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December 4, 2014

Public Utility Commission of Oregon
Attn: Filing Center
3930 Fairview Industrial Drive SE
Salem, OR 97302-1166

RE: Docket UM 1625
Application of Cricket Communications, Inc. to Amend its Designation as an Eligible Telecommunications Carrier and Eligible Telecommunications Provider

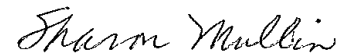
Please find attached the Application of Cricket Communications Inc. to relinquish its designation as an Eligible Telecommunications Carrier and Eligible Telecommunications Provider.

Additionally, please add David Collier and me to the service list in this docket as follows, and paper service is waived.

Sharon Mullin Director, External Affairs AT&T Services, Inc. 816 Congress Ave. Austin, TX 78701 sm3162@att.com	David Collier Area Manager, Regulatory Relations AT&T Services, Inc. 645 E. Plumb Lane, Rm. C144 PO Box 11010 Reno, NV 89520 dc1787@att.com
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If you have any questions regarding this application, please feel free to contact me at (512) 330-1698.

Very truly yours,


Sharon Mullin
Director
AT&T Services, Inc.

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

In the Matter of

CRICKET COMMUNICATIONS, INC.,

**Application to Amend its Designation as an
Eligible Telecommunications Carrier and
Eligible Telecommunications.**

Docket No. UM 1625

**APPLICATION OF CRICKET
COMMUNICATIONS, INC. TO
RELINQUISH ITS DESIGNATION AS AN
ELIGIBLE TELECOMMUNICATIONS
CARRIER AND ELIGIBLE
TELECOMMUNICATIONS PROVIDER**

Cricket Communications, Inc. (“Cricket”) respectfully requests relinquishment of its Lifeline-only Eligible Telecommunications Carrier (“ETC”) and Eligible Telecommunications Provider (“ETP”) designation pursuant to 47 U.S.C. § 214(e)(4) and 47 C.F.R. § 54.205, effective July 1, 2015. In support of its Petition, Cricket states as follows:

1. Cricket is licensed by the Federal Communications Commission (“FCC”) to provide commercial mobile radio service (“CMRS”) in Oregon. On March 13, 2014, after receiving appropriate approvals, including from the FCC,¹ Cricket became a wholly-owned, indirect subsidiary of AT&T Inc.

2. The Public Utility Commission of Oregon (“Commission”) approved Cricket’s initial ETC and ETP designation to provide Lifeline service in Docket No. UM 1456, Order No. 10-070 entered February 25, 2010. The Commission approved Cricket’s application to expand its ETC and ETP designated service area in Docket No. UM 1625, Order No. 13-023 entered January 29, 2013.

¹ *Applications of Cricket License Company, LLC et al., Leap Wireless International, Inc., and AT&T Inc. for Consent to Transfer Control of Authorizations, Application of Cricket License Company, LLC and Leap Licenseco Inc. for Consent to Assignment of Authorization, Memorandum Opinion and Order, WT Docket No. 13-193, DA 14-349 (rel. March 13, 2014)(“Cricket Transfer Order”).*

3. Cricket intends to relinquish its Lifeline-only ETC and ETP designation in all areas of Oregon for which it is currently so designated with such relinquishment to become effective on July 1, 2015.² Cricket is relinquishing its designation in advance of the expected shut down of its CDMA network in Oregon on or before September 2015. All of Cricket's CDMA-based customers will be required to migrate off of Cricket's CDMA network prior to network shut down and retail service to Cricket customers will be terminated as early as mid-August.

4. Relinquishment of Cricket's Lifeline-only ETC and ETP designation will not affect the amount of federal Lifeline support available to other ETCs in the state.

