



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

Records released:
January 27, 2016

PUC RTK 2015-0092

Mr. Daniel Tunnell, President
Broadband Cable Association of Pennsylvania
121 State Street
Harrisburg, PA 17101

Final response sent via email only:
dtunnell@bcapa.com

In Re: The Broad Band Cable Assoc. of PA (Tunnell) v. PA PUC,
Docket No. AP 2015-2619 (Order entered December 28, 2015) (*OOB Order*).

Dear Mr. Tunnell:

Per the above-captioned order of the Office of Open Records (OOR) and pursuant to the Commission's authority under PUC regulations at 52 Pa. Code § 63.167(26) to order disclosure of specific information related to the Pennsylvania Universal Service Fund (PA USF) disbursements, the Commission hereby orders and releases records of the disaggregated annual disbursements issued by the PA USF's third party administrator, as follows:

For each calendar year from 2004 through 2015, please provide any records held by the Commission or any "fund administrator" (as established under Section 63.163) that show the individual companies that were "fund recipients" (as defined in Section 63.162), and the amount disbursed to each fund recipient in each year¹.

OOB Order at p. 1. *See*, Attachment "A".

¹ With respect to the information identified as, "by year and category, the level of reductions that were expected to be provided to the following access and toll rates in exchange for the disbursed amount from the fund: traffic sensitive access charges; CCL [common carrier line] access charges; toll rate reductions; and, other reductions." *OOB Order* at p. 6, the OOR acknowledges that the Commission cannot be required to create or compile records which do not exist. *Id.* Pursuant to Pennsylvania's Right-To-Know Law, 65 P.S. §§ 67.101 *et seq.*, (RTK law), the Commission is not required to compile or create records which do not exist; therefore, no disclosure is required. However, as a matter of courtesy, you are hereby provided an affidavit as proof establishing that "no records exist" meeting the above-described identifying criteria. *See*, Attachment "B" (Affidavit of Rosemary Chiavetta, Commission Open Records Officer or ORO).

The Commission's determination to order disclosure of the PA USF annual disbursement amounts to individual recipient rural incumbent local exchange carriers (ILECs) requires appropriate consideration for the protection of the utility data deemed "confidential and proprietary" under the PUC's regulations implementing the PA USF. 52 Pa. Code § 63.167(26). Such disclosure must be viewed in the context of the unique and generic proceeding – the *Global Order* proceeding – in which the PA USF was originally adopted, and subsequently implemented through appropriate regulations and corresponding Commission Orders.²

In balancing the interests in disclosure of the annual PA USF disbursements to qualified rural ILECs, it is relevant that the original PA USF disbursements were established as the annual support amounts payable to the ILECs under the evidence adduced during the *Global Order* proceeding. The Commission's *Global Order* established the appropriate level of support to rural ILECs as then evidenced by the detailed expert analysis of the financial and competitive data relied upon in the order. This detailed evidence was published together with the benchmark PA USF support disbursement amounts in the *Global Order*. By publishing the benchmark disbursements, the original aggregate total amount of disbursements established transparency for the future total disbursements. The PA USF regulations further require transparency in the PA USF's operation by the Fund Administrator's annual fiscal report of aggregate disbursement to ILECs, detail of administrative costs, and detail of the basis for any recommended increases to the total of the Fund.

It is also relevant that the original support amounts and the relative size of the PA USF are determined annually but remain within an appropriate level since the fund was established. Review of the Fund Administrator's reports and recommendations since the Fund's inception reflect that the fund has continued to operate without substantial increase³. Moreover, the concern for the release of PA USF disbursement amounts, which may be deemed "confidential and proprietary" under the regulation, is mitigated by the fact that the published original PA USF disbursement levels so closely mirror the annual disbursements released today. In fact, the annual disbursement data released today establishes that the PA USF operates precisely as envisioned by the original and generic adjudication results adopted by the Commission in the *Global Order* and in subsequent proceedings.⁴

Further, it is on the record that public disclosure of the disaggregated PA USF disbursements is included in a proposed bill now pending before the Pennsylvania General Assembly which would establish the information as a "public record." *PUC Response to the Appeal*, at p. 2. It has been further noted that the Pennsylvania Telephone Association (PTA), the representative organization of the rural ILECs whose PA USF disbursement information is at issue, supports the proposed legislation to disclose the disaggregated annual disbursement

