

1 **BEFORE THE PUBLIC UTILITY COMMISSION**

2 **OF OREGON**

3 **UM 1202**

4  
5 SECOND AMENDED APPLICATION OF  
6 WANTEL, INC. d/b/a COMSPANUSA FOR  
7 DESIGNATION AS AN ELIGIBLE  
8 TELECOMMUNICATIONS CARRIER  
9 PURSUANT TO THE TELECOMMUNICATIONS  
10 ACT OF 1996 – NON-RURAL AREAS

11  
12 Wantel, Inc. d/b/a ComspanUSA (“Wantel”) respectfully submits this Application for  
13 Designation as an Eligible Telecommunications Carrier (“ETC”) pursuant to Sections 214(e)(1)-  
14 (2) of the Telecommunications Act of 1934, as amended (“Act”), 47 U.S.C. (e)(1)-(2) and  
15 Section 54.201 of the Federal Communications Commission’s (“FCC”) rules, 47 C.F.R. Section  
16 54.201. Wantel requests that it be designated as an ETC in the Roseburg, Sutherlin and Winston  
17 wire centers served by the incumbent Qwest Communications, and that it be designated as  
18 eligible to receive all available support from the federal Universal Service Fund (“USF”)  
19 including, but not limited to, interstate access support for high cost areas and support for low  
20 income customers in the geographic areas specified in this Application. Wantel is requesting  
21 ETC status primarily to allow customers it serves in the Roseburg, Sutherlin and Winston  
22 exchange areas of Qwest Corporation (“Qwest”) to be eligible to receive Oregon Telephone  
23 Assistance Program (“OTAP”) and Lifeline/Link Up assistance and because designation as a  
24 federal ETC is effectively a prerequisite for participating in the Oregon Universal Service Fund.

25 **I. APPLICANT**

26  
Wantel is a competitive local exchange company (“CLEC”) and obtained its competitive  
registration from the Oregon Public Utilities Commission on August 20, 1999 under Order No.  
99-507.

1 **II. ALLEGATION OF FACTS**

2 **A. Eligibility and Identification of the Service Area.**

3 Under Sections 214(e) and 254 of the Act, the Public Utility Commission of  
4 Oregon (“OPUC” or “Commission”) is authorized to designate Wantel as an ETC. Section  
5 214(e)(2) of the Act provides that state commissions have the primary responsibility for  
6 designating ETCs. The FCC recently amended its rules governing Universal Service. See Part  
7 54 of Title 47 CFR, and Report and Order, issued March 17, 2005. Attached as Exhibit A to  
8 Wantel’s application is a copy of an executed letter from Wantel certifying that all federal  
9 universal service support it receives will be used only for the provision, maintenance, and  
10 upgrading of facilities and services for which such support is intended. Wantel submits maps of  
11 the general geographic area of its service territory as Exhibit B. Wantel’s service areas will  
12 mirror those of the ILEC, Qwest Communications. Also attached as part of Exhibit B are maps  
13 that show the areas it serves both with its own network and through both UNEs and resale  
14 services. In addition, attached as Exhibit C, is a list of the wire centers in the proposed service  
15 area with the following information: wire center name, wire center CLLI code, and the  
16 corresponding ILEC study area name.

17 **B. The Legal Standard for Granting ETC Status.**

18 In order to obtain ETC designation, an applicant must demonstrate the following:  
19 (1) a commitment and ability to provide the services to all customers in the area proposed to be  
20 served; (2) emergency back up functionality; (3) that it meets applicable consumer protection  
21 standards and service quality standards, (4) that local usage offered is comparable to that offered  
22 by the incumbent LEC; and (5) that the applicant understands that it may be required to provide  
23 equal access if all other ETCs in the designated service area relinquish their designations.

24 As part of the commitment to provide services to all customers in the proposed  
25 area to be served, the applicant must submit a five year plan describing with specificity, on a  
26

1 wire center-by-wire center basis, proposed improvements and upgrades to the applicant's  
2 network.

### 3 **III. SERVICES PROVIDED BY PETITIONER**

4 In order to be designated an ETC, a common carrier must demonstrate pursuant to  
5 Section 214(e)(2) that they offer services and agree to offer and advertise the supported services  
6 throughout the proposed ETC service area. In addition, the common carrier must meet the public  
7 interest standard.

8 Wantel currently provides service throughout all three wire centers in its proposed service  
9 area. For portions of the areas not yet covered by Wantel's own network, services are provided  
10 mainly by the use of UNEs which are used to route traffic to Wantel's DMS 500 switch in  
11 Roseburg. For the Roseburg, Sutherlin and Winston wire centers, Wantel has provisioned its  
12 switch to duplicate both the local and EAS calling areas of the ILEC. In some cases Wantel also  
13 makes use of a resale agreement contained in its Interconnection Agreement (ICA) with Qwest.

14 Wantel will offer the federally designated services listed at 47 C.F.R. Section 54.101(a):  
15 (1) voice grade access to the public switched network, (2) local usage, (3) dual tone multi-  
16 frequency signaling or its functional equivalent, (4) single-party service or its functional  
17 equivalent, (5) access to emergency services, (6) access to operator services, (7) access to  
18 interexchange service, (8) access to directory assistance, and (9) toll limitation for qualifying  
19 low-income consumers. Wantel is a facilities-based carrier that currently offers these services  
20 throughout the areas where it seeks ETC designation. Wantel will offer throughout Roseburg,  
21 Winston, and Sutherlin exchange areas basic telephone service using Wantel's own subscriber  
22 plant (i.e. loop facilities), leased UNE loop facilities, or resale of another carrier's retail service.

#### 23 **A. Voice-grade access to the public switched telephone network.**

24 47 C.F.R. Section 54.101(a)(1) requires a carrier to offer voice grade access to the  
25 public switched telephone network. Wantel provides voice grade access to the public switched  
26 telephone network. Wantel provides voice grade access pursuant to the FCC's definition.

1           **B. Local Usage.**

2           Wantel's service provides unlimited local usage and is consistent with 47 C.F.R.  
3 Section 54.101(a)(2).<sup>1</sup> Wantel's basic local usage plans are comparable to those of the ILEC,  
4 Qwest. Wantel exactly mirrors Qwest in defining the local calling areas and extended area  
5 service (EAS). Attached is Exhibit D, which shows the residential and business basic local  
6 service prices, as well as the prices for basic feature packages and other service prices.  
7 Comparison with Qwest's basic service prices demonstrates that Wantel's prices are comparable.

8           **C. Dual-tone, multi-frequency signaling or its functional equivalent.**

9           Pursuant to 47 C.F.R. Section 54.101(a)(3) an ETC must provide dual tone multi-  
10 frequency signaling ("DTMF") to facilitate the transportation of signaling throughout its  
11 network. Wantel provides DTMF signaling throughout its network, consistent with FCC rules.

12           **D. Single-party service or its functional equivalent.**

13           "Single-party service" means that only one party will be served by a subscriber  
14 loop or access line in contract to a multi-party line.<sup>2</sup> Wantel provides single party service, as  
15 required by 47 C.F.R. Section 54.101(a)(4).

16           **E. Access to emergency services.**

17           The ability to reach a public emergency service provided by dialing 911 is a  
18 required service in any universal service offering. Wantel currently provides all of its  
19 customers with access to emergency service by dialing 911. Wantel offers E-911 throughout its  
20 calling area.

21           **F. Access to operator services.**

22           Access to operator services is defined as any automatic or live assistance provided  
23 to a consumer to arrange for the billing or completion, or both, of a telephone call.<sup>3</sup> Wantel  
24

25 <sup>1</sup> *First Report and Order*, at 8814

26 <sup>2</sup> *Id.* at 8810

<sup>3</sup> *Id.* at 8817-18.

1 provides customer access to operated services on 24/7 basis consistent with 47 C.F.R. Section  
2 54.101(a)(6).

3 **G. Access to interexchange service.**

4 An ETC must offer consumers access to interexchange service to make and  
5 receive toll or interexchange calls. Wantel meets this requirement by providing all of its  
6 customers with the ability to make and receive interexchange or toll calls through  
7 interconnection arrangements it has with several IXCs. Wantel is an equal access provider.

8 **H. Access to directory assistance.**

9 The ability to place a call to directory assistance is a required ETC service  
10 offering.<sup>4</sup> Wantel customers are able to obtain directory assistance from live operators.

11 **I. Toll limitation for qualifying low income consumers.**

12 An ETC must offer either “toll control” or “toll blocking” services to qualifying  
13 Lifeline customers at no charge. In particular, an ETC must provide toll blocking which allows  
14 customers to block the completion of outgoing calls.<sup>5</sup> Wantel provides this service now and will  
15 continue to do so in the future.

16 **J. Link Up and Lifeline Services.**

17 Wantel will offer Link Up and Lifeline services throughout the three service areas  
18 designated as Winston, Sutherlin/Oakland and Roseburg. These services will be made available  
19 in accordance with the guidelines as published and amended from time to time by the federal  
20 agency or agencies that administer such programs.