5. Cricket is entitled to relinquish its ETC designation pursuant to 47 U.S.C. §214(e)(4) which states, in pertinent part:

A State commission...**shall permit an eligible telecommunications carrier to relinquish its designation** as such a carrier **in any area served by more than one eligible telecommunications carrier.** An eligible telecommunications carrier that seeks to relinquish its eligible telecommunications carrier designation for an area served by more than one eligible telecommunications carrier shall give advance notice to the State commission...of such relinquishment. Prior to permitting a telecommunications carrier designated as an eligible telecommunications carrier to cease providing universal service in an area served by more than one eligible telecommunications carrier, the State commission...shall require the remaining eligible telecommunications carrier or carriers to ensure that all customers served by the relinquishing carrier will continue to be served, and shall require sufficient notice to permit the purchase or construction of adequate facilities by any remaining eligible telecommunications carrier.

Id. (emphasis added)

The FCC rule essentially reiterates the same requirements in § 214(e)(4) and states, in pertinent part, that a “state commission shall permit” an ETC to “relinquish its designation as such in any area served by more than one [ETC].” 47 C.F.R. § 54.205(a) and (b). The FCC rule

² Cricket's specific request is that after June 30, 2015, it will no longer be a Lifeline-only ETC and ETP in Oregon.

also requires that the ETC “shall give advance notice to the state commission of such relinquishment.” *Id.* Finally, the FCC rules require State commissions to ensure that the relinquishing ETC’s customers will be served by the remaining ETC(s) and ensure sufficient notice to permit the purchase and construction of facilities if necessary. *Id.*

6. The wire centers impacted by this request along with the incumbent local exchange carrier (“ILECs”) currently serving those wire centers are identified in **Exhibit A**, attached hereto. To the best of Cricket’s knowledge, each of the wire centers identified in Exhibit A is currently served by the ILEC which is an ETC and ETP. In addition, the Commission has designated other competitive carriers to provide Lifeline service within Cricket’s current ETC and ETP designated area. Competitive ETCs, including Lifeline-only providers, which provide service in at least part of Cricket’s designated service area, are identified in **Exhibit B**.³ As there is already at least one other ETC and ETP in all areas in which Cricket is currently designated as an ETC, the Commission is required by federal law to permit Cricket to relinquish its Lifeline-only ETC designation.

7. To the best of Cricket’s knowledge, no purchase or construction of facilities by other carriers will be necessary.⁴ Because other ETCs currently serve the entire area in which Cricket is designated as an ETC in Oregon, the Commission need not provide notice to those carriers to permit them to purchase or construct facilities to ensure that Cricket’s customers will continue to receive service. In addition, post-relinquishment, Cricket customers will be able to

³ AT&T Mobility is not included in this list.

⁴ 47 U.S.C. §214(e)(4).

receive service through New Cricket (another AT&T affiliate)⁵ which offers competitive plans that provide all consumers, including low-income consumers, a great value.⁶

8. Cricket is taking steps to mitigate the impact of relinquishment on its current Lifeline customers and will ensure that these customers receive ample notice of the change in their Lifeline service. Cricket Lifeline customers are already migrating from Cricket's legacy CDMA plans to the New Cricket's 4G GSM plans without the Lifeline credit. As of the date of this filing, there is fewer than half the number of Cricket Lifeline customers in the state as there were six months ago, and Cricket expects that this trend will continue.

9. In order to avoid customer confusion and assist with a smooth transition process, Cricket will stop accepting new Lifeline applications from Commission Staff once the Commission issues an order approving Cricket's ETC relinquishment. This is consistent with the approach taken in other jurisdictions.⁷ This will prevent a newly enrolled Lifeline customer

⁵ The affiliate through which Cricket GSM service is provided is Cricket Wireless, LLC ("New Cricket"), formerly known as Aio Wireless. New Cricket, like Cricket, is a wholly-owned, indirect subsidiary of AT&T Inc.

⁶ The new Cricket offers are appealing – in price, superior network coverage and performance. New Cricket rate plans start at \$25 for nationwide, unlimited talk and text, which include roaming, taxes and other fees. New Cricket currently offers entry level data plans beginning at \$40/month with 1GB of high-speed data on AT&T's nationwide 4G LTE network or \$35/month with a \$5/monthly credit with auto pay.

