911 ¶ 111 (1998) ("We concluded [in the *Second Report and Order*] that CMRS also includes the following common carrier services: cellular service, ... all mobile telephone services and resellers of such services.")

²⁴ *See* 47 U.S.C. § 54.101(a)(1).

²⁵ *See e.g., Farmers Cellular, Inc.*, CC Docket No. 96-45, Memorandum Opinion and Order, 18 FCC Rcd 3848, 3852 ¶ 9 (2003); *Pine Belt Cellular, Inc. and Pine Belt PCS, Inc.*, CC Docket No. 96-45, Memorandum Opinion and Order, 17 FCC Rcd 9589, 9593 ¶ 10 (2002); *Western Wireless Corp., Petition for Designation as an Eligible Telecommunications Carrier in the State of Wyoming*, CC Docket No. 96-45, Memorandum Opinion and Order, 16 FCC Rcd 48, 52 ¶ 10 (2000).

3. Dual Tone Multi-Frequency Signaling or its Functional Equivalent

Stand Up Wireless provides dual tone multi-frequency (“DTMF”) signaling to expedite the transmission of call set up and call detail information throughout the network. All wireless handsets offered for sale by the Company are DTMF-capable.

4. Single-Party Service or its Functional Equivalent

“Single-party service” means that only one party will be served by a subscriber loop or access line during a telephone transmission. Stand Up Wireless provides single party service to its customers for the duration of each telephone call, and does not provide multi-party (or “party-line”) services.

5. Access to 911 and E911 Emergency Service

Stand Up Wireless provides 911 and E911 access for all of its customers. Stand Up Wireless also complies with the FCC’s regulations governing the deployment and availability of E911 compatible handsets. In particular, the Company will fully comply with the FCC’s E911 requirements applicable to wireless providers.

6. Access to Operator Services

Stand Up Wireless offers all of its customers access to operator services, in accordance with the FCC’s requirements.

7. Access to Interexchange Service

Stand Up Wireless’ service provides its customers with the ability to make interexchange, or long distance, telephone calls. In fact, interexchange calls are included in Stand Up Wireless’ service with no additional charge.

8. Access to Directory Assistance

All Stand Up Wireless customers are able to dial “*611” to reach directory assistance services from their wireless handsets.

9. Toll Limitation for Qualified Low-Income Customers

Toll limitation allows customers to block the completion of outgoing long distance calls to prevent them from incurring significant long distance charges and risking disconnection. As described above, Stand Up Wireless provides its wireless service on a prepaid, or pay-as-you-go, basis. Stand Up Wireless' service, moreover, is not offered on a distance-sensitive basis and minutes are not charged separately for local or domestic long distance services. As the FCC found in its grant of ETC designation to Virgin Mobile, "the prepaid nature of [a prepaid wireless service provider's] service offering works as an effective toll control."²⁶ The nature of Stand Up Wireless' service, therefore, mitigates any concerns that low-income customers will incur significant charges for long distance calls resulting in disconnection of their service.

D. Five-Year Network Improvement Plan

Under FCC guidelines, an ETC applicant must submit a five-year plan that describes with specificity proposed improvements or upgrades to the applicant's network on a wire center-by-wire center basis throughout its proposed designated service area. This guideline has no application where an applicant's requested ETC serving territory would qualify it to receive no "high cost" USF support, but only "low income" USF support. Because Stand Up Wireless seeks ETC designation solely for purposes of reimbursement for provision of subsidized Lifeline and Link-up services to eligible customers, submission of a Five-Year Network Improvement Plan is not required. Since Lifeline support is designed to reduce the monthly cost of telecommunications services for eligible consumers, is distributed on a per-household basis and is directly reflected in the price that the eligible customer pays, it is assured that all support

²⁶ See *Federal-State Joint Board on Universal Service; In the Matter of Virgin Mobile USA, L.P. Petition for Forbearance from 47 U.S.C. § 214(e)(1)(A); Petitions for Designation as an Eligible Telecommunications Carrier in the States of New York, North Carolina, Pennsylvania, Tennessee and Virginia*, Order, FCC 09-18 (rel. March 5, 2009) ("Virgin Mobile Order"), 24 FCC Rcd at 3394 ¶ 34.

received by the carrier is used to provide Lifeline services to consumers, thus promoting Lifeline and the availability of telephone service to low income users, which is clearly in the public interest.

E. Equal Access Requirement

The FCC's Rules also require an applicant for ETC status to provide a certification that it acknowledges that the FCC may require it to provide equal access to long distance carriers in the event that no other ETC is providing equal access within the service area (47 C.F.R § 54.202(a)). Stand Up Wireless acknowledges that it may be required to provide equal access to long distance carriers within its designated service area, and will abide by such a requirement.

F. Service Commitment Throughout the Proposed Designated Service Area

Stand Up Wireless provides service in Washington through a combination of its own facilities and reselling service which it obtains from its underlying facilities-based provider. The provider's network is operational and largely built out. Thus, Stand Up Wireless will be able to commence offering its Lifeline and Link-up services to all locations served by its underlying carrier very soon after receiving approval from the Commission. Therefore, Stand Up Wireless will be able to provide Lifeline and Link-up services to all qualified customers on a timely basis or within a reasonable period of time in accordance with 47 C.F.R. § 54.202(a)(1). Stand Up Wireless further commits to provide service throughout its proposed ETC-designated service area to all customers making a reasonable request for service, as required in 47 C.F.R. § 54.202(a)(1)(i).

