

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of the Investigation of)
Aristotle Unified Communications, LLC)
Related to the Connect America Fund) File No. TO-2023-0436
Phase II Auction)

ARISTOTLE’S RESPONSE TO ORDER DIRECTING FILING
(USAC AUDIT RESULTS)

Comes Now Aristotle Unified Communications Inc (Aristotle) pursuant to Commission Order and states as follows:

1. On January 24, 2024, the Commission issued its Report and Order which included direction that Aristotle should file the results of the USAC audit of Aristotle within 30 days of receipt of those results. Aristotle received those results on April 4, 2024. Hence this Response is timely.

2. Pursuant to the Commission’s Order, Aristotle submits the USAC audit results including transmission email, as confidential documents.¹

3. Staff recently filed a Motion to Compel alleging that Aristotle has been withholding the audit results. That allegation is incorrect. Staff’s motion is based on a misunderstanding of references in previously submitted documents to communications between USAC and Aristotle during the audit, preceding Aristotle’s receipt of the audit results.

4. Aristotle believes that USAC’s audit results are based on an erroneous interpretation of law, and it plans to seek corrective action before the FCC.

¹ Those materials are marked Confidential by USAC and are submitted on a confidential basis pursuant to 20 CSR 4240-2.135, concerning market-specific information relating to services offered in competition with others.

5. As noted in the Marketing Report previously submitted by Aristotle, two Missouri customers are being served by the combination of Aristotle equipment and leased spectrum, precisely as Aristotle indicated customers could and would be served. This service methodology meets the CAF II requirements (although these particular customers are not in the CAF II census blocks). Just as this Commission got things right in its Report and Order, Aristotle expects the FCC will as well.

WHEREFORE, Aristotle asks the Commission to accept its Response to Order Directing Filing.

CURTIS, HEINZ,
GARRETT & O'KEEFE, P.C.

/s/ Carl J. Lumley

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was served via email this 12th day of April, 2024 on all counsel of record.

/s/ Carl J. Lumley

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