

**BEFORE THE
MISSOURI PUBLIC SERVICE COMMISSION**

In the Matter of the Application of)
Northwest Missouri Cellular Limited Partnership)
for Designation as a Telecommunications)
Company Carrier Eligible for Federal Universal) Case No. TO-2005-0466
Service Support Pursuant to § 254 of the)
Telecommunications Act of 1996.)

MOTION TO AMEND REPORT AND ORDER

COMES NOW Northwest Missouri Cellular Limited Partnership ("NWMC") and hereby requests that the Missouri Public Service Commission ("Commission") amend and clarify the Report and Order ("Report and Order") issued in the above captioned matter. In support of this instant Motion, NWMC states as follows;

1. Pursuant to Section 214(e)(5) of the Communications Act of 1934, *as amended*, ("Act") and Federal Communications Commission ("FCC") Rules 54.201(b) and 54.207, NWMC hereby submits this Motion to Amend the Report and Order to specifically redefine the study areas of three rural telephone companies in Missouri.

2. Until the Commission amends the Report and Order and clarifies the service area for which it designated NWMC as an ETC, as required by the Act and FCC Rules 54.201(b) and 54.207, the FCC can not concur with the Commission's redefinition, and therefore, Universal Service Administrative Company ("USAC") will not disburse to NWMC its much-needed Universal Service monies in order to provide quality, affordable service throughout its designated service area.

3. In its June 3, 2005 Application for ETC Designation, NWMC specified the service areas which it sought to include. In Appendix C to its Application, NWMC provided a detailed map of the service areas to be included.

4. The Report and Order issued by the Commission did not explicitly describe the service areas for which it designated NWMC as an ETC. The subject Report and Order was one of the first to address ETC designation for a wireless carrier and it is thus understandable that the Order failed to specify the service area in a manner that would satisfy USAC.

5. NWMC requests that the Commission amend its Report and an Order to reflect that it:

" has designated NWMC as an eligible telecommunications carrier (ETC) in the non-rural study areas of Southwestern Bell Telephone, LP d/b/a AT&T Missouri and Century Telephone of Missouri, and the complete rural study area of Northwest Missouri Cellular Limited Partnership. Further, the Commission designated NWMC an ETC in the partial study areas of Alltel Missouri, Inc. (Alltel Missouri), Grand River Mutual Telephone Corporation (Grand River) and Embarq. For these partial rural study areas, pursuant to Section 214(e)(5) of the Communications Act of 1934, *as amended*, and Federal Communications Commission (FCC) Rule 54.207, the Commission designated NWMC as an ETC in the complete wire centers listed on Attachment A.

The Commission finds that: (1) NWMC's redefinition will not result in cream skimming; (2) the rural carriers whose service areas NWMC seeks to redefine will not be harmed by the redefinition of their study areas to conform to NWMC's licensed service area; and (3) the rural carriers whose service areas NWMC seeks to redefine will not be required to recalculate costs as a result of a service area redefinition; and (4) no other administrative burdens have been placed on the rural carriers whose service areas NWMC seeks to redefine as a result of a service area redefinition. Accordingly, the Commission approves NWMC's request to redefine the service areas of Alltel Missouri, Grand River and Embarq."

Adding the foregoing language to the Report and Order should satisfy the FCC's redefinition requirements and allow USAC to disburse to NWMC USF support as the Commission intended.

For the foregoing reasons, the Commission should: (1) amend its September 21, 2006 Report and Order as requested herein and (2) issue such other orders as are deemed necessary or convenient in this matter.

Respectfully submitted,

LATHROP & GAGE L.C.

Dated: January 25, 2007

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*Attorneys for
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CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing Motion to Amend has been hand-delivered, transmitted by e-mail or mailed, First Class, postage prepaid, this 25th day of January, 2007, to:

<u>Name of Company</u> <u>Name of Party</u>	<u>Email</u> <u>Phone</u> <u>Fax</u>	<u>Mailing Address</u>	<u>Street Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>
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/s/ Paul S. DeFord
Paul S. DeFord

ATTACHMENT A

Rural Study Areas & Wire Centers Included in NWMC's Redefinition*

Alltel Missouri

Albany
Grant City
Allendale

Grand River Mutual

Barnard
Conception Junction
Denver
Darlington
Gentry
Graham
New Hampton
Parnell
Ravenwood
Sheridan

Embarq

Craig
Fairfax
Hopkins
King City
Maryville
Mound City
Pickering
Tarkio

*This exhibit was prepared for redefinition purposes only. This exhibit does not contain the rural and non-rural study areas and wire centers in which NWMC was designated as an ETC that are subject to its redefinition.