G. Ability to Remain Functional in Emergency Situations

In accordance with 47 CFR §54.202(a)(2), Stand Up Wireless, through its underlying carrier, has the ability to remain functional in emergency situations. Through its agreement with Sprint, Stand Up Wireless provides to its customers the same ability to remain functional in

emergency situations as currently provided by Sprint to its own customers, including access to a reasonable amount of back-up power rerouting of traffic around damaged facilities, and the capability of managing traffic spikes resulting from emergency situations.

H. Commitment to Consumer Protection and Service Quality

Under FCC guidelines, an ETC applicant must demonstrate that it will satisfy applicable consumer protection and service quality standards.²⁷ The Company commits to satisfying all such applicable state and federal requirements related to consumer protection and service quality standards. Specifically, Stand Up Wireless commits to comply with the Cellular Telecommunications and Internet Association's (CTIA) Consumer Code for Wireless Service.

I. Local Usage Requirement

An applicant for ETC designation must demonstrate that it offers a local usage plan that is "comparable" to the plan offered by the ILEC in the relevant service territory.²⁸ In analyzing whether an ETC applicant's plan is comparable to the underlying ILEC's, the FCC reviews all aspects of the plan on a case-by-case basis, including the nature of the supported service, the size of the local calling area, the inclusion of additional services (e.g., caller I.D., etc.) and the amount of local usage.²⁹

Stand Up Wireless' proposed Lifeline offering fully complies with the local usage requirements established by the FCC. Stand Up Wireless offers a variety of rate plans that provide its customers with local usage capabilities in the form of monthly plans, unlimited plans or pay-per-use plans—but at low Lifeline rates and without a credit check or a term contract requirement. Not only will Stand Up Wireless' offering be comparable to the underlying ILEC

²⁷ See 47 C.F.R. § 54.202(a)(3).

²⁸ 47 C.F.R. § 54.202(a)(4).

²⁹ See *Federal-State Joint Board on Universal Service*, Report and Order, 20 FCC Rcd 6371, 6385 (2005).

plans, but it also will exceed them in several respects. Contrary to the ILECs' plans, Stand Up Wireless will offer customers a certain amount of service free of charge. As discussed above, Stand Up Wireless will provide its Lifeline customers with 100 anytime minutes per month at no charge. In contrast to the ILEC plans, which contain relatively small local calling areas, Stand Up Wireless customers can use these free minutes to place calls statewide (or even nationwide) because Stand Up Wireless does not constrict customers' use by imposing a local calling area requirement. In addition to free voice services, Stand Up Wireless will provide Lifeline customers with access to voice mail, caller I.D., call waiting, three-way calling, call forwarding services and E911 capabilities at no cost.

J. Stand Up Wireless Will Advertise the Availability of Supported Services

Stand Up Wireless will broadly advertise the availability and rates for the services described above using media of general distribution as required by Section 54.201(d)(2) of the FCC's regulations.³⁰ The Company will advertise its services in a manner reasonably designed to reach those likely to qualify for Lifeline and Link-up services, using many mediums for outreach, including mass media, outreach events, and community and charitable involvement. These advertising campaigns will be specifically targeted to reach low-income customers and promote the availability of cost-effective wireless services to this neglected consumer segment. A sample of Stand Up Wireless' planned advertising is attached hereto as Exhibit 4.

In addition, Stand Up Wireless will utilize its network of retail partners to help promote the availability of its Lifeline and Link-up plans, especially those retail outlets that are frequented by low income consumers; examples include all Western Union and MoneyGram locations, independent operators including insurance providers, check cashing locations and

³⁰ See 47 C.F.R. § 54.201.

select discount retailers. Stand Up Wireless will provide retail vendors with signage to be displayed where Stand Up Wireless products are sold, and with printed materials describing Stand Up Wireless' Lifeline and Link-up programs. Given the relationship that exists between Stand Up Wireless, low income consumers, and retail outlets that are often visited by low income consumers, Stand Up Wireless expects to be able to inform consumers of the availability of Lifeline and Link-up services in a manner that will result in significantly higher participation in the low income programs by qualified consumers than has been the case in the past.

Statistics suggest there are many eligible customers who are not yet aware of the programs. According to the best data available to the Company, as of December 31, 2009, only between 20-50% of consumers eligible for Lifeline Services in the State of Washington were being provided such services.³¹ Stand Up Wireless believes that its advertising and outreach efforts detailed above will result in increased participation in the Lifeline and Link-up programs.