21 **IV. FIVE YEAR PLAN**

22 Wantel, in attached Exhibit E<sup>6</sup>, provides a Five Year Plan for improvements and upgrades  
23 to its network on a wire center-by-wire center basis throughout the service area described in this  
24

---

25 <sup>4</sup> *Id.* at 8817-18.

25 <sup>5</sup> *Id.* at 8821-22.

26 <sup>6</sup> The Five Year Plan is submitted as a confidential exhibit, as it contains confidential information regarding planned network upgrades. Exhibit E.

1 petition. The Plan demonstrates in detail how IAS and OUSF support will be used for service  
2 improvements that would not occur absent receipt of such support. As noted above, Wantel's  
3 main objective is to become a state ETC in order to receive Oregon Universal Service support.  
4 To achieve this objective, Wantel must first obtain federal ETC status, and, as demonstrated in  
5 this application, the company is willing to meet those requirements. Although the use of OUSF  
6 funds is a matter for consideration in the OUSF docket, Wantel also provides its plans for the use  
7 of that support money as part of the Five Year Plan submitted with this application, which  
8 demonstrates Wantel's commitment to being an ETC. In order for Wantel to complete the  
9 projects identified in the Five Year Plan, it is necessary to obtain both IAS support funds and  
10 funds from the OUSF. Because obtaining federal ETC status is effectively a condition precedent  
11 to qualifying as an ETC for purposes of the OUSF, the IAS funds that would be available as a  
12 result of becoming a federal ETC are essential for the identified projects notwithstanding the fact  
13 that the dollar amounts are relatively small.

#### 14 **V. ADVERTISING AVAILABILITY OF UNIVERSAL SERVICE**

15 Pursuant to Section 54.201 of the FCC's rules, 47 C.F.R. Section 54.201, Wantel plans to  
16 advertise the availability of each of the supported services detailed above, through its licensed  
17 service area, by media of general distribution. The methods of advertising utilized may include  
18 newspaper, magazine, radio, direct mailings, public exhibits and displays, bill inserts, and  
19 telephone directory advertising. This information is currently advertised by Wantel in its service  
20 area. Wantel will distribute literature offering Lifeline and Link Up to senior services, hospitals,  
21 clinics, hospices, senior centers, welfare offices and other locations where those likely to be  
22 eligible for the program(s) would encounter the brochures.

#### 23 **VI. PUBLIC INTEREST FACTORS**

24 Granting Wantel's application to become an ETC in the Roseburg, Winston, and  
25 Sutherlin area is in the public's interest. Wantel's long-term plan is to build out its network and  
26

1 use its own plant to provide service in lieu of using the facilities or reselling the services of the  
2 incumbent, Qwest.

3 Wantel is committed to provide service throughout its designated service area to all  
4 customers who make a reasonable request for services.<sup>7</sup> Further, Wantel agrees to provide  
5 service to requesting customers where its facilities already exist, as well as to those in its service  
6 area but outside its existing network coverage within a reasonable period of time and at a  
7 reasonable cost.<sup>8</sup> See attached Exhibit E (Wantel's original Application for OUS Support).

8 Wantel seeks to use the high cost support prudently, in a manner that will extend the provision of  
9 its services to customers in the high cost areas.

10 Wantel currently offers the same services as Qwest. Specifically, Wantel currently offers  
11 the following services:

- 12 i. Basic telephone service including
- 13 ii. EAS
- 14 iii. E911 (included in all areas)
- 15 iv. Caller ID
- 16 v. Call Waiting w/Caller ID
- 17 vi. Call Forward
- 18 vii. Call Forward No Answer
- 19 viii. Call Rejection
- 20 ix. Call Transfer
- 21 x. Caller ID Block/Unblock
- 22 xi. Continuous Redial
- xii. Call Forward Remote Access w/ Pin#
- xiii. Last Call Return
- xiv. Priority Call
- xv. Selective Call Forwarding
- xvi. Selective Call Acceptance
- xvii. Speed call 8 and 30
- xviii. Three Way Calling

23 <sup>7</sup> Report and Order, Released March 17, 2005, at 11-12.

24 <sup>8</sup>Wantel envisions three circumstances in which it would refuse service to a potential customer: (1) A customer,  
25 who does not qualify for any assistance program, has poor credit and refuses to make a deposit, even when interim  
26 partial deposit payments are offered; (2) A customer who uses the service or equipment of Wantel to commit a  
crime; and (3) A customer who resides beyond any present facilities and beyond Qwest's base rate area and refuses  
to pay or make arrangements to pay for the line extension charges as set forth in the Qwest tariff by which Wantel  
will abide.

- xix. Anonymous Call Rejection
- xx. Voice Mail, basic, expanded and premium
- xxi. Inside Wire Protection
- xxii. Custom Ring
- xxiii. Dial-up Internet
- xxiv. DSL 256k to 1.5mb
- xxv. Pro-Pel dial-Up Accelerator
- xxvi. Open Access to long distance 1 + dialing and choice of any PIC/LPCI

Wantel, in support of its ETC application, has provided a Five Year Plan for improvements and upgrades to its network. *See* Exhibit E. This plan covers the entire service area that Wantel serves and seeks ETC status. Through Wantel's planned improvements it will be able to provide improved basic and advanced services to all of its customers, including those in traditional high cost areas. These improvements include high speed data services, as well as facilities that will allow the provision of "triple play" services: voice, video and high speed data. Wantel also provides access to several different ISPs in the area. Wantel's plan to extend its fiber infrastructure in its service area will be in the public interest as it will be able to offer advanced services and increased reliability and capacity to its customers.

This infrastructure will allow customers to obtain advanced services that were previously unavailable in high cost areas. By extending these advanced services, customers will be provided with increased choice as well. Granting ETC status to Wantel will further serve to achieve the national policy of extending these advanced services to all regions of the nation.<sup>9</sup> These new customers will have access to voicemail, call waiting, caller identification, three way calling, and last call return. In addition, Wantel will be extending Digital Subscriber Line ("DSL") service to these customers. Providing these services to customers in high cost areas meets the public interest goals for an ETC provider.

Service quality will increase for customers of Wantel in high cost areas. A review of the five year plan shows how the network upgrades (including those funded by the company) will extend Wantel's fiber network further into the high cost areas. By doing so, this new

---

<sup>9</sup> *Report and Order*, Released March 17, 2005, at 18-19.



1 infrastructure will increase call and service quality in these areas. The result will be improved  
2 local access via new facilities with fiber-optic runs to the neighborhood enabling more customer  
3 connections, more reliable service, and a broader choice of features and benefits. Improved  
4 service quality will result from the new infrastructure, fiber-optic transport, SONET ring  
5 topology and newer state of the art equipment in the field, customer premises and wire centers.  
6 Improved service quality will also result from local involvement by consumers in the service  
7 area, enabled by Wantel's walk-in offices located in the service area where customers can  
8 interact with Wantel employees on a person-to-person basis as well as having Wantel's core  
9 technical staff on hand locally for instant response to situations as they arise. There will also be  
10 more reliable emergency services due to diverse traffic routing and SONET ring technologies, as  
11 well as eight hour battery back-up and generators distributed throughout Wantel's network as  
12 required.

13           Wantel will be providing enhanced access to IXCs via its FG-D trunking to the access  
14 Tandems serving its areas, as well as the company's regional fiber-optic network. Wantel's  
15 service will enable more reliable 911 and provide a secondary route for access to the Eugene,  
16 Oregon PSAP and provide a direct diverse secondary link to the local Sheriff's Office 911  
17 center. This will improve emergency backup access and redundancy in the event the link used  
18 by Qwest between Eugene, Oregon and back to the local PSAP goes down again.

19           In addition, as part of its Five Year Plan, Wantel describes its interest in PCINW  
20 Regional Fiber. Wantel owns one-third interest in this dark fiber run that serves to connect local  
21 Wantel communities to a regional high speed transport network providing advanced services.  
22 Extending connections to the PCINW Regional Fiber will offer increased cost savings and  
23 connectivity to customers being served in the high cost areas of Wantel's service area.

24           In addition, designation of Wantel as an ETC is in the public interest because it will  
25 promote competition. Competition promotes consumer benefits in the form of lower prices,  
26 increased service quality, and innovation. As a competitor to the incumbent, Wantel must offer

1 prices that equal or are less than the incumbent's. It must also offer good service quality or it  
2 will lose customers. Also, by designating Wantel as an ETC it will make available Lifeline and  
3 Link Up, including OTAP, services to customers of Wantel in the Roseburg, Winston, and  
4 Sutherlin area. For these reasons designation of Wantel as an ETC is in the public interest.

5  
6 **VII. COMMITMENT TO SERVE REQUESTING CUSTOMERS**

7 *See Exhibit F Wantel's original Application for OUS Support.* In it, Wantel certifies and  
8 agrees to provide its services to all customers for a reasonable cost within a reasonable time  
9 frame.