²See generally *Joint Petition of Nextlink Pennsylvania, Inc., et al.*, Docket Nos. P-00991648, P-00991649, Order entered September 30, 1999 (*Global Order*), 196 PUR4th 172, *aff'd Bell Atlantic-Pennsylvania, Inc. v. Pa. Pub. Util. Comm'n.*, 763 A.2d 440 (Pa. Cmwlth. 2000), *vacated in part sub nom. MCI Worldcom Inc. v. Pa. Pub. Util. Comm'n.*, 844 A.2d 1239 (Pa. 2004); *Rulemaking Re Establishing Universal Service Fund Regulations at 52 Pa. Code §§63.161-63.172*, Docket No. L-00000148, Revised Final Rulemaking Order, entered March 23, 2001, 31 Pa.B. 3402 (June 30, 2001).

³The original PA USF was \$31.07 MM in 2000, increased to \$32.28 MM in 2001, and then stabilized in the \$33.5-\$34 MM range to present. The individual disbursement amounts to rural ILECs have remained stable since the fund's creation.

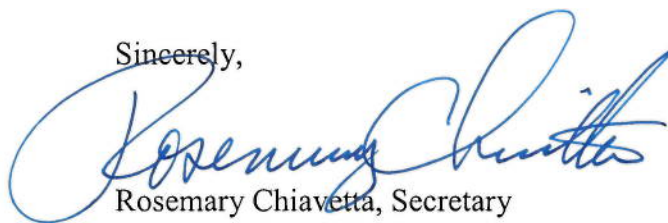
⁴See generally *Investigation Regarding Intrastate Access Charges and IntraLATA Toll Rates of Rural Carriers and The Pennsylvania Universal Service Fund; AT&T Communications of Pennsylvania, et al. v. Armstrong Telephone Company – Pennsylvania, et al.; Implementation of the Federal Communications Commission's Order of November 18, 2011, as Amended or Revised and Coordination with Certain Intrastate Matters*, Docket Nos. I-00040105, C-2009-2098380 *et al.*, M-2012-2291824, Order entered August 9, 2012.

amounts. *Id.*

In view of these mitigating factors related to release of the information, the Commission hereby orders and does release the information at Attachment "A" (PA USF disbursements to Rural ILECs from 2004-2016), together with Attachment "B" (Affidavit of the Commission's ORO, Rosemary Chiavetta) attesting that the requested data identified as, "by year and category, the level of reductions that were expected to be provided to the...access and toll rates in exchange for the disbursed amount from the fund," will not be provided as no such records exist.

Please be advised that this correspondence will serve to close this record with our office as permitted by law.

Sincerely,



Rosemary Chiavetta, Secretary
Right to Know Officer
Pa Public Utility Commission
400 North Street
Commonwealth Keystone Building
Harrisburg PA 17120

cc: Joshua T. Young, Esquire, Appeals Officer via email: joshyoung@pa.gov
Pennsylvania Telephone Association via email: steve.samara@patel.org
Liz Daniels, Esquire, via email: ldaniels@mwn.com
Rich Zarate, Manager, Solix, Inc., via email: rzarate@solixinc.com
Elizabeth Lion Januzzi, PA PUC Assistant Counsel
Right to Know File: PUC RTK 2015-0092

