

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

RECEIVED-FPSC
11 JUN -6 PM 2:07
COMMISSION
CLERK

DATE: June 6, 2011

TO: Commission Clerk – PSC, Office of Commission Clerk (Cole)

FROM: Division of Regulatory Analysis (Polk, Casey) *LT*
Office of the General Counsel (Evans, Harris) *Per [signature]*

RE: Docket No. 110101-TP – Petition for designation as ETC wireless carrier for the limited purpose of offering Lifeline service to qualified households, by i-wireless, LLC.

On April 15, 2011, i-wireless, LLC filed with the Clerk's office a petition for designation as an ETC wireless carrier for the limited purpose of offering Lifeline service to qualified households. In the attached letter dated June 2, 2011, PSC General Counsel Kiser directed i-wireless' attention to Chapter 364, Florida Statutes, including the revisions by HB 1231 for the proposition that the Federal Communications Commission, rather than this Commission is the appropriate agency to consider i-wireless, LLC's bid for ETC status.

In accordance with APM 2.07(C)(2)(d)(4), staff requests that the above referenced docket be closed administratively. There are no pending issues that need to be addressed by the Commission and no agency action has been taken to date.

If you have questions, please feel free to contact Jim Polk at 413-6510.

Enclosure

cc: Division of Regulatory Analysis (Salak, Trapp)
Office of General Counsel (Teitzman)
Docket 110101-TP

OK to close. 6/06/11 [signature]

DOCUMENT NUMBER-DATE

03918 JUN-6 =

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STATE OF FLORIDA



GENERAL COUNSEL
S. CURTIS KISER
(850) 413-6199

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Public Service Commission

June 2, 2011

Mr. Lance J.M. Steinhart, P.C.
Attorney At Law
1720 Windward Concourse
Suite 115
Alpharetta, GA 30005

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Re: Docket No. 110101-TP – i-wireless, LLC's ETC designation

Dear Mr. Steinhart:

We received your May 20, 2011 letter requesting a statement that the Florida Public Service Commission's jurisdiction to grant ETC designation to i-wireless, LLC changed with Governor Scott's approval of HB 1231, the telecom reform bill. In your letter, you mentioned that i-wireless, LLC is a commercial mobile radio service provider.

This letter acknowledges that Governor Scott's approval of HB 1231, the telecom reform bill, revises Chapter 364, Florida Statutes, thereby changing the Commission's jurisdiction regarding telecommunications companies. I direct your attention to Chapter 364, Florida Statutes, including the revisions by HB 1231 for the proposition that the Federal Communications Commission, rather than this Commission is the appropriate agency to consider i-wireless, LLC's bid for ETC status.

Sincerely,

S. Curtis Kiser
S. Curtis Kiser
General Counsel

DOCUMENT NUMBER - DATE
03918 JUN -6 =
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cc: Beth W. Salak, Director, Division of Regulatory Analysis
Robert J. Casey, Public Utilities Supervisor, Division of Regulatory Analysis
Adam J. Teitzman, Attorney Supervisor, Office of the General Counsel
Ann Cole, Commission Clerk, Office of Commission Clerk

DOCUMENT NUMBER - DATE
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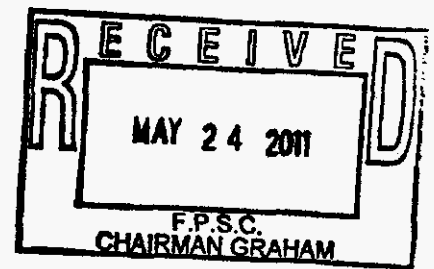
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Also Admitted in New York
and Maryland

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Email: lsteinhart@telecomcounsel.com

May 20, 2011

VIA OVERNIGHT DELIVERY

Art Graham, Chairman
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

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1 JUN - 6 PM 2:08
COMMISSION
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Re: *Request for Letter Clarifying Jurisdiction Over Wireless CETC Petitions*

Dear Mr. Graham:

i-wireless, LLC ("i-wireless"), a commercial mobile radio service ("CMRS") provider and mobile virtual network operator ("MVNO"), wishes to seek designation as a competitive eligible telecommunication carrier ("CETC") in Florida in order to participate in the FCC's Lifeline support program for qualifying low-income consumers. i-wireless will offer attractive pricing options and an innovative and an accessible network of neighborhood points of sale to help advance the regulatory goals of the low-income support programs.

It is i-wireless' understanding that Florida, as a result of the recent change of law in HB 1231, does not assert jurisdiction to designate CMRS providers as CETCs in the state, and that such carriers wishing to be designated as CETCs in Florida must present their applications to the FCC. In order to petition the FCC for CETC designation in a state, the FCC requires an "affirmative statement" from the state declaring that it does not assert jurisdiction to designate CMRS providers as CETCs. We would appreciate if you could provide us a letter with such statement.

We would also appreciate your expeditious consideration of this request. i-wireless hopes to file its CETC petition as soon as possible to be able to provide Lifeline service to eligible low-income consumers without delay. Please let me know if you have any questions.

Respectfully,

A handwritten signature in black ink, appearing to be "Lance J.M. Steinhart".

Lance J.M. Steinhart
Attorney for i-wireless, LLC