10  
11 **VIII. EQUAL ACCESS**

12 Wantel acknowledges that it must provide equal access in its service area. It further  
13 acknowledges that should all other ETCs in its service area relinquish their designations, it must  
14 continue to provide equal access. *See Exhibit G, Wantel's Equal Access Script, and Exhibit F,*  
15 *Wantel's original Application for OUS Support.*

16  
17 **IX. ABILITY TO REMAIN FUNCTIONAL IN EMERGENCY SITUATIONS**

18 In order to be designated an ETC, the applicant must be able to demonstrate a reasonable  
19 ability to remain functional in an emergency situation. There are three areas for demonstration:  
20 back-up power to ensure a functioning network; network redundancy for re-routing; and how  
21 traffic spikes are addressed.  
22

1           1. Back-up power

2           Wantel has eight hour battery back-up at each location where its equipment requires  
3 power. It also has LNP/LPG powered generators with automatic transfer switches where it is  
4 required.<sup>10</sup>

5           2. Network redundancy

6           Wantel has its own fiber routes in certain areas and leases fiber from others to obtain  
7 redundancy in its network. Wantel operates diverse interconnect trunking on physically  
8 redundant paths to multiple diverse switches in the Qwest network.  
9

10           Wantel's SS7 network is dual-homed to Eugene and Medford and also terminates in  
11 physically diverse paths over the company's network.

12           Wantel also operates diverse long distance interconnections to multiple providers other  
13 than Qwest over physically diverse facilities.  
14

15           3. Traffic spikes.

16           Wantel has excess capacity on all its routes. As an example, Wantel has four DS1 trunks  
17 to the Eugene Access Tandem, as well as four more FG-D trunks to the EUGNOR53C9T tandem  
18 switch. With respect to standard interconnect trunking to the ILEC, Qwest, Wantel meets or  
19 exceeds all required grades of service and reviews traffic distribution on these facilities on a  
20 monthly basis, with changes occurring as needed.  
21

22           As there is only one voice switch in the Wantel network at this time, there are no internal  
23 tandem or interconnect trunks presently on its network.  
24

---

25 <sup>10</sup> Referring to Wantel's confidentially submitted Five Year plan will demonstrate the redundancy in the network to  
26 provide a reroute of traffic and how the network can address traffic spikes during an emergency.

1 Extension to nodal presences using GR-303 type subscriber concentration is maintained  
2 to meet or exceed 4:1, with concentration currently better than 4:1 (e.g. 3.8:1) being achieved.  
3 This is also monitored on a monthly basis and additional GR-303 trunks provisioned as needed  
4 to ensure a consistent level of service.

5 **X. CONSUMER PROTECTION**

6 Wantel is subject to the Oregon consumer protection laws. It also submits service quality  
7 reports to the Commission. Attached as Exhibit H is a summary of Trouble Reports,  
8 Provisioning Commitments, Held Orders, Access to Representatives for Repair and Business  
9 Office, and Call Blocking. Each of these standards have been met or surpassed by Wantel.

10 Respectfully submitted this 18th day of May, 2005.

11  
12  
13 ATER WYNNE LLP

14 By: 

15 Joel R. Paisner, WSBA #16405  
16 [jrp@aterwynne.com](mailto:jrp@aterwynne.com)

17 Arthur A. Butler, WSBA #04678  
18 [aab@aterwynne.com](mailto:aab@aterwynne.com)

19 Ater Wynne LLP  
20 601 Union Street, Suite 5450  
21 Seattle, WA 98101-2327  
22 Telephone: (206) 623-4711  
23 Of Attorneys for Wantel, Inc. d/b/a ComspanUSA  
24  
25  
26

## CERTIFICATE OF SERVICE

UM 1202

I hereby certify that a true and correct copy of Wantel's Second Amended Application was served on the following parties on the 18th day of May, 2005 via the methods stated below:

Stephanie Andrus -- **Confidential**  
Department of Justice  
Regulated Utility & Business Section  
1162 Court St. NE  
Salem, OR 97301-4096

Hand Delivered  
 U.S. Mail (first-class, postage prepaid)  
 Overnight Mail (UPS)  
 Facsimile  
 Email: stephanie.andrus@state.or.us

Alex M Duarte -- **Confidential**  
Qwest Corporation  
421 SW Oak St Ste 810  
Portland, OR 97204

Hand Delivered  
 U.S. Mail (first-class, postage prepaid)  
 Overnight Mail (UPS)  
 Facsimile  
 Email: alex.duarte@qwest.com

Sheila Harris -- **Confidential**  
Qwest Corporation  
421 SW Oak Rm 810  
Portland, Or 97204

Hand Delivered  
 U.S. Mail (first-class, postage prepaid)  
 Overnight Mail (UPS)  
 Facsimile  
 Email: sheila.harris@qwest.com

Don Mason -- **Confidential**  
Qwest Corporation  
421 SW Oak Rm 810  
Portland, Or 97204

Hand Delivered  
 U.S. Mail (first-class, postage prepaid)  
 Overnight Mail (UPS)  
 Facsimile  
 Email: don.mason@qwest.com

Brant Wolf  
Oregon Telecommunications Association  
707 13th Street SE, Suite 280  
Salem, OR 97301-4036

Hand Delivered  
 U.S. Mail (first-class, postage prepaid)  
 Overnight Mail (UPS)  
 Facsimile  
 Email: bwolf@ota-telecom.org

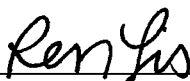
Jennifer Niegel  
Duncan Tiger & Niegel PC  
582 E Washington Street  
PO Box 248  
Stayton, OR 97383

Hand Delivered  
 U.S. Mail (first-class, postage prepaid)  
 Overnight Mail (UPS)  
 Facsimile  
 Email: jennifer@staytonlaw.com

Richard Finnigan  
Law Office of Richard A. Finnigan  
Suite B-1  
2405 Evergreen Park Drive SW  
Olympia, WA 98502

Hand Delivered  
 U.S. Mail (first-class, postage prepaid)  
 Overnight Mail (UPS)  
 Facsimile  
 E-Mail: rickfinn@localaccess.com

Dated this 18th day of May, 2005.

  
\_\_\_\_\_  
Karen M. Lis

# EXHIBIT A

**Interstate Access Support (IAS)  
2005**

May 12, 2005

To: Marlene H. Dortch  
Office of Secretary  
Federal Communications Commission  
445 -12<sup>th</sup> Street, SW  
Washington, DC 20554

Irene Flannery  
Vice President – High Cost and Low Income Division  
Universal Service Administrative Company  
2000 L Street, NW, Suite 200  
Washington, DC 20036

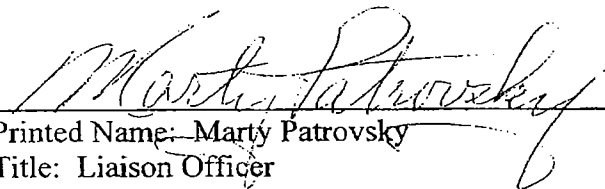
Re: CC Docket No. 96-45  
**Interstate Access Support – IAS**  
Annual Certification Filing

This is to certify that Wantel, Inc. d/b/a ComspanUSA will use its Universal Service **INTERSTATE ACCESS SUPPORT - IAS** only for the provision, maintenance and upgrading of facilities and services for which the support is intended.

I am authorized to make this certification on behalf of the company named above. This certification is for the study area(s) listed below.

Company Name	State	Study Area Code
Wantel, Inc. d/b/a ComspanUSA	OR	Not Available

Signed,

  
\_\_\_\_\_  
Printed Name: Marty Patrovsky  
Title: Liaison Officer

Date: MAY 12<sup>TH</sup> 2005

Carrier's Name: Wantel, Inc.  
Carrier's Address: 1016 SE Oak Street  
Roseburg, OR 97470  
Carrier's Telephone Number: (541) 229-0229



# EXHIBIT B

# EXHIBIT C

Wantel requests that it be designated as an ETC in the Roseburg, Sutherlin, and Winston wire centers served by the incumbent Qwest Communications. The wire center names, wire center CLLI codes, and the corresponding ILEC study area names are:

Wire Center	CLLI CODE	ILEC STUDY AREA
1. Winston	WNTNOR57	Qwest Corp - OR
2. Sutherlin	STHROR58	Qwest Corp - OR
3. Roseburg	RSBGOR57	Qwest Corp - OR

# EXHIBIT D



Date [ ]

ComSpanUSA Consultant [ ]

Credit Score [ ]

Referred by: [ ]

Residential  New Service  Toll Only  Upgrade

Phone #: [ ]

Last Name [ ]

First Middle Initial [ ]

Physical Address [ ]

State [ ] Zip [ ]

Home Address [ ]

DOB: [ ] SSN: [ ]

Contact Number [ ]

Correct Directory Listing [ ]

Authorized Persons [ ]  
Special Comments: [ ]

Address Listed:  YES  NO Non-Published  Non-listed

Line Information

Primary Number	Features	Yes	No
		<input type="checkbox"/>	<input type="checkbox"/>

Add'l Number or Customer Ring #	Features	Yes	No
		<input type="checkbox"/>	<input type="checkbox"/>

Add'l Number or Customer Ring #	Features	Yes	No
		<input type="checkbox"/>	<input type="checkbox"/>

Add'l Number or Customer Ring #	Features	Yes	No
		<input type="checkbox"/>	<input type="checkbox"/>

Yes, I would like my new number announced if I am changing my current number to a new ComSpanUSA issued number.

