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May 31, 2012

**BY EFIS AND EMAIL**

Missouri Public Service Commission  
Attn: John VanEschen  
PO Box 360  
Jefferson City, Missouri 65102  
John.vaneschen@psc.mo.gov

Re: In the Matter of the Petition of Budget Prepay, Inc. for Designation as a Wireless Eligible  
Telecommunications Carrier  
Case No. CO-2012-0043

Dear John:

On May 25, 2012, the Federal Communications Commission ("FCC") approved Budget PrePay, Inc.'s ("Budget PrePay" or the "Company") Compliance Plan.<sup>1</sup> In its Compliance Plan filed with the FCC, Budget PrePay asked that the FCC forbear from applying the "own facilities" requirement contained in section 214(e)(1)(A) of the Communications Act, 47 C.F.R. § 214(e)(1)(A), consistent with the FCC's determination to forbear from applying the "own facilities" requirement to Low Income-only (e.g., Lifeline) ETC applications that comply with the conditions set forth in the FCC's *Lifeline Reform Order*.<sup>2</sup>

Because Budget PrePay has now been granted forbearance from the "own facilities" requirement of the Communications Act of 1934, as amended, in order to be eligible to participate in the Universal Service Fund's ("USF") Low Income program, any issues regarding Budget PrePay's eligibility for ETC designation in Missouri based upon the Company's "own facilities" have now been rendered moot.

As a result, Budget PrePay respectfully requests the Commission's expeditious processing and approval of its pending ETC application, filed on August 8, 2011, in order to allow the Company to be eligible to participate in the USF's Low Income program and provide the benefits of the USF Low Income program, in accordance with all applicable Missouri Public Service Commission rules, to qualified Missouri residents.

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<sup>1</sup> See *Wireline Competition Bureau Approves the Compliance Plans of American Broadband & Telecommunications, Budget PrePay, Consumer Cellular, Global Connection, Terracom and Total Call*, FCC Public Notice, WC Docket Nos. 09-197 and 11-42, DA 12-828 (rel., May 25, 2012) (attached). Also attached is a copy of Budget PrePay's May 1, 2012 Compliance Plan approved by the FCC.

<sup>2</sup> See *In the Matter of Lifeline and Link Up Reform and Modernization*, Report and Order and Further Notice of Proposed Rulemaking, WC Docket No. 11-42, FCC 12-11 (rel. Feb. 6, 2012) ("*Lifeline Reform Order*").

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Please do not hesitate to contact the undersigned with additional questions regarding the FCC's approval of Budget PrePay's Compliance Plan or pending ETC application.

Sincerely,

/s/ Lisa A. Gilbreath

Lisa A. Gilbreath  
Associate

Enclosures