ATTACHMENT

A

UTILITY

CODE	COMPANY NAME	2004 Monthly PA USF Disbursement
310174	Citizens Telephone Company of New York	\$ 932.46
310250	Bentleyville Telephone Co.	\$ 31,555.82
310369	Windstream Buffalo Valley, Inc. fka Buffalo Valley Telephone Co.	\$ 53,617.53
310400	Frontier Comm. of Breezewood	\$ 13,128.83
310550	Frontier Comm of Canton,LLC	\$ 26,902.67
310650	Citizens Tel. Co. of Kecksburg	\$ 13,441.60
310800	Frontier Commonwealth Telephone Co. fka Commonwealth Telephone Co.	\$ 94,093.43
310850	Windstream Conestoga, Inc fka Conestoga Tele & Telegraph Co.	\$ 144,263.43
311050	Windstream D & E, Inc. fka D & E Telephone Company	\$ 11,935.82
311250	Frontier Comm of PA, Inc.	\$ 49,827.73
311550	Hickory Telephone Co.	\$ 6,588.39
311650	Ironton Telephone Company	\$ 13,592.54
311700	Lackawaxen Telecommunications Services	\$ 15,175.71
311750	Frontier Comm of Lakewood, Inc.	\$ 8,205.98
311800	Laurel Highland Telephone Co.	\$ 26,220.61
311950	Mahanoy & Mahantango Tel Co.	\$ 31,551.12
312000	Marianna Scenery Hill Telephone Co.	\$ 15,391.66
312050	Windstream Pennsylvania, LLC fka Alltel Pennsylvania, Inc.	\$ 895,242.74
312350	Armstrong Telephone Company - PA	\$ 23,994.38
312450	North-Eastern PA Telephone Company	\$ 64,348.88
312500	North Penn Telephone Co.	\$ 19,542.19
312550	Consolidated Communications of PA Co. fka North Pittsburgh Telephone Co.	\$ 434,740.71
312600	Frontier Comm of Oswayo, Inc.	\$ 12,926.34
312650	Armstrong Telephone Co-North	\$ 1,214.42
312700	Palmerton Telephone Co.	\$ 118,291.89
312750	Pennsylvania Telephone Co.	\$ 3,609.63
312800	Pymatuning Ind. Telephone Co.	\$ 8,766.82
313100	Sugar Valley Telephone Co.	\$ 6,604.48
313200	United Telephone of PA fka Sprint	\$ 618,721.90
313400	Venus Telephone Corp.	\$ 14,518.72
313650	Yukon-Waltz Telephone Co.	\$ 7,300.19
313000	South Canaan Telephone Company	\$ 7,406.97
		<u>\$ 2,793,655.59</u>

UTILITY CODE	COMPANY NAME	2005 Monthly PA USF Disbursement
310174	Citizens Telephone Company of New York	\$ 932.46
310250	Bentleyville Telephone Co.	\$ 31,555.82
310369	Windstream Buffalo Valley, Inc. fka Buffalo Valley Telephone Co.	\$ 54,274.35
310400	Frontier Comm. of Breezewood	\$ 13,288.34
310550	Frontier Comm of Canton, LLC	\$ 26,991.55
310650	Citizens Tel. Co. of Kecksburg	\$ 13,441.60
310800	Frontier Commonwealth Telephone Co. fka Commonwealth Telephone Co.	\$ 94,106.60
310850	Windstream Conestoga, Inc fka Conestoga Tele & Telegraph Co.	\$ 144,263.43
311050	Windstream D & E, Inc. fka D & E Telephone Company	\$ 11,935.82
311250	Frontier Comm of PA, Inc.	\$ 49,827.73
311550	Hickory Telephone Co.	\$ 6,648.12
311650	Ironton Telephone Company	\$ 15,232.19
311700	Lackawaxen Telecommunications Services	\$ 15,370.70
311750	Frontier Comm of Lakewood, Inc.	\$ 8,205.98
311800	Laurel Highland Telephone Co.	\$ 26,220.61
311950	Mahanoy & Mahantango Tel Co.	\$ 31,551.12
312000	Marianna Scenery Hill Telephone Co.	\$ 15,391.66
312050	Windstream Pennsylvania, LLC fka Altel Pennsylvania, Inc.	\$ 895,242.73
312350	Armstrong Telephone Company - PA	\$ 23,994.38
312450	North-Eastern PA Telephone Company	\$ 64,348.88
312500	North Penn Telephone Co.	\$ 19,578.99
312550	Consolidated Communications of PA Co. fka North Pittsburgh Telephone Co.	\$ 434,740.71
312600	Frontier Comm of Oswayo, Inc.	\$ 12,926.34
312650	Armstrong Telephone Co-North	\$ 1,214.42
312700	Palmerton Telephone Co.	\$ 118,291.89
312750	Pennsylvania Telephone Co.	\$ 3,609.63
312800	Pymatuning Ind. Telephone Co.	\$ 8,766.82
313100	Sugar Valley Telephone Co.	\$ 6,504.48
313200	United Telephone of PA fka Sprint	\$ 618,721.90
313400	Venus Telephone Corp.	\$ 15,116.38
313650	Yukon-Waltz Telephone Co.	\$ 7,300.19
313000	South Canaan Telephone Company	\$ 7,406.97
		<u>\$ 2,797,102.79</u>

Solix, Inc.