Phone Packages and Services

Check the box or enter appropriate quantity of lines. Package price quoted is approximate total of line cost, taxes and surcharges. Line price, taxes and surcharges are subject to change. Actual package prices may vary slightly due to rounding.

**VIP Plus Package Plus 1.5Meg: \$64.74** Includes one basic phone line, Caller ID, Call Waiting (w/Caller ID in limited areas), Voice Mail and High Speed Internet. Additional costs, taxes and surcharges bring the total package price to **\$74.99**

**VIP Package 256 K: \$54.74** Includes one basic phone line, Caller ID, Call Waiting (w/Caller ID in limited areas), Voice Mail and High Speed Internet. Additional costs, taxes and surcharges bring the total package price to **\$64.99**

**Accelerated Package Plus: \$35.60** Includes one basic phone line, unlimited Dial Up Internet, and Propel Internet Accelerator, caller-ID and call-waiting. Additional costs, taxes and surcharges bring the total package price to **\$42.50**

**Accelerated Package: \$27.70** Includes one basic phone line, unlimited Dial Up Internet, and Propel Internet Accelerator. Additional costs, taxes and surcharges bring the total package price to **\$37.50**.

**Features Plus Internet Package: \$33.70** Includes one basic phone line, Caller ID, Call Waiting (w/Caller ID in limited areas), Voice Mail, and unlimited Dial up Internet. Additional costs, taxes and surcharges bring the total package to **\$44.99**.

**Features Plus 2 Line Package: \$39.50** Includes two basic phone lines, Caller ID, Call Waiting (w/Caller ID in limited areas), Voice Mail for primary line. Additional costs, taxes and surcharges bring the total package to **\$60.99**

**Features Plus Package: \$24.75** Includes one basic phone line, Caller ID, Call Waiting (w/Caller ID in limited areas) and Voice Mail. Additional costs, taxes and surcharges bring the total package to **\$36.50**.

**Internet Package Plus:** Enhance the Internet Package with Caller ID and Call Waiting with Caller ID. Additional costs, taxes, and surcharges bring the total package price to **\$39.00**

**Premium Internet Package:** 2 phone lines, unlimited dial-up Internet access, 10 features for the primary phone line, and up to 100 minutes of domestic long distance. Additional costs, taxes and surcharges bring the total package price to **\$69.50**.

**Basic phone service: \$14.75** Additional costs, taxes and surcharges include: Extended area service, Customer line charge, E911, residential service protection fund, Oregon PUC fee, federal excise tax and usf tax where applicable. Total Service: **\$25.40**

Individual Features \$2.95 (\$3.24 w/taxes) each or Bundled Feature Package (4 up to 10 features per line) \$10.00 (\$10.97 w/taxes) Additional features are not included in the bundled feature pricing.

Line 1	Line 2	Features	Line 1	Line 2	Features
<input type="checkbox"/>	<input type="checkbox"/>	Caller ID	<input type="checkbox"/>	<input type="checkbox"/>	Last Call Return
<input type="checkbox"/>	<input type="checkbox"/>	Call Waiting w/Caller ID	<input type="checkbox"/>	<input type="checkbox"/>	Priority Call
<input type="checkbox"/>	<input type="checkbox"/>	Call Forward	<input type="checkbox"/>	<input type="checkbox"/>	Selective Call Forwarding
<input type="checkbox"/>	<input type="checkbox"/>	Call Forward No Answer	<input type="checkbox"/>	<input type="checkbox"/>	Selective Call Acceptance
<input type="checkbox"/>	<input type="checkbox"/>	Call Rejection	<input type="checkbox"/>	<input type="checkbox"/>	Speed Call 8
<input type="checkbox"/>	<input type="checkbox"/>	Call Transfer	<input type="checkbox"/>	<input type="checkbox"/>	Speed Call 30
<input type="checkbox"/>	<input type="checkbox"/>	Caller ID Block/Unblock	<input type="checkbox"/>	<input type="checkbox"/>	Three Way Calling
<input type="checkbox"/>	<input type="checkbox"/>	Continuous Redial	<input type="checkbox"/>	<input type="checkbox"/>	Anonymous Call Rejection
<input type="checkbox"/>	<input type="checkbox"/>	Call Forward Remote Access Pln#			

Additional Services	Price	Price w/taxes
Basic Voice Mail	\$6.25	6.27
Expanded Voice Mail	\$8.75	8.77
Premium Voice Mail	\$10.75	10.78
Inside Wire Insurance	\$4.00	NA
Custom Ring (need custom ring #)	\$6.00	6.59
Add dial up internet to existing serv.	\$8.95	NA
Dial Up Internet only	\$10.95	NA
DSL (256K) w/basic phone service	\$34.99	NA
DSL (256K) w/2 or more features	\$29.99	NA
DSL (1.5 meg)	\$44.00	NA
Propel Dial-Up Accelerator	\$4.00	NA

Long Distance

All ComSpanUSA phone lines include extended area service.

I wish to have long distance service only on my existing phone service (non-ComSpanUSA). Rate: \$0.065 Per Minute / Rate w/tax-\$0.071  
 No, I decline any long distance on my phone line. I understand that I will not be able to make any long distance phone calls from my phone.  
 I do not want any long distance on my phone lines, but I want to use dial around methods.

I want to keep my current provider for long distance, which is: [ ]  
 Yes, I want ComSpanUSA long distance.  
 Yes, I want the ComSpanUSA long distance package with Unlimited Long Distance for \$20.00 per month.

Account code(s) requested for access to long distance:  No  Yes Pick Account code(s) 2-10 digits: [ ]

Calling cards are available for making calls away from home:  No  Yes I would like: (#) [ ] calling cards sent to me. 4 digit sequence #'s to be issued to customer: [ ] (r-or office use only).

For dial-up customers, a user name and password is required to access the Internet. Customers may also have up to 3 email addresses with a dial-up or DSL account. (3-12 characters long. User names cannot contain capital letters. Symbols allowed are: -, \_, and .).

User name: [ ] Password: [ ] User name: [ ] Password: [ ] User name: [ ] Password: [ ]

DSL Modems: Rent  Modem \$3.00 per month  Wireless modem \$4.00 per month Purchase  Modem \$59.99  Wireless modem \$74.99

Installation:  No  Yes, I would like on-site installation. I understand that this is a \$30 charge for the first half hour. Additional time is billed at \$60 per hour thereafter.

I hereby authorize ComSpanUSA to be my competitive local exchange carrier and/or long distance carrier and act in my behalf with local exchange companies, long distance carriers and any other telecommunications companies regarding my communication services. I understand the terms and conditions outlined on the reverse side of this form and agree to abide by them.

Print name [ ]

Signature [ ]

rev. 10/30/04

1016 SE Oak Avenue, Roseburg, OR 97470  
Sales: 541-229-7777  
Fax: 541-672-9899  
Customer Care: 541-229-0229  
www.comspanusa.net

QUANTITY	DESCRIPTION	PRICE
	Phone Service-Lines	\$ 26.50
	Basic Feature Package	\$ 7.50
	ComSpanUSA-Premium Package:	\$ 13.50
	ComSpanUSA-Ultimate Centrex:	\$ 18.25
	Long Distance	\$ 0.065
	Long Distance Service Fee(s)	N/A
	Toll Free Service Fee	\$ 5.00
	Toll Free Long Distance - Interstate	\$ 0.065
	Toll Free Long Distance - Intrastate	\$ 0.115
	Long Distance Taxes	
	DSL Service	\$ 29.99
	Last Call Return	\$ 0.75
	Non-Pub	
	Directory Listings	\$ 1.85
	Directory Assistance	\$ 0.75
	Subscriber Line Charge	\$ 6.96
	Local Number Portability	\$ 0.43
	E 911	\$ 0.75
	Residential Service Protection Fund	\$ 0.13

# EXHIBIT E

Confidential Pursuant to  
Protective Order No. 05-171  
Entered on 4/11/05 in UM 1202

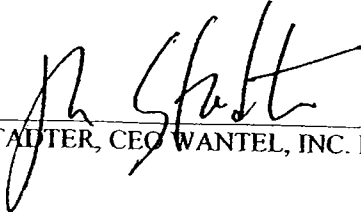
# EXHIBIT F



Application for OUS Support Eligibility

1. The WANTEL, INC. DBA COMSPANUSA agrees to offer throughout each designated service area identified under Question 4, basic telephone service using the WANTEL, INC. DBA COMSPANUSA's own subscriber plant (i.e., loop facilities), leased UNE loop facilities, or resale of another carrier's retail service. Basic telephone services (as defined in OAR 860-0324) 190) shall be offered at least on a stand-alone basis without discrimination in regard to price, terms, conditions, service quality, service delays, and other actions designed to limit or selectively serve only certain customers or certain locations within the service area.
2. The WANTEL, INC. DBA COMSPANUSA agrees to advertise, not less than once per year, in a media of general distribution throughout the service area the availability and prices of the basic telephone services provided by the WANTEL, INC. DBA COMSPANUSA.
3. The WANTEL, INC. DBA COMSPANUSA agrees to offer reduced residential rates to eligible low-income customers pursuant to the Oregon Telephone Assistance Program (OTAP). See OAR 86()-334) 001 through 0046.
4. The WANTEL, INC. DBA COMSPANUSA agrees to not deny or disconnect basic service to an OTAP customer for failure to pay toll charges.
5. The WANTEL, INC. DBA COMSPANUSA agrees to not require a deposit from OTAP customers who voluntarily elect to receive toll-blocking service. See OAR 860-021-0200(5).
6. The WANTEL, INC. DBA COMSPANUSA accepts and agrees to be bound by all the obligations and duties for interconnection as set forth in the Federal Telecommunications Act of 1996, Sections 251(a) and (b).
7. The WANTEL, INC. DBA COMSPANUSA agrees to maintain accurate monthly basic service line count records in each of the service and support areas for which eligibility is sought. These records must indicate what basic service is provided and how (i.e. via resale leased UNE loops, or owned loop facility). The records must be available for review and audit by the PUC.
8. The WANTEL, INC. DBA COMSPANUSA understands that the PUC requires competitive ETCs to build their own loop facilities to serve customers if no loop facilities currently exist Pursuant to PUC Order No.00-312, page 32).

