

1  
2  
3  
4  
5  
6 **BEFORE THE WASHINGTON**  
7 **UTILITIES AND TRANSPORTATION COMMISSION**

8 IN RE

9  
10 PETITION OF WESTGATE  
11 COMMUNICATIONS LLC (DBA  
12 WEAVTEL), TO RECEIVE SUPPORT  
13 FROM THE STATE UNIVERSAL  
COMMUNICATIONS SERVICES  
PROGRAM

DOCKET NO.

PETITION FOR SUPPORT

14 COMES NOW Westgate Communications LLC d/b/a "WeavTel" (the "Company"), and,  
15 pursuant to Chapter 480-123 of the Washington Administrative Code ("WAC") including, but not  
16 limited to, WAC 480-123-110, hereby petitions the Washington Utilities and Transportation  
17 Commission (the "Commission") to receive support from the State Universal Communications  
18 Services Program established in RCW 80.36.650 (the "Program") for the fiscal year ending June 30,  
19 2020.  
20

21  
22 **I. Demonstration of Eligibility under WAC 480-123-100**

- 23 1. WAC 480-123-100(1)(a): The Company is a local exchange company as defined in WAC  
24 480-120-021 that serves less than forty thousand access lines within the state.  
25  
26

PETITION OF \_\_\_\_\_  
TO RECEIVE SUPPORT  
FROM THE STATE UNIVERSAL  
COMMUNICATIONS SERVICES PROGRAM - 1

- 1 2. WAC 480-123-100(1)(b): The Company is an incumbent local exchange carrier as defined  
2 in 47 U.S.C. Sec. 251(h).
- 3 3. WAC 480-123-100(1)(c): The Company offers basic residential and business exchange  
4 telecommunications services as set forth in WAC 480-120-021 and RCW 80.36.630.
- 5 4. WAC 480-123-100(1)(d): The Company's rates for residential local exchange service, plus  
6 mandatory extended area service charges, are no lower than the local urban rate floor  
7 established by the Commission as the benchmark rate based on the Federal Communications  
8 Commission's national local urban rate floor pursuant to 47 C.F.R. Sec. 54.318 in effect on  
9 the date of this Petition. <sup>1</sup>
- 10
- 11 5. WAC 480-123-100(1)(e): The Company has been designated by the Commission as an  
12 eligible telecommunications carrier for purposes of receiving federal universal services  
13 support pursuant to 47 C.F.R. Part 54 Subpart D - Universal Service Support for High Cost  
14 Areas with respect to the service area for which the Company is seeking Program support.
- 15

16

17 **II. Demonstration of Eligibility under WAC 480-123-110**

- 18 1. WAC 480-123-110(1)(a): The name of the legal entity that provides communications  
19 services and is seeking Program support is as follows: Westgate Communications LLC  
20 d/b/a "WeavTel".
- 21

22

---

23 <sup>1</sup> On April 15, 2019, the FCC released a Report and Order (FCC 19-32) in its WC Docket No. 10-90,  
24 repealing 47 C.F.R. Sec. 54.318 and eliminating the national local urban rate floor, effective June 6, 2019.  
25 The Program was designed with a minimum rate floor component. In light of the FCC's Order (FCC 19-32),  
26 Commission Staff has provided guidance that, for purposes of the Program, the local urban rate floor

- 1 2. WAC 480-123-110(1)(b): A corporate organization chart showing the relationship between  
2 the Company and all affiliates as defined in RCW 80.16.010 is attached hereto as Exhibit 1.  
3 A detailed description of any transactions between the Company and the affiliates named in  
4 Exhibit 1 recorded in the Company's operating accounts is attached hereto as Exhibit 2.  
5  
6 3. WAC 480-123-110(1)(c): A service area map for the Company can be found at Sheet No.  
7 63 of the Company's Tariff WN U-2.  
8  
9 4. WAC 480-123-110(1)(d): A demonstration that the Company's customers are at risk of rate  
10 instability or service interruption or cessation in the absence of support from the Program is  
11 attached as Exhibit 3.  
12  
13 5. WAC 480-123-110(1)(e)(i): On the Commission's prescribed form, attached as Exhibit 4,  
14 are copies of the Company's balance sheet as of December 31, 2018, and December 31,  
15 2017, and copies of the Company's statements of income and retained earnings or margin for  
16 the years ended December 31, 2018 and December 31, 2017.  
17  
18 6. WAC 480-123-110(1)(e)(ii): A copy of the Company's consolidated annual financial  
19 statements for the years ended December 31, 2018 and December 31, 2017, are attached as  
20 Exhibit 5.  
21  
22 7. WAC 480-123-110(1)(e)(iii): Information demonstrating the Company's earned rate of  
23 return on a total Washington unseparated regulated operations basis for each of the two prior  
24 years, calculated in the manner prescribed by the Commission, is provided in Exhibit 4.