K. Stand Up Wireless Will Comply with the Certification and Verification Requirements in 47 C.F.R. §§ 54.410 and 54.416

Sections 54.410 and 54.416 of the FCC's Rules requires ETCs to certify and verify a Lifeline and Link-up customer's initial and continued eligibility. In states where no applicable state verification system is available, Stand Up Wireless will certify and verify consumer eligibility using the method established by the FCC for ETCs. This method requires the ETC to collect from each applicant a certification, made under penalty of perjury, that he or she qualifies for Lifeline and Link-up based on participation in a qualifying means-tested program. If the applicant seeks to qualify based on income rather than participation in qualifying program, FCC

³¹ See attached Exhibit 5, 2009 Lifeline Participation Rates by State, which was obtained from the Universal Service Administrative Company ("USAC"), an independent not-for-profit corporation designated as the administrator of the federal Universal Service Fund by the FCC. USAC administers Universal Service Fund (USF) programs for high cost companies serving rural areas, low-income consumers, rural health care providers, and schools and libraries. Also attached is an FCC News Release dated September 14, 2009.

rules require the ETC to obtain documentation verifying income. ETCs are also required to obtain annual verification of continued eligibility from a statistically-valid random sample of Lifeline and Link-up customers. Stand Up Wireless is willing to work with the Commission and the Department of Social and Health Services (“DSHS”) in order to establish procedures to verify customer eligibility.

L. Stand Up Wireless Requests Exemption from Certain Provisions of WAC 480-123-030

Stand Up Wireless requests that the Commission exempt it from the ETC petition requirements set forth in WAC 480-123-030(1)(d), (f) and (g). Subsection (d) requires ETCs to provide a substantive plan of the investments it will make using USF funds. This requirement applies to carriers that seek high-cost support to fund investments to their networks; however, Stand Up Wireless seeks ETC designation solely for purposes of reimbursement for provision of subsidized low-income support services to eligible customers. Therefore, Stand Up Wireless has no basis for filing an investment plan and should be exempt from the requirement.

Subsection (f) requires wireless carriers to provide a map in .shp format of proposed service areas (exchanges) with existing and planned locations of cell sites and shading to indicate where the carrier provides and plans to provide commercial mobile radio service signals. Stand Up Wireless does not own, control, nor plan to develop cell sites, and the Company’s coverage area encompasses that of its underlying carrier in Washington. Stand Up Wireless does not have access to the underlying carrier’s lists of geographic service areas or maps of service area showing the location of cell sites, and has been unable to attain network coverage maps from its underlying carrier due to non-disclosure agreements. Accordingly, Stand Up Wireless requests exemption from the requirement to provide coverage maps.

Subsection (g) provides that a petition for ETC designation must contain information affirming that a company has the ability to remain functional in emergency situations, including information that demonstrates it has at least four hours of backup battery power at each cell site, backup generators at each microwave hub, and at least five hours of backup battery power and backup generators at each switch. As noted in Section III.G of this Petition, Stand Up Wireless has the ability to remain functional in emergency situations through its underlying carrier. However, Stand Up Wireless does not own or operate any cell sites or microwave hubs, and facilities owned by Stand Up Wireless are collocated on a Tier 1 carrier's switching center, which is capable of remaining fully functional with both generator and battery back-up. Thus, Stand Up Wireless should be exempt from the requirement that it demonstrate it has backup battery power or generators.

M. Stand Up Wireless Requests Designation Throughout Its Service Area in Washington

Stand Up Wireless is not a rural telephone company as defined in Section 153(37) of the Act (47 U.S.C. § 153(37)). Accordingly, Stand Up Wireless is required to describe the geographic area(s) within which it requests designation as an ETC. Stand Up Wireless requests designation as an ETC for its entire service area in Washington.³² Specifically, Stand Up Wireless requests ETC designation statewide in all exchanges to the extent that its underlying carrier has facilities and coverage. Stand Up Wireless understands that its service area overlaps with rural carriers in Washington, but maintains that the public interest factors described below justify its designation in these carriers' service areas, especially because it seeks ETC designation solely to utilize USF funding to provide Lifeline and Link-up services to qualified low-income consumers. It does not seek and will not accept high cost support. Therefore, its

³² A list of wire centers for which Stand Up Wireless requests ETC designation is attached hereto as Exhibit 6.

designation as an ETC will cause no growth in the high cost portions of the USF and will not erode high cost support from any rural telephone company. In fact, the FCC has determined that “[d]esignation of competitive ETCs promotes competition and benefits consumers in rural and high-cost areas by increasing customer choice, innovative services, and new technologies.”³³ The Commission may designate Stand Up Wireless as an ETC in non-rural areas that Stand Up Wireless serves without redefining the service areas of non-rural telephone companies. The Commission may designate Stand Up Wireless as an ETC in rural telephone company service areas upon a finding that such designation would serve the public interest.³⁴

N. Stand Up Wireless Will Comply With All Regulations Imposed By The Commission

By this Petition, Stand Up Wireless hereby asserts its willingness and ability to comply with all the rules and regulations that the Commission may lawfully impose upon the Company’s provision of service contemplated by this Petition. Upon Commission request, Stand Up Wireless is prepared to answer questions or present additional testimony or other evidence about its services within the state.