WANTEL, INC. DBA COMSPANUSA UNDERSTANDS ALL OF TITLE ABOVE CONDITIONS AND AGREES TO ABIDE BY ALL APPLICABLE COMMISSION RULES, State LAW, AND TITLE CONDITIONS OF CERTIFICATION AND LEC OUS FUND ELIGIBILITY

  
\_\_\_\_\_  
JOHN STADTER, CEO WANTEL, INC. DBA COMSPANUSA

Date: 9/29/04

PUC Form OUS 4

## Oregon Universal Service (OUS) Application for OUS Support Eligibility

Company ID #:  7439
---------------------------

Instructions: This application is to be completed and mailed to the Public Utility Commission of Oregon (PUC). A copy of this application and the service areas for which eligibility is requested are to be simultaneously mailed to the incumbent local exchange carrier (LEC). Attach additional sheets if needed to complete responses. OUS information and listing of qualifying service and support areas are available at: [www.puc.state.or.us](http://www.puc.state.or.us)

### Block 1: Applicant Identification and Service Plan

1. Legal name of applicant (OUS 1 Worksheet, line 1):  
 WANTEL, INC

2. Name or names that the applicant is doing business as (OUS 1 Worksheet, line 2):  
 COMSPANUSA

3. Do you have an Oregon Certificate of Authority to provide local exchange (i.e., intraexchange) switched service?

Yes. If Yes: Docket No.  Order No.

No. If No: STOP--You must have a current Oregon Certificate of Authority to operate as a LEC and be eligible to receive OUS support. The certificate must include the service areas identified in Question 4.

4. Below or on a separate sheet all service areas (i.e., incumbent LEC exchange areas) for which you seek eligibility.

	Service (Exchange) Area	Incumbent LEC
1	ROSEBURG	QWEST
2	SUTHERLIN	QWEST
3	WINSTON	QWEST
4		

5. Describe on a separate sheet, in detail, the applicant's business plan. The plan should include what services the applicant will provide, how it will provide them, and the initial rates proposed for basic services. The plan must also provide some explanation as to the applicant's current or near-term capability to accomplish the eligibility conditions set forth in Block 2 (page 2 of this application).  
 (Because the business plan may contain confidential information, it need not be mailed to the incumbent LEC.)

6. Both the FCC and PUC require that all LECs provide dialing parity. See 47 CFR 51.209 and 51.213(b). See also FCC Order 99-054, and PUC Orders 97-107 and 97-238. Does the applicant currently provide dialing parity?

Yes. If Yes: Was your plan filed with and approved by the PUC? Yes.  No.  \*

No. If No: Please file your dialing parity plan and implementation schedule with this application.

**Dialing parity plans must include the following:**

- (a) An explanation of how the LEC will offer inter- and intra-LATA dialing parity.
- ~~(b) Proposed implementation schedule by exchange.~~
- (c) Method of customer notification and business office practice. The notification and business practices must be competitively neutral.

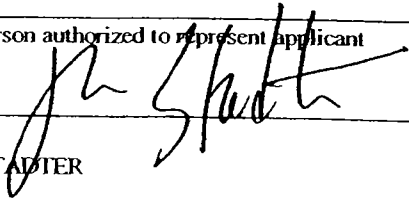
## Oregon Universal Service (OUS) Application for OUS Support Eligibility

**Block 2: Conditions for OUS Support Eligibility**

These conditions apply in addition to the general conditions of certification. Violation of these conditions or misrepresentation of information provided to the PUC or OUS administrator in the course of administering the OUS Fund may result in cancellation of your certificate and refund with interest and penalties of any OUS support distributed under false information. See PUC Order 00-312.

1. The applicant agrees to offer throughout each designated service area identified under Question 4, basic telephone service using the applicant's own subscriber plant (i.e., loop facilities), leased UNE loop facilities, or resale of another carrier's retail service. Basic telephone services (as defined in OAR 860-032-0190) shall be offered at least on a stand-alone basis without discrimination in regard to price, terms, conditions, service quality, service delays, and other actions designed to limit or selectively serve only certain customers or certain locations within the service area.
2. The applicant agrees to advertise, not less than once per year, in a media of general distribution throughout the service area the availability and prices of the basic telephone services provided by the applicant.
3. The applicant agrees to offer reduced residential rates to eligible low-income customers pursuant to the Oregon Telephone Assistance Program (OTAP). See OAR 860-33-0001 through 0046.  
**Note: The grant of eligibility by the Commission for OUS support also grants eligibility for OTAP participation in the service areas identified in Question 4.**
4. The applicant agrees to not deny or disconnect basic service to an OTAP customer for failure to pay toll charges. See OAR 860-021-0335(4)(b).
5. The applicant agrees to not require a deposit from OTAP customers who voluntarily elect to receive toll-blocking service. See OAR 860-021-0200(5).
6. The applicant accepts and agrees to be bound by all the obligations and duties for interconnection as set forth in the Federal Telecommunications Act of 1996, Sections 251(a) and (b).
7. The applicant agrees to maintain accurate monthly basic service line-count records in each of the service and support areas for which eligibility is sought. These records must indicate what basic service is provided and how (i.e., via resale, leased UNE loops, or owned loop facility). The records must be available for review and audit by the PUC.
8. The applicant understands that the PUC requires competitive ETCs to build their own loop facilities to serve customers if no loop facilities currently exist (see PUC Order No. 00-312, page 32).

APPLICANT UNDERSTANDS ALL OF THE ABOVE CONDITIONS AND AGREES TO ABIDE BY ALL APPLICABLE COMMISSION RULES, STATE LAW, AND THE CONDITIONS OF CERTIFICATION AND LEC OUS FUND ELIGIBILITY (CHECK BOX AT LEFT).

Signature of person authorized to represent applicant 	Title CEO
Printed Name JOHN STALTER	Date AUGUST <u>31</u> 2004

# EXHIBIT G

EQUAL ACCESS SCRIPT

Ms. Jones would you like to change your long distance provider?  
Yes

Please let me take a moment to explain how State and Federal regulations require this to be done.

You have a choice of any long distance carrier you wish and can have two different carriers if you wish.

There are two different types of long distance, IntraLata and InterLata.

IntraLata long distance is when you call from Roseburg (insert local customer location) to Eugene or Grants Pass.  
InterLata long distance is when you call from Roseburg (insert local customer location) to Seattle or Portland.

*Note: in the above two examples substitute proper second locations for the customer such as if customer is in Coos Bay you would use examples of calling to Roseburg and Grants Pass and could still use Seattle and Portland for the InterLata destinations.*

We have a list of available long distance companies for you to choose from, or you may keep the one(s) you have or use ComspanUSA long distance. Would you like me to send you a printed list?

*At this point the transaction can be concluded if the customer stays with present carrier or comes to ComspanUSA.*

*If they want a list mailed to them do so and schedule a callback for their choice of carrier(s).*

# EXHIBIT H

Page one of Exhibit H has been filed as a  
confidential attachment to Wantel's Seconded  
Amended Application.

## Marty Patrovsky

---

**From:** CARTER Rick [rick.carter@state.or.us]  
**Sent:** Wednesday, December 01, 2004 4:05 PM  
**To:** 'marty.patrovsky@cmspan.net'  
**Subject:** Service Quality Reporting/ ComspanUSA

Marty,

Per the Oregon Administrative Rules (OAR): Telecommunications Service providers, Competitive (CLEC) and Incumbent Utilities (ILEC), serving more than 1,000 Access Lines report service quality information on a monthly basis.