25 benchmark be considered to have been set at each petitioning company's rates for local exchange service,  
26 plus mandatory extended area service charges, in effect as of December 31, 2018.

- 1 8. WAC 480-123-110(1)(e)(iv): Information demonstrating the Company's earned return on  
2 equity on a total company (regulated and non-regulated) Washington basis for each of the  
3 two prior years, calculated in the manner prescribed by the Commission, is provided in  
4 Exhibit 5.
- 5 9. WAC 480-123-110(1)(e)(v): Information detailing all of the Company's revenues from the  
6 statements of income and retained earnings or margin in the same format and detail as is  
7 required to complete RUS Form 479 for the prior two years is presented on Exhibit 6.
- 8 10. WAC 480-123-110(1)(e)(vi): A statement under penalty of perjury from a Company officer  
9 with personal knowledge and responsibility certifying that no corporate operations  
10 adjustment to existing high-cost loop and interstate common line support mechanisms  
11 required by the Federal Communications Commission applied to the Company for the two  
12 prior years is attached hereto as Exhibit 7.
- 13 11. WAC 480-123-110(1)(e)(vii): Exhibit 4 contains additional supporting information  
14 requested by the Commission.
- 15 12. WAC 480-123-110(1)(e)(viii): A statement under penalty of perjury from a Company  
16 officer with personal knowledge and responsibility certifying that the Company complies  
17 with state and federal accounting, cost allocation, and cost adjustment rules pertaining to  
18 incumbent local exchange companies is attached as Exhibit 8.
- 19 13. WAC 480-123-110(1)(f): A complete copy of the FCC Form 481 filed by the Company or  
20 on its behalf with the Federal Communications Commission for the calendar year preceding  
21  
22  
23  
24  
25  
26



1 the current year has already been filed with the Commission. See the Company's filing in  
2 Docket No. 19005 filed on or about July 1<sup>st</sup>, 2019

3 14. WAC 480-123-110(1)(g): The number of residential local exchange access lines served by  
4 the Company as of December 31, 2018, was 50 all of which were within the geographic area  
5 for which the Company is seeking support. The number of residential local exchange access  
6 lines served by the Company as of December 31, 2017, was 40, all of which were within the  
7 geographic area for which the Company is seeking support.

8  
9 The number of business local exchange access lines served by the Company as of December  
10 31, 2018, was 30, all of which were within the geographic area for which the Company is  
11 seeking support. The number of business local exchange access lines served by the  
12 Company as of December 31, 2017, was 29, all of which were within the geographic area  
13 for which the Company is seeking support.

14 The monthly recurring rate charged by the Company for residential local exchange access  
15 service on December 31, 2018, was \$25.00. The monthly recurring rate charged by the  
16 Company for residential local exchange access service on December 31, 2017, was \$25.00.

17  
18 The rate charged by the Company for single line business local exchange access service on  
19 December 31, 2018, was \$35.00. The rate charged by the Company for single line business  
20 local exchange access service on December 31, 2017, was \$35.00. (The Company has  
21 other business local exchange service rates, but the Company understands that WAC 480-  
22 123-110(1)(g) is requesting the single line business local exchange access service rate.)

23  
24 15. WAC 480-123-110(1)(h): The requested statement is attached as Exhibit 9.

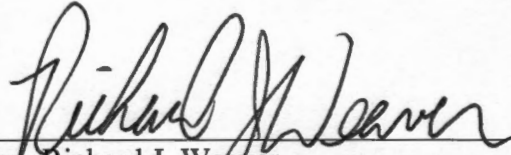
1 16. The amount on Line 4, labeled 2011 ROR Carrier Base Period Revenue, of the CAF ICC  
2 Data Collection Report for the period 7/1/2019 - 6/30/2020 is \$314,249 and has not changed  
3 from the last filing.

4 17. All exhibits attached hereto are incorporated in this Petition as though fully set forth.

5  
6 Respectfully submitted this 1st day of August, 2019.  
7  
8  
9  
10  
11  
12

13 CERTIFICATION

14 I Richard J. Weaver, an officer of the Company that is responsible for the Company's  
15 business and financial operations, hereby certify under penalty of perjury that the information and  
16 representations set forth in the Petition, above, are accurate and the Company has not knowingly  
17 withheld any information required to be provided to the Commission pursuant to the rules  
18 governing the Program.

19   
20 By: Richard J. Weaver  
21 Title: General Manager  
22  
23  
24  
25  
26