Confidential Proprietary Information

		2006
UTILITY		PA USF
CODE	COMPANY NAME	Disbursement
310174	Citizens Telephone Company of New York	\$932.46
310250	Bentleyville Telephone Co.	\$31,555.82
310369	Buffalo Valley Telephone Co.	\$54,274.35
310400	Frontier Comm. of Breezewood	\$13,288.34
310550	Frontier Comm of Canton, Inc.	\$26,991.55
310650	Citizens Tel. Co. of Kecksburg	\$13,441.60
310800	Commonwealth Telephone Co.	\$94,106.60
310850	Conestoga Tele & Telegraph Co.	\$144,263.43
311050	D & E Telephone Company	\$11,935.82
311250	Frontier Comm of PA, Inc.	\$49,827.73
311550	Hickory Telephone Co.	\$6,648.12
311650	Ironton Telephone Company	\$15,232.19
311700	Lackawaxen Telecommunications Services	\$15,370.70
311750	Frontier Comm of Lakewood, Inc.	\$8,205.98
311800	Laurel Highland Telephone Co.	\$26,220.61
311950	Mahanoy & Mahantango Tel Co.	\$31,551.12
312000	Marianna Scenery Hill Telephone Co.	\$15,391.66
312050	Alltel Pennsylvania, Inc.	\$895,242.74
312350	Armstrong Telephone Company - PA	\$23,994.38
312450	North-Eastern PA Telephone Company	\$64,348.88
312500	North Penn Telephone Co.	\$19,578.99
312550	North Pittsburgh Telephone Co.	\$434,740.71
312600	Frontier Comm of Oswayo, Inc.	\$12,926.34
312650	Armstrong Telephone Co-North	\$1,214.42
312700	Palmerton Telephone Co.	\$118,291.89
312750	Pennsylvania Telephone Co.	\$3,609.63
312800	Pymatuning Ind. Telephone Co.	\$8,766.82
313000	South Canaan Telephone Co., The	\$7,406.97
313100	Sugar Valley Telephone Co.	\$6,604.48
313200	Sprint / United Telephone of PA	\$618,721.90
313400	Venus Telephone Corp.	\$15,116.39
313650	Yukon-Waltz Telephone Co.	\$7,300.19
TOTALS:		2,797,102.82

		2007
UTILITY		PA USF
CODE	COMPANY NAME	Disbursement
310174	Citizens Telephone Company of New York	\$932.46
310250	Bentleyville Telephone Co.	\$31,555.82
310369	Buffalo Valley Telephone Co.	\$54,274.35
310400	Frontier Comm. of Breezewood	\$13,288.34
310550	Frontier Comm of Canton, Inc.	\$26,991.55
310650	Citizens Tel. Co. of Kecksburg	\$13,441.60
310800	Commonwealth Telephone Co.	\$94,106.60
310850	Conestoga Tele & Telegraph Co.	\$144,263.43
311050	D & E Telephone Company	\$11,935.82
311250	Frontier Comm of PA, Inc.	\$49,827.73
311550	Hickory Telephone Co.	\$6,739.19
311650	Ironton Telephone Company	\$15,232.19
311700	Lackawaxen Telecommunications Services	\$15,403.56
311750	Frontier Comm of Lakewood, Inc.	\$8,205.98
311800	Laurel Highland Telephone Co.	\$26,220.61
311950	Mahanoy & Mahantango Tel Co.	\$31,551.12
312000	Marianna Scenery Hill Telephone Co.	\$15,391.66
312050	Alltel Pennsylvania, Inc.	\$895,242.74
312350	Armstrong Telephone Company - PA	\$23,994.38
312450	North-Eastern PA Telephone Company	\$64,348.88
312500	North Penn Telephone Co.	\$19,578.99
312550	North Pittsburgh Telephone Co.	\$434,740.71
312600	Frontier Comm of Oswayo, Inc.	\$13,000.95
312650	Armstrong Telephone Co-North	\$1,214.42
312700	Palmerton Telephone Co.	\$118,291.89
312750	Pennsylvania Telephone Co.	\$3,609.63
312800	Pymatuning Ind. Telephone Co.	\$8,766.82
313000	South Canaan Telephone Co., The	\$7,406.97
313100	Sugar Valley Telephone Co.	\$6,604.48
313200	Sprint / United Telephone of PA	\$618,721.90
313400	Venus Telephone Corp.	\$15,116.39
313650	Yukon-Waltz Telephone Co.	\$7,479.01
TOTALS:		2,797,480.18