IV. DESIGNATION OF STAND UP WIRELESS AS AN ETC WOULD PROMOTE THE PUBLIC INTEREST

One of the principal goals of the Act, as amended by the Telecommunications Act of 1996, is “to secure lower prices and higher quality services for American telecommunications consumers and encourage the rapid deployment of new telecommunications technologies” to all citizens, regardless of geographic location or income.³⁵ There is no question that designation of Stand Up Wireless as an ETC in Washington will further the public interest by providing

³³ See *Western Wireless Corporation Petition for Designation as an Eligible Telecommunications Carrier in the State of Wyoming, Memorandum Opinion and Order*, 16 FCC Rcd 48, 55 (2000).

³⁴ See 47 C.F.R. § 54.207(c).

³⁵ *Telecommunications Act of 1996*, Pub. L. No. 104-104, 110 Stat. 56.

Washington consumers, especially low-income consumers, with lower prices and higher quality services. Many low-income customers in Washington have yet to reap the full benefits of the intensely competitive wireless market. Whether because of financial constraints, poor credit history or intermittent employment, these consumers often lack the countless choices available to most consumers.

The instant request for ETC designation must be examined in light of the Act's goal of providing low-income consumers with access to telecommunications services. The primary purpose of universal service is to ensure that consumers—particularly low-income consumers—receive affordable and comparable telecommunications services. Given this context, designating Stand Up Wireless as an ETC would significantly benefit low-income consumers eligible for Lifeline and Link-up services in the State of Washington—the intended beneficiaries of universal service. The Company's participation in the Lifeline and Link-up program also undoubtedly would increase opportunities for the Company to serve these customers with appealing and affordable service offerings.

The public interest benefits of the Company's wireless service include larger local calling areas (as compared to traditional wireline carriers), the convenience and security afforded by mobile telephone service, the opportunity for customers to control cost by receiving a preset amount of monthly airtime at no charge, the ability to purchase additional usage at flexible and affordable amounts in the event that included usage has been exhausted, 9-1-1 service and, where available, E 9-1-1 service in accordance with current FCC requirements. Low-income consumers will further benefit from the convenience of being able to maintain their wireless service at Western Union and MoneyGram locations, and independent operators including insurance providers, check cashing locations and select discount retailers. This innovative model saves

customers the expense and trouble of traveling to retail locations outside their neighborhoods or having to access a computer to go online. Stand Up Wireless' distribution arrangement will therefore advance the goals of increasing awareness of and participation in the Lifeline and Link-up programs.

Stand Up Wireless' Lifeline and Link-Up programs will enable thousands of residents to obtain wireless service which would otherwise be unavailable to them. According to the U.S. Department of Labor Bureau, Washington's unemployment rate was 9.2% as of March 2011. The economic circumstances indicate that low-income individuals, now more than ever, can greatly benefit from the advantages offered by Stand Up Wireless Lifeline and Link-Up service thus allowing those adversely impacted by the failing economy or job loss to have access to a free wireless service to assist in emergency situations, facilitate job search efforts, and to maintain contact with family members.

It is also a commonly accepted fact that in today's market all consumers, including qualified Lifeline and Link-Up customers, view the portability and convenience of wireless service not as a luxury, but as a necessity. Mobile service allows children to reach their parents, wherever they may be, allows a person seeking employment the ability to be contacted by potential employers, and provides end users with the ability to contact emergency service providers, regardless of location. Providing Stand Up Wireless with the authority necessary to offer discounted Lifeline and Link-up services to those most in danger of losing wireless service altogether undoubtedly promotes the public interest.

Added together, Stand Up Wireless expects these additional advantages to create an atmosphere that will cause many qualified consumers, at their option, to select the Company's

low income wireless Lifeline and Link-Up service in lieu of the more traditional wireline or wireless services.

Moreover, grant of Stand Up Wireless' Petition will serve the public interest in increasing the number of ETCs in Washington. By granting ETC status to Stand Up Wireless, the Commission will enable Stand Up Wireless to increase the number of Washington residents receiving Lifeline and Link-up support, thereby increasing the amount of USF money flowing into Washington.

In sum, ETC designation in the State of Washington would enable Stand Up Wireless to provide all of the public benefits cited by the FCC in its analysis in the *Virgin Mobile Order*. Namely, Stand Up Wireless would provide “increased consumer choice, high-quality service offerings, and mobility,”³⁶ as well as the safety and security of effective 911 and E911 services.³⁷

A. The Benefits of Competitive Choice

The benefits to consumers of being able to choose from among a variety of telecommunications service providers have been acknowledged by the FCC for more than three decades³⁸ and by the Commission since the early 1980s. Designation of Stand Up Wireless as an ETC will promote competition and innovation, and spur other carriers to target low-income consumers with service offerings tailored to their needs and to improve their existing networks to remain competitive, resulting in improved services to consumers. Designation of Stand Up Wireless as an ETC will help assure that quality services are available at “just, reasonable, and affordable rates” as envisioned in the Act.³⁹ Introducing Stand Up Wireless into the market as an additional wireless ETC provider will afford low income Washington residents a wider choice

³⁶ See *Virgin Mobile Order*, 24 FCC Rcd at 3395 ¶ 38.

³⁷ See *Id.* at 3391 ¶ 23.

³⁸ See, e.g., *Specialized Common Carrier Services*, 29 FCC Rcd 870 (1971).