Competitive Providers report the eight criteria, which follow

(OAR Reference for Condition of Certificate of Authority can be found in 860-032-0007, and the Service Quality Standards can be found in OAR 860-032-0012. Statutory reference is under ORS 759.450)

1. Trouble Report Rate, factored by the number of Trouble Reports (100) / The Number of Access Lines (OAR Standard: 2.0/100). Provide Staff with the Number of Trouble Reports and the number of Access Lines each month.
2. Trouble Reports Cleared within 48 Hours. (OAR Standard: All Trouble Reports cleared in 48 hours 95% of the time)
3. Commitments Met/ Provisioning (OAR Standard: 90%).
4. Held Orders for Facilities (OAR Standard: 2 Held Orders/Wire Center, or 5 Held Orders/ 1000 Inward Service Orders per Month. We have accepted using the 2/Wire Center factoring when the provider identifies the wire Center by CLLI code, accompanied by the number of orders and the number of access line in each wire center.
5. Held Order over 30 Days (OAR Standard : 10% of the monthly Held Order Standard from #4).
6. Access to Representatives Repair Call-Center, (OAR Standard calls shall be answered by a live representative within 20 seconds 85% of the time).
7. Access to Representatives Business Office Call-Center, (OAR Standard calls shall be answered by a live representative within 20 seconds 85% of the time).
8. Call Blocking, (OAR Standard: Final Trunk Groups shall be maintained to allow for 99% completion of all dialed calls during the average busy hour).

For Comspan, I would like to initiate the following process for reporting compliance. First of all beginning with data relevant to June 2004 through December 2004 the number of Access Lines maintained throughout the service area. This would include lines facilitated by Comspan facilities, UNE combinations, resale, and by any application which Comspan chooses. (For the latter the OPUC is neutral regarding the choice of technology the provider has determined as the best way to serve their clients.)

On a going forward basis beginning March 15, 2005, relevant to data for January 2005, the Company will forward the service quality results. The largest of the incumbents, in Oregon, requires 45 days, after the end of the month measured, to assemble their data for submission to staff, therefore that same amount of time is granted to all reporting telecom providers.

If you have any questions, or concerns regarding this matter, please feel free to contact me during normal business hours. I am usually here 7:45 AM to 4:45 PM, Monday through Friday.

Rick Carter, MIEEE  
Senior Telecommunications Engineer  
Public Utility Commission of Oregon  
Suite 215  
550 Capitol St. NE  
Salem, Oregon 97301  
Ph.#:503-378-6631  
FAX: 503-373-7752  
E-Mail: rick.carter@state.or.us

3/14/05



1 **BEFORE THE PUBLIC UTILITY COMMISSION**

2 **OF OREGON**

3 **UM 1202**

4  
5 SECOND AMENDED APPLICATION OF  
6 WANTEL, INC. d/b/a COMSPANUSA FOR  
7 DESIGNATION AS AN ELIGIBLE  
8 TELECOMMUNICATIONS CARRIER  
9 PURSUANT TO THE TELECOMMUNICATIONS  
10 ACT OF 1996 – NON-RURAL AREAS

11  
12 Wantel, Inc. d/b/a ComspanUSA (“Wantel”) respectfully submits this Application for  
13 Designation as an Eligible Telecommunications Carrier (“ETC”) pursuant to Sections 214(e)(1)-  
14 (2) of the Telecommunications Act of 1934, as amended (“Act”), 47 U.S.C. (e)(1)-(2) and  
15 Section 54.201 of the Federal Communications Commission’s (“FCC”) rules, 47 C.F.R. Section  
16 54.201. Wantel requests that it be designated as an ETC in the Roseburg, Sutherlin and Winston  
17 wire centers served by the incumbent Qwest Communications, and that it be designated as  
18 eligible to receive all available support from the federal Universal Service Fund (“USF”)  
19 including, but not limited to, interstate access support for high cost areas and support for low  
20 income customers in the geographic areas specified in this Application. Wantel is requesting  
21 ETC status primarily to allow customers it serves in the Roseburg, Sutherlin and Winston  
22 exchange areas of Qwest Corporation (“Qwest”) to be eligible to receive Oregon Telephone  
23 Assistance Program (“OTAP”) and Lifeline/Link Up assistance and because designation as a  
24 federal ETC is effectively a prerequisite for participating in the Oregon Universal Service Fund.

25 **I. APPLICANT**

26  
Wantel is a competitive local exchange company (“CLEC”) and obtained its competitive  
registration from the Oregon Public Utilities Commission on August 20, 1999 under Order No.  
99-507.

1 **II. ALLEGATION OF FACTS**

2 **A. Eligibility and Identification of the Service Area.**

3 Under Sections 214(e) and 254 of the Act, the Public Utility Commission of  
4 Oregon (“OPUC” or “Commission”) is authorized to designate Wantel as an ETC. Section  
5 214(e)(2) of the Act provides that state commissions have the primary responsibility for  
6 designating ETCs. The FCC recently amended its rules governing Universal Service. See Part  
7 54 of Title 47 CFR, and Report and Order, issued March 17, 2005. Attached as Exhibit A to  
8 Wantel’s application is a copy of an executed letter from Wantel certifying that all federal  
9 universal service support it receives will be used only for the provision, maintenance, and  
10 upgrading of facilities and services for which such support is intended. Wantel submits maps of  
11 the general geographic area of its service territory as Exhibit B. Wantel’s service areas will  
12 mirror those of the ILEC, Qwest Communications. Also attached as part of Exhibit B are maps  
13 that show the areas it serves both with its own network and through both UNEs and resale  
14 services. In addition, attached as Exhibit C, is a list of the wire centers in the proposed service  
15 area with the following information: wire center name, wire center CLLI code, and the  
16 corresponding ILEC study area name.

17 **B. The Legal Standard for Granting ETC Status.**

18 In order to obtain ETC designation, an applicant must demonstrate the following:  
19 (1) a commitment and ability to provide the services to all customers in the area proposed to be  
20 served; (2) emergency back up functionality; (3) that it meets applicable consumer protection  
21 standards and service quality standards, (4) that local usage offered is comparable to that offered  
22 by the incumbent LEC; and (5) that the applicant understands that it may be required to provide  
23 equal access if all other ETCs in the designated service area relinquish their designations.

24 As part of the commitment to provide services to all customers in the proposed  
25 area to be served, the applicant must submit a five year plan describing with specificity, on a  
26

1 wire center-by-wire center basis, proposed improvements and upgrades to the applicant's  
2 network.

### 3 **III. SERVICES PROVIDED BY PETITIONER**

4 In order to be designated an ETC, a common carrier must demonstrate pursuant to  
5 Section 214(e)(2) that they offer services and agree to offer and advertise the supported services  
6 throughout the proposed ETC service area. In addition, the common carrier must meet the public  
7 interest standard.

8 Wantel currently provides service throughout all three wire centers in its proposed service  
9 area. For portions of the areas not yet covered by Wantel's own network, services are provided  
10 mainly by the use of UNEs which are used to route traffic to Wantel's DMS 500 switch in  
11 Roseburg. For the Roseburg, Sutherlin and Winston wire centers, Wantel has provisioned its  
12 switch to duplicate both the local and EAS calling areas of the ILEC. In some cases Wantel also  
13 makes use of a resale agreement contained in its Interconnection Agreement (ICA) with Qwest.

14 Wantel will offer the federally designated services listed at 47 C.F.R. Section 54.101(a):  
15 (1) voice grade access to the public switched network, (2) local usage, (3) dual tone multi-  
16 frequency signaling or its functional equivalent, (4) single-party service or its functional  
17 equivalent, (5) access to emergency services, (6) access to operator services, (7) access to  
18 interexchange service, (8) access to directory assistance, and (9) toll limitation for qualifying  
19 low-income consumers. Wantel is a facilities-based carrier that currently offers these services  
20 throughout the areas where it seeks ETC designation. Wantel will offer throughout Roseburg,  
21 Winston, and Sutherlin exchange areas basic telephone service using Wantel's own subscriber  
22 plant (i.e. loop facilities), leased UNE loop facilities, or resale of another carrier's retail service.

#### 23 **A. Voice-grade access to the public switched telephone network.**

24 47 C.F.R. Section 54.101(a)(1) requires a carrier to offer voice grade access to the  
25 public switched telephone network. Wantel provides voice grade access to the public switched  
26 telephone network. Wantel provides voice grade access pursuant to the FCC's definition.

1           **B.     Local Usage.**

2           Wantel’s service provides unlimited local usage and is consistent with 47 C.F.R.  
3 Section 54.101(a)(2).<sup>1</sup> Wantel’s basic local usage plans are comparable to those of the ILEC,  
4 Qwest. Wantel exactly mirrors Qwest in defining the local calling areas and extended area  
5 service (EAS). Attached is Exhibit D, which shows the residential and business basic local  
6 service prices, as well as the prices for basic feature packages and other service prices.  
7 Comparison with Qwest’s basic service prices demonstrates that Wantel’s prices are comparable.

8           **C.     Dual-tone, multi-frequency signaling or its functional equivalent.**

9           Pursuant to 47 C.F.R. Section 54.101(a)(3) an ETC must provide dual tone multi-  
10 frequency signaling (“DTMF”) to facilitate the transportation of signaling throughout its  
11 network. Wantel provides DTMF signaling throughout its network, consistent with FCC rules.

12           **D.     Single-party service or its functional equivalent.**

13           “Single-party service” means that only one party will be served by a subscriber  
14 loop or access line in contract to a multi-party line.<sup>2</sup> Wantel provides single party service, as  
15 required by 47 C.F.R. Section 54.101(a)(4).

16           **E.     Access to emergency services.**

17           The ability to reach a public emergency service provided by dialing 911 is a  
18 required service in any universal service offering. Wantel currently provides all of its  
19 customers with access to emergency service by dialing 911. Wantel offers E-911 throughout its  
20 calling area.