⁷ See *Application of Sprint Nextel Corporation to Relinquish Its Designation as an Eligible Telecommunications Carrier*, Texas PUC Docket No. 40543, Staff Memo at 2 (July 25, 2012) ("Ms. Kimberly Scardino, Deputy Division Chief, the FCC TAPD, stated in an email to Staff dated July 24, 2012, that Staff's requirement that no new Lifeline customers be enrolled in Sprint Nextel's Lifeline plan after the 90-day notices have been sent does not conflict with Federal ETC requirements."); See also, *Telecommunications Carriers Eligible for Support, Federal-State Joint Board on Universal Service*, WC Docket No. 09-197, CC Docket No. 96-45, 27 FCC Rcd 14215 (WCB 2012) (approving Verizon Wireless's ETC relinquishment notice, which also informed the Commission that it would cease enrolling new Lifeline customers prior to its relinquishment date). See also, *Cricket's Notice of Relinquishment of Eligible Telecommunications Carrier Designations*, WC Docket No. 09-197, CC Docket No. 96-45, filed with the FCC on October 14, 2014.

on Cricket's CDMA network from having to change to another Lifeline provider shortly thereafter.⁸

10. Cricket will also notify each Oregon Lifeline customer that it will no longer be an ETC and ETP. Cricket will offer each Lifeline customer the option of transitioning to a competitively priced 4G GSM wireless calling plan offered by New Cricket. Cricket will also inform each affected customer that a Lifeline discount can be obtained from the remaining ETC(s) in the area. Cricket will provide the Commission's contact information (www.rspf.org and 1-800-848-4442) through which a customer may obtain information about other Lifeline providers. If a Cricket customer decides to obtain service from another provider, there will be no early termination fee, as Cricket customers are not subject to such fees. **Exhibit C** is a sample copy of the notification Cricket intends to send via U.S. Mail to each of its Lifeline customers on or before April 30, 2015. In addition, as Cricket customers are most familiar with receiving information from Cricket via text message, Cricket will also send each Lifeline customer at least two text messages directing them to a website(s) with information about New Cricket's offers and will provide the Commission's contact information so that the customer can obtain information about alternative Lifeline providers. The first text message will be sent during or before the first week of May and the second text message will be sent during or before the first week of June. This customer notification will be in addition to the notifications customers will receive regarding the CDMA network shut down.⁹

⁸ Cricket will no longer sell CDMA handsets in Oregon after February 1, 2015. From February 1, 2015 until the date the Commission approves this petition, Cricket will accept from Commission Staff customers that request Lifeline and already have a CDMA compatible handset.

⁹ Cricket CDMA customers will receive additional notification with offers including free feature phones or credits toward GSM devices which will depend on the device the customer purchased and when it was purchased.

11. Cricket will continue to provide existing eligible Lifeline customers with the Lifeline discount and claim reimbursement for the Lifeline discount until the effective date of relinquishment.¹⁰ Cricket will not seek reimbursement for the Lifeline discount after June 30, 2015.

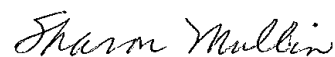
12. Cricket seeks to relinquish its Lifeline-only ETC designation effective July 1, 2015. Cricket requests the Commission issue an order granting Cricket's petition as soon as possible, but no later than March 30, 2015, so that Cricket can provide ample notice to its customers and ensure an orderly transition.

CONCLUSION

For the foregoing reasons, Cricket respectfully requests that the Commission grant this Petition expeditiously allowing Cricket to relinquish its Lifeline-only ETC and ETP designations and associated rights to receive federal universal service and Oregon Telephone Assistance Program funding in Oregon, effective July 1, 2015.

Respectfully submitted this 4th day of December, 2014,

Cricket Communications, Inc.



Sharon Mullin
Director, External Affairs
2003 Point Bluff
Austin, TX 78746
(512) 330-1698 (telephone)
(832) 213-0203 (facsimile)
smullin@att.com

¹⁰ Pursuant to the *Cricket Transfer Order*, Cricket will continue to provide a discount equivalent to the Lifeline discount to existing Lifeline customers until the earlier of such time as the customer voluntarily upgrades his or her device, chooses another rate plan, suspends service, migrates to the New Cricket GSM platform, or until the sunset of the CDMA network.