³⁹ See 47 U.S.C. § 254(b)(1).

of providers and available services while creating a competitive marketplace as ETCs compete for a finite number of Lifeline-eligible customers. Increasing the competitive marketplace of providers has the potential to effectively increase the penetration rate and reduce the number of individuals not connected to the PSTN.

B. Impact on the Universal Service Fund

Stand Up Wireless' request for designation as an ETC solely for Lifeline and Link-up purposes would not unduly burden the USF or otherwise reduce the amount of funding available to other ETCs. The secondary role of Lifeline support with respect to overall USF expenditures is well documented. According to the Joint-Board's most recent monitoring report, Lifeline funding totaled approximately \$974 million in 2009 while high-cost program expenditures amounted to approximately \$4.3 billion—more than four times the amount of Lifeline funding.⁴⁰ Although many parties have raised concerns over the growth in the USF's high-cost program, the Lifeline program has triggered no similar outcry. Designation of Stand Up Wireless as an ETC in the State of Washington, however, raises no similar concerns and any incremental increases in Lifeline expenditures are far outweighed by the significant public interest benefits of expanding the availability of affordable wireless services to low-income consumers.

V. ANTI-DRUG ABUSE CERTIFICATION

Stand Up Wireless certifies that no party to this Petition is subject to denial of federal benefits, including FCC benefits, pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.

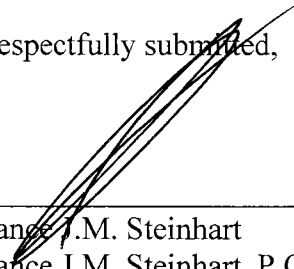
⁴⁰ See *Universal Service Monitoring Report*, CC Docket 98-202, Tables 2.2 and 3.1 (2010).

VI. CONCLUSION

Based on the foregoing, designation of Stand Up Wireless as an ETC in the State of Washington accords with the requirements of Section 214(e)(2) of the Act and is in the public interest.

WHEREFORE, Stand Up Wireless respectfully requests that the Commission promptly designate Stand Up Wireless as an ETC in the State of Washington solely for purposes of participating in the Lifeline and Link-up programs.

Respectfully submitted,



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*Attorney for Global Connection Inc. of
America d/b/a STAND UP WIRELESS*

May 19, 2011

EXHIBIT 1

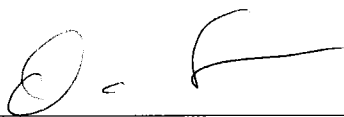
**Certification of David Skogen, Chief Executive Officer,
Global Connection Inc. of America d/b/a STAND UP WIRELESS**

State of Georgia)
)
County of Gwinnett)

Certification

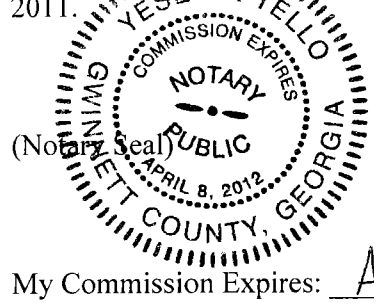
Personally appeared before the undersigned, an officer duly authorized to administer oaths, David Skogen, who first being duly sworn, deposes and states that he is the Chief Executive Officer of Global Connection Inc. of America d/b/a STAND UP WIRELESS, Applicant in this application, and has read the same and knows the contents thereof, and confirms that the statements made herein are true to the best of his knowledge and belief.

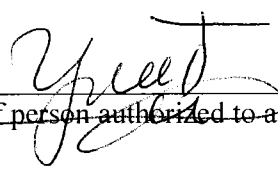
Dated: May 11, 2011



David Skogen, Chief Executive Officer

Subscribed and sworn to before me, a Notary Public, this 11th day of May 2011.





(Signature of person authorized to administer oath)

My Commission Expires: April 8, 2012

EXHIBIT 2

STAND UP WIRELESS' Lifeline and Link-up Rates

Lifeline Service Packages

Option 1

StandUp 100

100 anytime minutes per month

100 SMS text messages

(Unused minutes and unused SMS text messages will rollover from month to month)

Free handset

Voicemail, Caller-ID, call waiting, three-way calling, call forwarding

Net cost to Lifeline customer: **\$0 (free)**

Option 2

StandUp 500

500 anytime minutes per month

500 SMS text messages

Free handset

Voicemail, Caller-ID, call waiting, three-way calling, call forwarding

Net cost to Lifeline customer: **\$14.95 per month**, plus applicable taxes and fees

Option 3

StandUp 1000

1000 anytime minutes per month

1000 SMS text messages

Free handset

Voicemail, Caller-ID, call waiting, three-way calling, call forwarding

Net cost to Lifeline customer: **\$29.95 per month**, plus applicable taxes and fees

Option 4

StandUp Unlimited.

Unlimited minutes per month

Free handset

Voicemail, Caller-ID, call waiting, three-way calling, call forwarding

Net cost to Lifeline customer: **\$29.95 per month**, plus applicable taxes and fees

At this time additional credits may be purchased at the rate of \$5.00 for 40 credits; \$10.00 for 100 credit; \$20.00 for 250 credits, \$30.00 for 500 credits; and \$50.00 for 1000 credits. Each credit provides one (1) minute of airtime or one (1) SMS text message.