21           **F.     Access to operator services.**

22           Access to operator services is defined as any automatic or live assistance provided  
23 to a consumer to arrange for the billing or completion, or both, of a telephone call.<sup>3</sup> Wantel  
24

25 <sup>1</sup> *First Report and Order*, at 8814

26 <sup>2</sup> *Id.* at 8810

<sup>3</sup> *Id.* at 8817-18.

1 provides customer access to operated services on 24/7 basis consistent with 47 C.F.R. Section  
2 54.101(a)(6).

3 **G. Access to interexchange service.**

4 An ETC must offer consumers access to interexchange service to make and  
5 receive toll or interexchange calls. Wantel meets this requirement by providing all of its  
6 customers with the ability to make and receive interexchange or toll calls through  
7 interconnection arrangements it has with several IXCs. Wantel is an equal access provider.

8 **H. Access to directory assistance.**

9 The ability to place a call to directory assistance is a required ETC service  
10 offering.<sup>4</sup> Wantel customers are able to obtain directory assistance from live operators.

11 **I. Toll limitation for qualifying low income consumers.**

12 An ETC must offer either “toll control” or “toll blocking” services to qualifying  
13 Lifeline customers at no charge. In particular, an ETC must provide toll blocking which allows  
14 customers to block the completion of outgoing calls.<sup>5</sup> Wantel provides this service now and will  
15 continue to do so in the future.

16 **J. Link Up and Lifeline Services.**

17 Wantel will offer Link Up and Lifeline services throughout the three service areas  
18 designated as Winston, Sutherlin/Oakland and Roseburg. These services will be made available  
19 in accordance with the guidelines as published and amended from time to time by the federal  
20 agency or agencies that administer such programs.

21 **IV. FIVE YEAR PLAN**

22 Wantel, in attached Exhibit E<sup>6</sup>, provides a Five Year Plan for improvements and upgrades  
23 to its network on a wire center-by-wire center basis throughout the service area described in this  
24

---

25 <sup>4</sup> *Id.* at 8817-18.

<sup>5</sup> *Id.* at 8821-22.

26 <sup>6</sup> The Five Year Plan is submitted as a confidential exhibit, as it contains confidential information regarding planned network upgrades. Exhibit E.

1 petition. The Plan demonstrates in detail how IAS and OUSF support will be used for service  
2 improvements that would not occur absent receipt of such support. As noted above, Wantel's  
3 main objective is to become a state ETC in order to receive Oregon Universal Service support.  
4 To achieve this objective, Wantel must first obtain federal ETC status, and, as demonstrated in  
5 this application, the company is willing to meet those requirements. Although the use of OUSF  
6 funds is a matter for consideration in the OUSF docket, Wantel also provides its plans for the use  
7 of that support money as part of the Five Year Plan submitted with this application, which  
8 demonstrates Wantel's commitment to being an ETC. In order for Wantel to complete the  
9 projects identified in the Five Year Plan, it is necessary to obtain both IAS support funds and  
10 funds from the OUSF. Because obtaining federal ETC status is effectively a condition precedent  
11 to qualifying as an ETC for purposes of the OUSF, the IAS funds that would be available as a  
12 result of becoming a federal ETC are essential for the identified projects notwithstanding the fact  
13 that the dollar amounts are relatively small.

#### 14 **V. ADVERTISING AVAILABILITY OF UNIVERSAL SERVICE**

15 Pursuant to Section 54.201 of the FCC's rules, 47 C.F.R. Section 54.201, Wantel plans to  
16 advertise the availability of each of the supported services detailed above, through its licensed  
17 service area, by media of general distribution. The methods of advertising utilized may include  
18 newspaper, magazine, radio, direct mailings, public exhibits and displays, bill inserts, and  
19 telephone directory advertising. This information is currently advertised by Wantel in its service  
20 area. Wantel will distribute literature offering Lifeline and Link Up to senior services, hospitals,  
21 clinics, hospices, senior centers, welfare offices and other locations where those likely to be  
22 eligible for the program(s) would encounter the brochures.

#### 23 **VI. PUBLIC INTEREST FACTORS**

24 Granting Wantel's application to become an ETC in the Roseburg, Winston, and  
25 Sutherlin area is in the public's interest. Wantel's long-term plan is to build out its network and  
26

1 use its own plant to provide service in lieu of using the facilities or reselling the services of the  
2 incumbent, Qwest.

3           Wantel is committed to provide service throughout its designated service area to all  
4 customers who make a reasonable request for services.<sup>7</sup> Further, Wantel agrees to provide  
5 service to requesting customers where its facilities already exist, as well as to those in its service  
6 area but outside its existing network coverage within a reasonable period of time and at a  
7 reasonable cost.<sup>8</sup> See attached Exhibit E (Wantel's original Application for OUS Support).  
8 Wantel seeks to use the high cost support prudently, in a manner that will extend the provision of  
9 its services to customers in the high cost areas.

10           Wantel currently offers the same services as Qwest. Specifically, Wantel currently offers  
11 the following services:

- 12           i.     Basic telephone service including
- 13           ii.    EAS
- 14           iii.   E911 (included in all areas)
- 15           iv.    Caller ID
- 16           v.     Call Waiting w/Caller ID
- 17           vi.    Call Forward
- 18           vii.   Call Forward No Answer
- 19           viii.   Call Rejection
- 20           ix.    Call Transfer
- 21           x.     Caller ID Block/Unblock
- 22           xi.    Continuous Redial
- 23           xii.   Call Forward Remote Access w/ Pin#
- 24           xiii.   Last Call Return
- 25           xiv.   Priority Call
- 26           xv.    Selective Call Forwarding
- xvi.    Selective Call Acceptance
- xvii.   Speed call 8 and 30
- xviii.   Three Way Calling

---

<sup>7</sup> *Report and Order*, Released March 17, 2005, at 11-12.

<sup>8</sup> Wantel envisions three circumstances in which it would refuse service to a potential customer: (1) A customer, who does not qualify for any assistance program, has poor credit and refuses to make a deposit, even when interim partial deposit payments are offered; (2) A customer who uses the service or equipment of Wantel to commit a crime; and (3) A customer who resides beyond any present facilities and beyond Qwest's base rate area and refuses to pay or make arrangements to pay for the line extension charges as set forth in the Qwest tariff by which Wantel will abide.

- 1           xix.    Anonymous Call Rejection
- 2           xx.     Voice Mail, basic, expanded and premium
- 3           xxi.    Inside Wire Protection
- 4           xxii.   Custom Ring
- 5           xxiii.   Dial-up Internet
- 6           xxiv.   DSL 256k to 1.5mb
- 7           xxv.    Pro-Pel dial-Up Accelerator
- 8           xxvi.   Open Access to long distance 1 + dialing and choice of any PIC/LPCI

6           Wantel, in support of its ETC application, has provided a Five Year Plan for  
7 improvements and upgrades to its network. *See* Exhibit E. This plan covers the entire service  
8 area that Wantel serves and seeks ETC status. Through Wantel’s planned improvements it will  
9 be able to provide improved basic and advanced services to all of its customers, including those  
10 in traditional high cost areas. These improvements include high speed data services, as well as  
11 facilities that will allow the provision of “triple play” services: voice, video and high speed data.  
12 Wantel also provides access to several different ISPs in the area. Wantel’s plan to extend its  
13 fiber infrastructure in its service area will be in the public interest as it will be able to offer  
14 advanced services and increased reliability and capacity to its customers.

15           This infrastructure will allow customers to obtain advanced services that were previously  
16 unavailable in high cost areas. By extending these advanced services, customers will be  
17 provided with increased choice as well. Granting ETC status to Wantel will further serve to  
18 achieve the national policy of extending these advanced services to all regions of the nation.<sup>9</sup>  
19 These new customers will have access to voicemail, call waiting, caller identification, three way  
20 calling, and last call return. In addition, Wantel will be extending Digital Subscriber Line  
21 (“DSL”) service to these customers. Providing these services to customers in high cost areas  
22 meets the public interest goals for an ETC provider.

23           Service quality will increase for customers of Wantel in high cost areas. A review of the  
24 five year plan shows how the network upgrades (including those funded by the company) will  
25 extend Wantel’s fiber network further into the high cost areas. By doing so, this new

26 <sup>9</sup> *Report and Order*, Released March 17, 2005, at 18-19.



1 infrastructure will increase call and service quality in these areas. The result will be improved  
2 local access via new facilities with fiber-optic runs to the neighborhood enabling more customer  
3 connections, more reliable service, and a broader choice of features and benefits. Improved  
4 service quality will result from the new infrastructure, fiber-optic transport, SONET ring  
5 topology and newer state of the art equipment in the field, customer premises and wire centers.  
6 Improved service quality will also result from local involvement by consumers in the service  
7 area, enabled by Wantel's walk-in offices located in the service area where customers can  
8 interact with Wantel employees on a person-to-person basis as well as having Wantel's core  
9 technical staff on hand locally for instant response to situations as they arise. There will also be  
10 more reliable emergency services due to diverse traffic routing and SONET ring technologies, as  
11 well as eight hour battery back-up and generators distributed throughout Wantel's network as  
12 required.

