

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 6th day of
July, 2011.

In the Matter of the Application of)
YourTel America, Inc. to)
Amend its Designation as an)
Eligible Telecommunications Carrier)
in the State of Missouri)

File No. RA-2011-0376

**ORDER GRANTING APPLICATION
TO AMEND AND EXPAND ETC DESIGNATION**

Issue Date: July 6, 2011

Effective Date: July 16, 2011

The Missouri Public Service Commission is granting the application to amend the designation (“application”) of YourTel America, Inc. (“YourTel”) as an eligible telecommunications carrier (“ETC”), and waives regulations related to ETC application content, as follows.

On May 17, 2011, YourTel filed the verified application. On May 18, 2011, the Commission ordered notice to all Missouri-certified telecommunications providers and set a deadline for intervention. The Commission received no application for intervention. On May 23, 2011, the Commission granted YourTel temporary authority to provide service in Joplin, Missouri.¹ On June 27, 2011, Staff filed its verified recommendation.

¹ *Order Granting Extension of ETC Service Area and Temporarily Waiving Proof of Eligibility Requirements*, issued May 23, 2011, the terms of which are incorporated into this order as if fully set forth.

The Commission has jurisdiction to decide the application.² No law requires a hearing to grant the unopposed application, and no party has sought one,³ so this action does not constitute a contested case,⁴ and the Commission need not separately state its findings of fact. The Commission bases its findings on the verified filings.

In the application, YourTel asks for a waiver of provisions related to high-cost support because YourTel does not, and will not, participate in any high-cost support program. That fact constitutes good cause to waive the high-cost service provisions, as the Commission's regulations provide,⁵ and Staff agrees that the Commission should waive the high-cost support provisions. Therefore, the Commission will waive those provisions.

In the application, YourTel seeks to expand the areas in which YourTel provides federal Universal Service Fund ("USF") support for low-income wireless telecommunication services ("wireless service") through the Lifeline and Link-Up programs. In its recommendation, Staff states that YourTel qualifies to provide services in the 43 areas proposed in the application at Exhibit A and recommends granting the application.

THE COMMISSION ORDERS THAT:

1. The application is granted.
2. Commission regulations 4 CSR 240-3.570(4) and 4 CSR 240-3.570(2)(A)1, 2, and 3, are waived.
3. The wireless electronic telecommunications carrier designation of YourTel America, Inc., is amended and expanded to include benefits under the Lifeline and Link-Up

² Section 392.200.4, RSMo Supp. 2010.

³ *State ex rel. Rex Deffenderfer Ent., Inc. v. Public Serv. Comm'n*, 776 S.W.2d 494 (Mo. App., W.D. 1989).

⁴ Section 536.010(4), RSMo 2000.

⁵ 4 CSR 240-3.015(1), 4 CSR 240-2.060(4).

programs in the service areas of incumbent local exchange carriers listed in the application at Exhibit A and in the appendix to this order.

4. This order shall be effective on July 16, 2011.

BY THE COMMISSION

(S E A L)

A handwritten signature in black ink, appearing to read 'S. Reed', is positioned above the printed name of the Secretary.

Steven C. Reed
Secretary

Gunn, Chm., Clayton, Davis, Jarrett,
and Kenney, CC., concur.

Jordan, Senior Regulatory Law Judge

Appendix

1. Alma Telephone
2. AT&T Missouri
3. BPS Telephone
4. Cass County Telephone
5. CenturyTel of Missouri, LLC d/b/a CenturyLink
6. Chariton Valley Telephone
7. Choctow Telephone
8. Citizens Telephone
9. Craw-Kan Telephone (Co-op)
10. Ellington Telephone
11. Embarq Missouri, Inc. d/b/a CenturyLink
12. Farber Telephone
13. Fidelity Telephone
14. Goodman Telephone
15. Granby Telephone
16. Grand River Mutual (Co-op)
17. Green Hills Telephone (Co-op)
18. Holway Telephone
19. IAMO
20. Iowa Telephone
21. Kingdom Telephone (Co-op)
22. KLM Telephone
23. Lathrop Telephone
24. Le-Ru Telephone
25. Mark Twain Rural Telephone (Co-op)
26. McDonald County Telephone
27. Mid-Missouri Telephone
28. Miller Telephone
29. MoKan Dial
30. NE MO Rural (Co-op)
31. New Florence
32. New London Telephone
33. Orchard Farm Telephone
34. Oregon Farmers Mutual Telephone
35. Ozark Telephone
36. Peace Valley Telephone
37. Rock Port Telephone (Co-op)
38. Seneca Telephone
39. Southwestern Bell Telephone Company d/b/a AT&T Missouri
40. Spectra Communications Group, LLC d/b/a CenturyLink
41. Steelville Telephone Exchange
42. Stoutland Telephone
43. Windstream Missouri