CERTIFICATE OF SERVICE

UM 1625

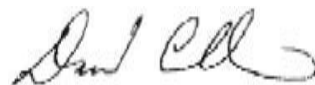
I hereby certify that on the 4th day of December, 2014, I served the foregoing Application by Cricket Communications, Inc. in the above entitled docket on the following persons via U.S. Mail, by mailing a correct copy to them in a sealed envelope, with postage prepaid, addressed to them at the address shown below, or via email only if the service list indicates such persons waive paper service.

Alan J. Galloway (W) Davis Wright Tremaine LLP 1300 SW Fifth Ave, Ste. 2300 Portland, OR 97201-5682 alangalloway@dwt.com	Mark P. Trincherro (W) Davis Wright Tremaine LLP 1300 SW Fifth Ave, Ste. 2300 Portland, OR 97201-5682 marktrincherro@dwt.com
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(W) = Waive Paper Service

Dated this 4th day of December, 2014

Cricket Communications, Inc.



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Reno, NV 89520
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(775) 333-2364 (facsimile)
david.collier@att.com

EXHIBIT A

ILEC NAME	CLLI CODE
BEAVER CREEK COOPERATIVE TELEPHONE CO.	BVCKORXA
CANBY TELEPHONE ASSOCIATION	CNBYORXA
CANBY TELEPHONE ASSOCIATION	NEDYORXA
CASCADE UTILITIES, INC.	CRBTORXC
CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	AURRORXA
CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	BWVLORXX
CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	CHBUORXA
CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	CRWLORXA
CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	LBNNORXB
CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	SCPPORXA
CENTURYTEL OF OREGON, INC. DBA CENTURYLINK	SHDDORXA
CLEAR CREEK MUTUAL TELEPHONE CO.	RDLDORXX
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ALOHORXX
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	AMTYORXX
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	AMVLORXX
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	BNKSORXX
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	BVTNORXB
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	DYTNORXA
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	FRGVORXX
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	GDISORXX
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	GRHMORXB
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	HLBOORXB
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	MMVLORXX
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	NWBRORXA
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	ORNTORXA
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	SCHLORXX
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	SHWDORXA
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	SLTNORXA
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	SMRWORXA
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	SNDYORXA
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	SNSDORXX
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	STFRORXX
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	TGRDORXA
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	TGRDORXC
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	TRNRORXA
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	TULTORXA
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	VYVWORXA
FRONTIER COMMUNICATIONS NORTHWEST, INC. - OR	WIVLORXA
GERVAIS TELEPHONE CO.	GRVSORXX
MOLALLA TELEPHONE CO.	MLLORXA
MONITOR COOPERATIVE TELEPHONE CO.	MNTRORXA