Link-up Service Rates

Standard Activation Rate \$68.00

Link-up Discount \$30.00

Net cost to Link-up Customer: **\$38.00***

*Qualifying subscribers may request a deferred payment schedule for the remaining installation charges, thus allowing subscribers to obtain service without being required to pay any fees to activate service with STAND UP WIRELESS.

EXHIBIT 3

STAND UP WIRELESS' Wireless Facilities Information

These materials contain confidential proprietary and financial information not generally available to the public. Due to the highly competitive nature of the telecommunications marketplace, STAND UP WIRELESS deems this material to be proprietary. Accordingly, these materials have been marked as confidential and are being submitted under seal to be maintained by the Commission and the Staff on a confidential basis.

EXHIBIT 4

Sample Advertising

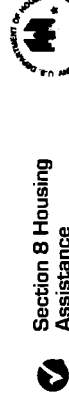
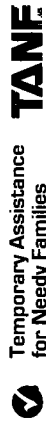
Government Supported
Wireless Service



StandUP Wireless™ is a government supported program that provides a **FREE** cell phone and airtime each month for income-eligible customers.

ARE YOU ELIGIBLE FREE

If you receive **ANY** of the assistance programs below, you may be eligible for the StandUP Wireless™ Linkup and Lifeline program.



Program eligibility requirements vary from state to state. Call or visit www.StandUpWireless.com for specific eligibility requirements for your state.

StandUpWireless.com

Government Supported Wireless Service

FREE

CELLULAR SERVICE

FREE LIFELINE CELLULAR SERVICE
WITH NO BILLS TO PAY

1000

ANYTIME MINUTES

1000

TEXT MESSAGES

EACH MONTH.
EVERY MONTH.

FREE

Government Supported Wireless Service

FREE

CELLULAR SERVICE

FREE LIFELINE CELLULAR SERVICE
WITH NO BILLS TO PAY

FREE

* CELL PHONE
* ACTIVATION
* MINUTES
* TEXTS

EACH MONTH. EVERY MONTH.



1.800.544.4441

StandUP

Wireless.com

1.800.544.4441

StandUP

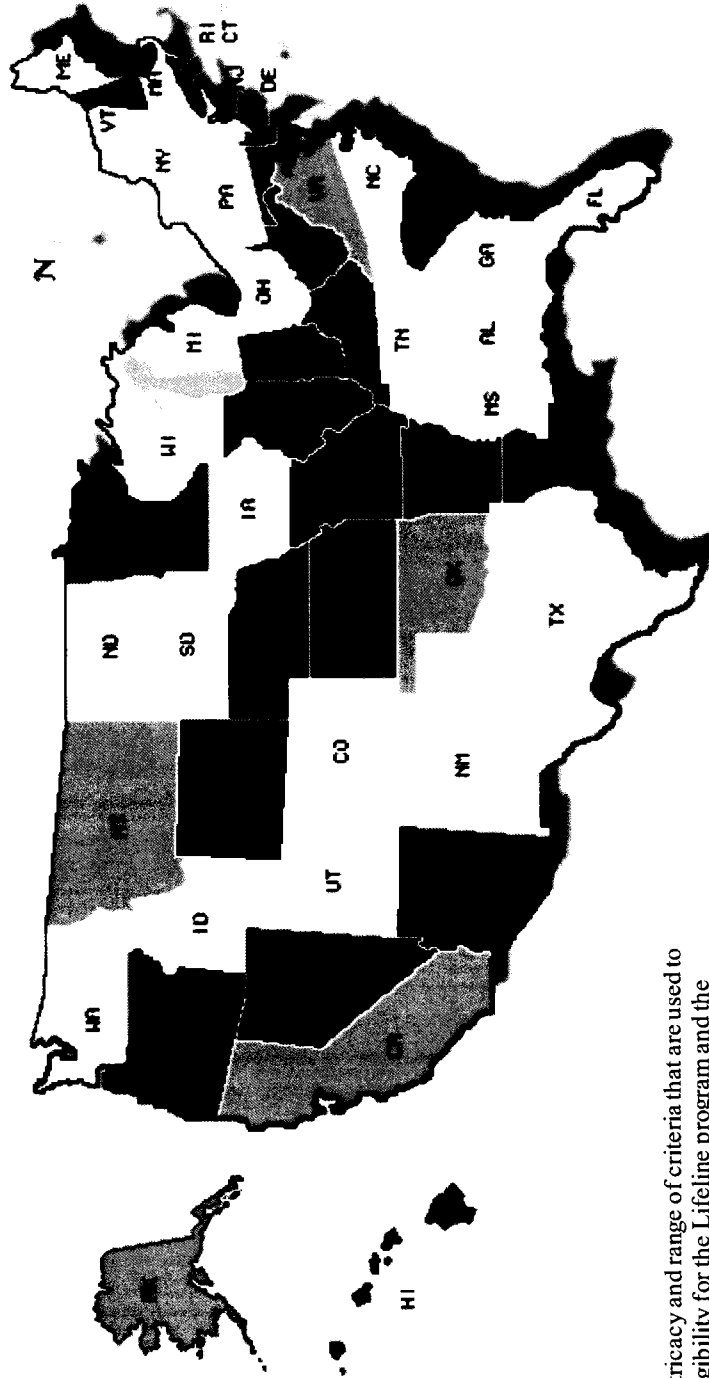
www.StandUpWireless.com

EXHIBIT 5

2009 Lifeline Participation Rates by State and FCC News Release

2009 Lifeline Participation Rates by State

- - Below 10%
- - 10% - 20%
- - 20% - 50%
- - Above 50%



Notes:

