

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of the Application of T-Mobile Central            )  
LLC for Designation as an Eligible Telecommunications        ) File No. RA-2012-0195  
Carrier for Purposes of Low Income Support Only            )

**JOINT STIPULATION AND AGREEMENT AND  
STAFF RECOMMENDATION**

COMES NOW the Staff of the Missouri Public Service Commission and for its Response, states as follows:

1. On December 22, 2011, T-Mobile Central LLC (“the Company” or “the ETC”), a wireless carrier, filed an application with the Missouri Public Service Commission seeking designation as an Eligible Telecommunications Carrier (“ETC”) for the purpose of receiving federal universal service fund support for low income customers through the Lifeline programs. On May 1, 2012, the Staff filed a Recommendation that the Commission deny the Company’s request for ETC status, based on apparently inconsistent statements in its Application and concerns about enforcement actions in other jurisdictions. The Company replied with extensive explanations and has allayed many of the Staff’s concerns.

2. The Staff believes it appropriate to condition the ETC designation on a written commitment by the Company, made by signing this Stipulation and Agreement.

3. By signing this Stipulation and Agreement the Company agrees to notify the Staff within 30 days of any matter brought by any state or federal regulatory or law enforcement agency against the ETC, any person or entity that currently holds more than a 10% ownership interest in the ETC, or any affiliated company (defined as any company under common management ownership or control or that, by contract or other agreement,

performs any of the functions necessary to the ETC's Lifeline Service) that involves any aspect of the provision of Lifeline Service or any aspect involving the ETC's use of state or federal Universal Service funds ("USF"), or any non-frivolous matter brought in state or federal courts of Missouri alleging claims for involving fraud, deceit, perjury, stealing or the omission or misstatement of material fact in connection with a commercial transaction. Such matters include formal or informal notices of investigation, indictment, the filing of a complaint, a civil lawsuit, revocation or suspension proceeding, action for civil penalties or damages of at least \$250,000, or criminal charges. Such details include, but are not limited to, copies of complaints or other such pleadings and the filed responses thereto, as well as any orders, decisions or other determinations of culpability, including those that exonerate the subject of any wrongdoing.

4. The Company agrees to notify the Staff of matters as described in paragraph 3 for one (1) year after the effective date of the Commission's order designating the Company as an ETC. Should substantially similar commitments as the Company makes in paragraph 3 not be imposed on all ETCs in the State of Missouri within this one-year timeframe, the commitments the Company makes in paragraph 3 will be suspended until such time as substantially similar commitments are imposed on all ETCs in the State of Missouri. Should substantially similar commitments as the Company makes in paragraph 3 be imposed on all ETCs in the State of Missouri within this one-year timeframe, the Company agrees that its commitments made in paragraph 3 are not limited to the one (1) year timeframe.

5. To the best of Company's knowledge and belief, there are no such actions that have been brought against the Company in the last ten years other than those already disclosed by Company in response to Staff discovery requests.

6. The Staff and the Company agree that companies have an obligation to update their applications within thirty days of receipt of new information that modifies representations contained in such applications.

WHEREFORE, the Staff and the Company agree to the conditions set forth above, and the Staff recommends that the Company be granted ETC designation, on the condition that it adheres to those conditions, as well as any other conditions in the Commission's rules concerning the provision of wireless Lifeline Service to low-income customers.

Respectfully submitted,



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Respectfully submitted,



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#### Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 9<sup>th</sup> day of July, 2012.