Utility Code	Company Name	2008 PA USF Disbursement
310174	Citizens Telephone Company of New York	\$ 932.46
310250	Bentleyville Telephone Co.	\$ 31,555.82
310369	Buffalo Valley Telephone Co.	\$ 54,274.35
310400	Frontier Comm. of Breezewood	\$ 13,288.34
310550	Frontier Comm of Canton, Inc.	\$ 26,991.55
310650	Citizens Tel. Co. of Kecksburg	\$ 13,441.60
310800	Commonwealth Telephone Co.	\$ 94,106.60
310850	Conestoga Tele & Telegraph Co.	\$ 144,263.43
311050	D & E Telephone Company	\$ 11,935.82
311250	Frontier Comm of PA, Inc.	\$ 49,827.73
311550	Hickory Telephone Co.	\$6,796.67
311650	Ironton Telephone Company	\$ 15,232.19
311700	Lackawaxen Telecommunications Services	\$ 15,403.56
311750	Frontier Comm of Lakewood, LLC	\$ 8,205.98
311800	Laurel Highland Telephone Co.	\$ 26,220.61
311950	Mahanoy & Mahantango Tel Co.	\$ 31,551.12
312000	Marianna Scenery Hill Telephone	\$ 15,391.66
312050	Windstream PA fka Alltel Pennsylvania, Inc.	\$ 895,242.74
312350	Armstrong Telephone Company	\$ 23,994.38
312450	North-Eastern PA Telephone Co	\$ 64,348.88
312500	North Penn Telephone Co.	\$ 19,578.99
312550	North Pittsburgh Telephone Co.	\$ 434,740.71
312600	Frontier Comm of Oswayo, LLC.	\$ 13,000.95
312650	Armstrong Telephone Co-North	\$ 1,214.42
312700	Palmerton Telephone Co.	\$ 118,291.89
312750	Pennsylvania Telephone Co.	\$ 3,609.63
312800	Pymatuning Ind. Telephone Co.	\$ 8,766.82
313000	South Canaan Telephone Co., The	\$ 7,406.97
313100	Sugar Valley Telephone Co.	\$ 6,604.48
313200	Sprint / United Telephone of PA	\$ 618,721.90
313400	Venus Telephone Corp.	\$ 15,116.39
313650	Yukon-Waltz Telephone Co.	\$ 7,479.01
		\$ 2,797,537.66

Utility Code	Company Name	2009 PA USF Disbursement
310174	Citizens Telephone Company of New York	\$ 932.46
310250	Bentleyville Telephone Co.	\$ 31,555.82
310369	Buffalo Valley Telephone Co.	\$ 54,274.35
310400	Frontier Comm. of Breezewood	\$ 13,288.34
310550	Frontier Comm of Canton, Inc.	\$ 26,991.55
310650	Citizens Tel. Co. of Kecksburg	\$ 13,441.60
310800	Commonwealth Telephone Co.	\$ 94,106.60
310850	Conestoga Tele & Telegraph Co.	\$ 144,263.43
311050	D & E Telephone Company	\$ 11,935.82
311250	Frontier Comm of PA, Inc.	\$ 49,827.73
311550	Hickory Telephone Co.	\$ 7,094.18
311650	Ironton Telephone Company	\$ 15,232.19
311700	Lackawaxen Telecommunications Services	\$ 15,403.56
311750	Frontier Comm of Lakewood, LLC	\$ 8,205.98
311800	Laurel Highland Telephone Co.	\$ 26,220.61
311950	Mahanoy & Mahanango Tel Co.	\$ 31,551.12
312000	Marianna Scenery Hill Telephone	\$ 15,391.66
312050	Windstream PA fka Alltel Pennsylvania, Inc.	\$ 895,242.74
312350	Armstrong Telephone Company	\$ 23,994.38
312450	North-Eastern PA Telephone Co	\$ 64,348.88
312500	North Penn Telephone Co.	\$ 19,578.99
312550	North Pittsburgh Telephone Co.	\$ 434,740.71
312600	Frontier Comm of Oswayo, LLC.	\$ 13,000.95
312650	Armstrong Telephone Co-North	\$ 1,214.42
312700	Palmerston Telephone Co.	\$ 118,291.89
312750	Pennsylvania Telephone Co.	\$ 3,608.63
312800	Pymatuning Ind. Telephone Co.	\$ 9,116.61
313000	South Caraan Telephone Co., The	\$ 7,406.97
313100	Sugar Valley Telephone Co.	\$ 6,604.48
313200	Sprint / United Telephones of PA	\$ 618,721.90
313400	Venus Telephone Corp.	\$ 15,116.39
313650	Yukon-Waltz Telephone Co.	\$ 7,479.01
		\$ 2,798,184.96