Due to the intricacy and range of criteria that are used to determine eligibility for the Lifeline program and the limitations of the data used, the methodology employed to create this map involves several estimates, assumptions, simplifications, and omissions. Therefore, the rates generated on this map should be treated as estimates only.

District of Columbia = 10% - 20%



NEWS

Federal Communications Commission
445 12th Street, S.W.
Washington, D. C. 20554

News Media Information 202 / 418-0500
Internet: <http://www.fcc.gov>
TTY: 1-888-835-5322

This is an unofficial announcement of Commission action. Release of the full text of a Commission order constitutes official action.
See MCI v. FCC, 515 F.2d 385 (D.C. Circ 1974).

FOR IMMEDIATE RELEASE:
September 14, 2009

NEWS MEDIA CONTACT:
Rosemary Kimball (202) 418-0511
Email: rosemary.kimball@fcc.gov

FCC SUPPORTS “NATIONAL LIFELINE AND LINK UP TELEPHONE DISCOUNT AWARENESS WEEK” - SEPTEMBER 14 – 20, 2009

WASHINGTON, DC -- Today, the Federal Communications Commission (FCC) joined the effort to call attention to the “National Lifeline and Link Up Telephone Discount Awareness Week,” which takes place September 14 – 20, 2009. Various state and local agencies throughout the country will be participating with outreach activities and events. The “Lifeline” and “Link Up” programs provide financial assistance to low-income consumers in connecting a residential phone line and paying their monthly bill. The programs have been active for years and are administered by the FCC and state public utility commissions, but at least half of eligible consumers nationwide do not take advantage of this assistance.

“Lifeline” involves discounts on monthly charges for a primary residential telephone line, including wireless service. “Link Up” involves a discount on the cost of initiating the primary telephone service for a residence, including the activation of a wireless phone that serves as the primary residential telephone. The discounts are available throughout the country, including an enhanced discount on Tribal lands. In general, consumers at or below 135% of the federal poverty guidelines, or who participate in one or more of a number of other assistance programs, are eligible for Lifeline and Link Up.

To help call attention to the availability of these programs, the FCC joins the National Association of Regulatory Utility Commissioners (NARUC) and the National Association of State Utility Consumer Advocates (NASUCA), and urges government agencies and non-profit organizations to help disseminate information on Lifeline and Link Up to their constituents. More information about the programs and how to apply is available at www.lifeline.gov or <http://www.usac.org/li/low-income/apply-for-support.aspx>.

-- FCC --

EXHIBIT 6

Wire Centers

Areas for Eligible Telecommunications Carrier Designation

<u>INCUMBENT LOCAL EXCHANGE CARRIER</u>	<u>EXCHANGE</u>
ASOTIN TELEPHONE CO.	
	ANATONE
	ASOTIN
CENTURYTEL OF COWICHE, INC.	
	COWICHE
	RIMROCK
	TIETON
CENTURYTEL OF INTER-ISLAND, INC.	
	BLAKELY ISLAND
	EAST SOUND
	FRIDAY HARBOR
	LOPEZ
CENTURYTEL OF WASHINGTON, INC.	
	AMES LAKE
	ARLETTA
	ASHFORD
	BASIN CITY
	CARNATION
	CATHLAMET
	CHENEY
	CHINOOK
	CONNELL
	COULEE CITY
	CURTIS
	EDWALL-TYLER
	ELTOPIA
	EUREKA
	FALL CITY
	FORKS
	GIG HARBOR
	HARRINGTON
	HUMPTULIPS
	KAHLOTUS
	KETTLE FALLS
	KINGSTON

<u>INCUMBENT LOCAL EXCHANGE CARRIER</u>	<u>EXCHANGE</u>
	LAKEBAY
	LIND
	MATHEWS CORNER
	MCCLEARY
	MEDICAL LAKE
	MESA
	MONTESANO
	MORTON
	NORTH BEND
	OCEAN PARK
	OCOSTA
	ODESSA
	ORTING
	OTHELLO
	PACKWOOD
	PUGET ISLAND
	RANDLE
	REARDAN
	RITZVILLE-BENGE
	SOUTH PRAIRIE
	SPANGLE
	SPRAGUE
	TWISP
	VADER
	VASHON
	WASHTUCNA
	WILSON CREEK
ELLENSBURG TELEPHONE CO.	
	ELLENSBURG
FRONTIER COMMUNICATIONS NORTHWEST INC.	
	ACME-DEMING-WHATCOMCTY
	ALGER
	ANACORTES
	ARLINGTON
	BENTON CITY
	BIG LAKE
	BLAINE-BIRCH BAY-GTLD
	BOTHELL