ILEC NAME	CLLI CODE
MONROE TELEPHONE CO.	MONRORXB
MT. ANGEL TELEPHONE CO.	MTANORXA
OREGON - IDAHO UTILITIES, INC.	ADRNORXA
OREGON - IDAHO UTILITIES, INC.	RDVWORXA
QWEST CORPORATION/CENTURYLINK	ADAROR21
QWEST CORPORATION/CENTURYLINK	ALBYOR63
QWEST CORPORATION/CENTURYLINK	BURLOR62
QWEST CORPORATION/CENTURYLINK	CRVSOR65
QWEST CORPORATION/CENTURYLINK	CTGVOR53
QWEST CORPORATION/CENTURYLINK	DLLSOR58
QWEST CORPORATION/CENTURYLINK	EUGNOR28
QWEST CORPORATION/CENTURYLINK	EUGNOR53
QWEST CORPORATION/CENTURYLINK	INDPOR58
QWEST CORPORATION/CENTURYLINK	JFSNOR63
QWEST CORPORATION/CENTURYLINK	JNCYOR51
QWEST CORPORATION/CENTURYLINK	LKOSOR62
QWEST CORPORATION/CENTURYLINK	MLWKOR17
QWEST CORPORATION/CENTURYLINK	NPLNOR62
QWEST CORPORATION/CENTURYLINK	NYSSORXC
QWEST CORPORATION/CENTURYLINK	ONTRORXC
QWEST CORPORATION/CENTURYLINK	ORCYOR18
QWEST CORPORATION/CENTURYLINK	ORSLORXC
QWEST CORPORATION/CENTURYLINK	PTLDOR02
QWEST CORPORATION/CENTURYLINK	PTLDOR08
QWEST CORPORATION/CENTURYLINK	PTLDOR11
QWEST CORPORATION/CENTURYLINK	PTLDOR12
QWEST CORPORATION/CENTURYLINK	PTLDOR13
QWEST CORPORATION/CENTURYLINK	PTLDOR14
QWEST CORPORATION/CENTURYLINK	PTLDOR17
QWEST CORPORATION/CENTURYLINK	PTLDOR18
QWEST CORPORATION/CENTURYLINK	PTLDOR69
QWEST CORPORATION/CENTURYLINK	SALMOR58
QWEST CORPORATION/CENTURYLINK	SALMOR59
QWEST CORPORATION/CENTURYLINK	SPFDOR01
QWEST CORPORATION/CENTURYLINK	STHNOR40
QWEST CORPORATION/CENTURYLINK	VENTOR54
QWEST CORPORATION/CENTURYLINK	WDBNOR59
ROOME TELECOMMUNICATIONS, INC.	HLSYORXB
ST PAUL COOPERATIVE TELEPHONE ASSOCIATION	STPLORXX

EXHIBIT B

Study Area Code	Study Area Name
539011	VIRGIN MOBILE USA LP
539013	TRACFONE WIRELESS INC.
539014	T-MOBILE USA INC.

DRAFT

[Insert Cricket Communication/Cricket Wireless logo]

IMPORTANT LIFELINE INFORMATION

{Customer Name} {Date}

{Mailing Address 1} Wireless Number(s): {Wireless Number}

{Mailing Address 2}

{City, MN Zip}

Dear {Customer Name},

We just wanted to send you a quick note to let you know some news. **After June 30, 2015, Cricket will no longer be a Lifeline provider in Oregon.**

As an existing Cricket Lifeline customer, after June 30, 2015, you'll continue to receive a Lifeline equivalent discount as long as you stay active on Cricket's "old" CDMA network -- or until Cricket has upgraded its network to 4G GSM and no longer offers service on the CDMA network.¹ Just so you know, Cricket will no longer offer CDMA service in Oregon as early as mid-August 2015.

If you'd like to receive Lifeline service from another service provider, visit www.rspf.org or call the Oregon Public Utility Commission at 1-800-848-4442 to get information about other Lifeline providers in your area.

[Internal Note to Reader: This section may evolve to the current offers in effect at the time of Relinquishment]

We hope you'll stay with Cricket and enjoy the benefits of **Cricket's** new 4G network and rate plans. All you need is a compatible GSM phone and one of Cricket's new rate plans. These rate plans do not include a Lifeline discount, but we encourage you to check out the great values they offer.

- Plans start at **\$25/month** - taxes and fees are included, and there is no Lifeline paperwork needed to qualify
- Plans provide **unlimited talk and text**
- You'll get **nationwide GSM coverage and no roaming charges**

Visit your nearest Cricket retail store to switch to a new GSM phone and rate plan—or learn more about switching to Cricket at <http://cricketwireless.com/switch>.

- **Talk, text and share** with reliable nationwide coverage and fast 4G LTE speeds.
- **Enjoy simple, affordable**, unlimited plans with all taxes and fees included.
- **Earn a new free smartphone** every year with our Cricket rewards program.
- **Choose from** a great selection of the best phones and top brands—all at great prices.

We look forward to continuing to serve your wireless needs.

Sincerely,

Cricket Wireless

¹ You will continue to receive a Lifeline equivalent discount until your service on the "old" network is terminated unless your service is suspended or you change your current rate plan.