13         Wantel will be providing enhanced access to IXCs via its FG-D trunking to the access  
14 Tandems serving its areas, as well as the company's regional fiber-optic network. Wantel's  
15 service will enable more reliable 911 and provide a secondary route for access to the Eugene,  
16 Oregon PSAP and provide a direct diverse secondary link to the local Sheriff's Office 911  
17 center. This will improve emergency backup access and redundancy in the event the link used  
18 by Qwest between Eugene, Oregon and back to the local PSAP goes down again.

19         In addition, as part of its Five Year Plan, Wantel describes its interest in PCINW  
20 Regional Fiber. Wantel owns one-third interest in this dark fiber run that serves to connect local  
21 Wantel communicates to a regional high speed transport network providing advanced services.  
22 Extending connections to the PCINW Regional Fiber will offer increased cost savings and  
23 connectivity to customers being served in the high cost areas of Wantel's service area.

24         In addition, designation of Wantel as an ETC is in the public interest because it will  
25 promote competition. Competition promotes consumer benefits in the form of lower prices,  
26 increased service quality, and innovation. As a competitor to the incumbent, Wantel must offer

1 prices that equal or are less than the incumbent's. It must also offer good service quality or it  
2 will lose customers. Also, by designating Wantel as an ETC it will make available Lifeline and  
3 Link Up, including OTAP, services to customers of Wantel in the Roseburg, Winston, and  
4 Sutherlin area. For these reasons designation of Wantel as an ETC is in the public interest.

5 **VII. COMMITMENT TO SERVE REQUESTING CUSTOMERS**

6 *See Exhibit F Wantel's original Application for OUS Support. In it, Wantel certifies and*  
7 *agrees to provide its services to all customers for a reasonable cost within a reasonable time*  
8 *frame.*

10  
11 **VIII. EQUAL ACCESS**

12 Wantel acknowledges that it must provide equal access in its service area. It further  
13 acknowledges that should all other ETCs in its service area relinquish their designations, it must  
14 continue to provide equal access. *See Exhibit G, Wantel's Equal Access Script, and Exhibit F,*  
15 *Wantel's original Application for OUS Support.*

17  
18 **IX. ABILITY TO REMAIN FUNCTIONAL IN EMERGENCY SITUATIONS**

19 In order to be designated an ETC, the applicant must be able to demonstrate a reasonable  
20 ability to remain functional in an emergency situation. There are three areas for demonstration:  
21 back-up power to ensure a functioning network; network redundancy for re-routing; and how  
22 traffic spikes are addressed.

1           1. Back-up power

2           Wantel has eight hour battery back-up at each location where its equipment requires  
3 power. It also has LNP/LPG powered generators with automatic transfer switches where it is  
4 required.<sup>10</sup>

5           2. Network redundancy

6           Wantel has its own fiber routes in certain areas and leases fiber from others to obtain  
7 redundancy in its network. Wantel operates diverse interconnect trunking on physically  
8 redundant paths to multiple diverse switches in the Qwest network.  
9

10           Wantel's SS7 network is dual-homed to Eugene and Medford and also terminates in  
11 physically diverse paths over the company's network.

12           Wantel also operates diverse long distance interconnections to multiple providers other  
13 than Qwest over physically diverse facilities.  
14

15           3. Traffic spikes.

16           Wantel has excess capacity on all its routes. As an example, Wantel has four DS1 trunks  
17 to the Eugene Access Tandem, as well as four more FG-D trunks to the EUGNOR53C9T tandem  
18 switch. With respect to standard interconnect trunking to the ILEC, Qwest, Wantel meets or  
19 exceeds all required grades of service and reviews traffic distribution on these facilities on a  
20 monthly basis, with changes occurring as needed.  
21

22           As there is only one voice switch in the Wantel network at this time, there are no internal  
23 tandem or interconnect trunks presently on its network.  
24

---

25 <sup>10</sup> Referring to Wantel's confidentially submitted Five Year plan will demonstrate the redundancy in the network to  
26 provide a reroute of traffic and how the network can address traffic spikes during an emergency.

1 Extension to nodal presences using GR-303 type subscriber concentration is maintained  
2 to meet or exceed 4:1, with concentration currently better than 4:1 (e.g. 3.8:1) being achieved.  
3 This is also monitored on a monthly basis and additional GR-303 trunks provisioned as needed  
4 to ensure a consistent level of service.

5  
6 **X. CONSUMER PROTECTION**

7 Wantel is subject to the Oregon consumer protection laws. It also submits service quality  
8 reports to the Commission. Attached as Exhibit H is a summary of Trouble Reports,  
9 Provisioning Commitments, Held Orders, Access to Representatives for Repair and Business  
10 Office, and Call Blocking. Each of these standards have been met or surpassed by Wantel.

11  
12 Respectfully submitted this 18th day of May, 2005.

13 ATER WYNNE LLP

14  
15 By: \_\_\_\_\_

16 Joel R. Paisner, WSBA #16405

17 [jrp@aterwynne.com](mailto:jrp@aterwynne.com)

18 Arthur A. Butler, WSBA #04678

19 [aab@aterwynne.com](mailto:aab@aterwynne.com)

20 Ater Wynne LLP

21 601 Union Street, Suite 5450

22 Seattle, WA 98101-2327

23 Telephone: (206) 623-4711

24 Of Attorneys for Wantel, Inc. d/b/a ComspanUSA  
25  
26

## CERTIFICATE OF SERVICE

### UM 1202

I hereby certify that a true and correct copy of Wantel's Second Amended Application was served on the following parties on the 18th day of May, 2005 via the methods stated below:

Stephanie Andrus -- **Confidential**  
Department of Justice  
Regulated Utility & Business Section  
1162 Court St. NE  
Salem, OR 97301-4096

Hand Delivered  
 U.S. Mail (first-class, postage prepaid)  
 Overnight Mail (UPS)  
 Facsimile  
 Email: stephanie.andrus@state.or.us

Alex M Duarte -- **Confidential**  
Qwest Corporation  
421 SW Oak St Ste 810  
Portland, OR 97204

Hand Delivered  
 U.S. Mail (first-class, postage prepaid)  
 Overnight Mail (UPS)  
 Facsimile  
 Email: alex.duarte@qwest.com

Sheila Harris -- **Confidential**  
Qwest Corporation  
421 SW Oak Rm 810  
Portland, Or 97204

Hand Delivered  
 U.S. Mail (first-class, postage prepaid)  
 Overnight Mail (UPS)  
 Facsimile  
 Email: sheila.harris@qwest.com

Don Mason – **Confidential**  
Qwest Corporation  
421 SW Oak Rm 810  
Portland, Or 97204

Hand Delivered  
 U.S. Mail (first-class, postage prepaid)  
 Overnight Mail (UPS)  
 Facsimile  
 Email: don.mason@qwest.com

Brant Wolf  
Oregon Telecommunications Association  
707 13th Street SE, Suite 280  
Salem, OR 97301-4036

Hand Delivered  
 U.S. Mail (first-class, postage prepaid)  
 Overnight Mail (UPS)  
 Facsimile  
 Email: bwolf@ota-telecom.org

Jennifer Niegel  
Duncan Tiger & Niegel PC  
582 E Washington Street  
PO Box 248  
Stayton, OR 97383

Hand Delivered  
 U.S. Mail (first-class, postage prepaid)  
 Overnight Mail (UPS)  
 Facsimile  
 Email: jennifer@staytonlaw.com

Richard Finnigan  
Law Office of Richard A. Finnigan  
Suite B-1  
2405 Evergreen Park Drive SW  
Olympia, WA 98502

Hand Delivered  
 U.S. Mail (first-class, postage prepaid)  
 Overnight Mail (UPS)  
 Facsimile  
 E-Mail: rickfinn@localaccess.com

Dated this 18th day of May, 2005.

---

Karen M. Lis

May 18, 2005

COPY VIA EMAIL  
ORIGINAL VIA FIRST CLASS MAIL

Public Utility Commission of Oregon  
Attn: Filing Center  
550 Capitol Street NE, Suite 215  
Salem, OR 97308-2148

Re: UM 1202  
*In the Matter of Wantel, Inc. d/b/a ComspanUSA's Application for Designation as  
an Eligible Telecommunications Carrier*

Dear Clerk:

Enclosed for filing in the above-referenced matter please find an original and five (5) copies of Wantel's Second Amended Application. Confidential portions are filed under separate "Confidential Cover". If you have any questions please let me know.

Very truly yours,  
ATER WYNNE LLP

Joel R. Paisner

Enclosures

cc: Marty Patrovsky, Wantel, Inc.  
Kay Marinos, OPUC  
Dave Booth, OPUC  
Stephanie Andrus, Department of Justice  
Alex Duarte, Qwest  
Don Mason, Qwest  
Shelia Harris, Qwest  
Brant Wolf, Oregon Telecommunications Association (w/non-confidential encls)  
Jennifer Niegel, Duncan Tiger & Niegel PC (w/non-confidential encls)  
Richard Finnigan, Law Office of Richard A. Finnigan (w/non-confidential encls)