<u>INCUMBENT LOCAL EXCHANGE CARRIER</u>	<u>EXCHANGE</u>
	BURLINGTON
	CAMAS-WASHOUGAL
	CASHMERE
	CHELAN
	CONCRETE
	CONWAY
	CUSTER-GTLD
	DEMING-WHATCOMCTY
	EDISON
	ENTIAT
	EVERETT
	EVERSON-GTLD
	FAIRFIELD
	FERNDALE-GTLD
	GARFIELD
	GEORGE
	GRANITE FALLS
	GRAYLAND
	HALLS LAKE
	KENNEWICK
	KIRKLAND
	LA CONNER
	LATAH
	LAUREL-WHATCOMCTY
	LEAVENWORTH
	LYMAN-HAMILTON
	LYNDEN
	MANSFIELD
	MAPLE FALLS
	MARBLEMOUNT
	MARYSVILLE
	MONROE
	MOUNT VERNON
	NACHES
	NEWPORT
	NILE
	OAK HARBOR
	PALOUSE
	PULLMAN

<u>INCUMBENT LOCAL EXCHANGE CARRIER</u>	<u>EXCHANGE</u>
	QUINCY
	RICHLAND
	RICHMOND BEACH
	ROCKFORD
	ROSALIA
	SEDRO WOOLLEY
	SEDRO WOOLLEY-CONTEL
	SILVER LAKE
	SKYKOMISH
	SNOHOMISH
	SOAP LAKE
	STANWOOD
	STEVENS PASS
	SULTAN
	SUMAS-GTLD
	TEKOA
	WATERVILLE
	WENATCHEE
	WESTPORT
HOOD CANAL TELEPHONE CO.	
	UNION
INLAND TELEPHONE CO.	
	DEWATO
	PRESCOTT
	ROSLYN
	UNION TOWN
KALAMA TELEPHONE CO.	
	KALAMA
LEWIS RIVER TELEPHONE CO., INC.	
	LA CENTER
MASHELL TELECOM, INC.	
	EATONVILLE
MCDANIEL TELEPHONE CO.	
	MOSSYROCK
	ONALASKA

<u>INCUMBENT LOCAL EXCHANGE CARRIER</u>	<u>EXCHANGE</u>
	SALKUM
PIONEER TELEPHONE CO.	
	ENDICOTT
QWEST CORPORATION	
	ABERDEEN-HOQUIAM
	AUBURN
	BAINBRIDGE ISLAND
	BATTLE GROUND
	BELFAIR
	BELLEVUE
	BELLINGHAM-GTLD
	BLACK DIAMOND
	BREMERTON
	BUCKLEY
	CASTLE ROCK
	CENTRALIA
	CHEHALIS
	CLE ELUM
	COLFAX
	COLVILLE
	COPALIS
	DEER PARK
	DES MOINES
	EASTON
	ELK
	ENUMCLAW
	EPHRATA
	GRAHAM
	GREEN BLUFF
	HOODSPORT
	ISSAQUAH
	KENT
	LIBERTY LAKE
	LONGVIEW-KELSO
	LOON LAKE
	MAPLE VALLEY
	MOSES LAKE
	NEWMAN LAKE

<u>INCUMBENT LOCAL EXCHANGE CARRIER</u>	<u>EXCHANGE</u>
	OLYMPIA
	OTHELLO
	PATEROS
	PORT ANGELES
	PORT LUDLOW
	PORT ORCHARD
	PORT TOWNSEND
	PUYALLUP
	RENTON
	RIDGEFIELD
	ROCHESTER
	ROY
	SEATTLE
	SEQUIM
	SHELTON
	SILVERDALE
	SPOKANE
	SPRINGDALE
	SUMNER
	TACOMA
	TACOMA WAVERLY
	VANCOUVER
	WAITSBURG
	WARDEN
	WINLOCK
	YAKIMA
ST. JOHN TELEPHONE CO.	
	ST JOHN
TENINO TELEPHONE CO.	
	TENINO
TOLEDO TELEPHONE CO., INC.	
	TOLEDO
UNITED TELEPHONE - NORTHWEST	
	CHIMACUM-CENTER
	COLUMBIA
	DALLESPORT
	GOLDENDALE

<u>INCUMBENT LOCAL EXCHANGE CARRIER</u>	<u>EXCHANGE</u>
	GRANDVIEW
	GRANGER
	HARRAH
	HOOD CANAL
	LYLE
	MABTON-BICKLETON
	MATTAWA
	PATERSON
	PORT ANGELES-GARDINER
	POULSBO
	PROSSER
	ROOSEVELT
	STEVENSON
	TOPPENISH-ZILLAH
	TROUT LAKE
	WAPATO
	WHITE SALMON
	WHITE SWAN
	WHITSTRAN
	WILLARD
WESTERN WAHKIAKUM COUNTY TELEPHONE CO.	
	GRAYS RIVER
	NASELLE
WHIDBEY TELEPHONE CO.	
	POINT ROBERTS
	SOUTH WHIDBEY
YCOM NETWORKS, INC.	
	YELM