UTILITY CODE	COMPANY NAME	2010 PA USF Disbursement
310174	Citizens Telephone Company of New York	\$ 933.22
310250	Bentleyville Telephone Co.	\$ 31,555.82
310369	Buffalo Valley Telephone Co.	\$ 54,274.35
310400	Frontier Comm. of Brezewood	\$ 13,400.57
310550	Frontier Comm of Canton, LLC	\$ 27,363.25
310650	Citizens Tel. Co. of Kecksburg	\$ 13,441.60
310800	Commonwealth Telephone Co.	\$ 94,106.60
310850	Conestoga Tele & Telegraph Co.	\$ 144,263.43
311050	D & E Telephone Company	\$ 11,935.82
311250	Frontier Comm of PA, Inc.	\$ 50,714.62
311550	Hickory Telephone Co.	\$ 7,094.18
311650	Ironton Telephone Company	\$ 15,232.19
311700	Lackawaxen Telecommunications Services	\$ 15,403.56
311750	Frontier Comm of Lakewood, Inc.	\$ 8,566.49
311800	Laurel Highland Telephone Co.	\$ 26,220.61
311950	Mahanoy & Mahantango Tel Co.	\$ 31,551.12
312000	Marianna Scenery Hill Telephone Co.	\$ 15,391.66
312050	Windstream Pennsylvania fka Alltel Penn.	\$ 895,242.74
312350	Armstrong Telephone Company - PA	\$ 23,994.38
312450	North-Eastern PA Telephone Company	\$ 64,348.88
312500	North Penn Telephone Co.	\$ 19,578.99
312550	Consolidated Communications of PA Co.	\$ 434,740.71
312600	Frontier Comm of Oswayo, Inc.	\$ 13,000.95
312650	Armstrong Telephone Co-North	\$ 1,214.42
312700	Palmerton Telephone Co.	\$ 118,291.89
312750	Pennsylvania Telephone Co.	\$ 3,609.63
312800	Pymatuning Ind. Telephone Co.	\$ 9,116.61
313000	South Canaan Telephone Co., The	\$ 7,406.97
313100	Sugar Valley Telephone Co.	\$ 6,604.48
313200	United Telephone of PA fka Sprint	\$ 618,721.90
313400	Venus Telephone Corp.	\$ 15,116.39
313650	Yukon-Waltz Telephone Co.	\$ 7,479.01
		\$ 2,799,917.05

UTILITY

UTILITY CODE	COMPANY NAME	2011 PA USF Disbursement
310174	Citizens Telephone Company of New York	\$ 933.22
310250	Bentleyville Telephone Co.	\$ 31,555.82
310369	Windstream Buffalo Valley Telephone Co.	\$ 54,274.35
310400	Frontier Comm. of Breezewood	\$ 13,400.57
310550	Frontier Comm of Canton, LLC	\$ 27,363.25
310650	Citizens Tel. Co. of Kecksburg	\$ 13,441.60
310800	Commonwealth Telephone Co.	\$ 94,106.60
310850	Windstream Conestoga Tele & Telegraph Co.	\$ 144,263.43
311050	Windstream D&E Telephone Company	\$ 11,935.82
311250	Frontier Comm of PA, Inc.	\$ 50,714.62
311550	Hickory Telephone Co.	\$ 7,094.18
311650	Ironton Telephone Company	\$ 15,232.19
311700	Lackawaxen Telecommunications Services	\$ 15,403.56
311750	Frontier Comm of Lakewood, Inc.	\$ 8,566.49
311800	Laurel Highland Telephone Co.	\$ 26,220.61
311950	Mahanoy & Mahantango Tel Co.	\$ 31,551.12
312000	Marianna Scenery Hill Telephone Co.	\$ 16,167.55
312050	Windstream Pennsylvania fka Alltel Penn.	\$ 395,242.74
312350	Armstrong Telephone Company - PA	\$ 24,284.48
312450	North-Eastern PA Telephone Company	\$ 64,348.88
312500	North Penn Telephone Co.	\$ 19,578.99
312550	Consolidated Communications of PA Co.	\$ 434,740.71
312600	Frontier Comm of Oswayo, Inc.	\$ 13,000.95
312650	Armstrong Telephone Co-North	\$ 1,214.42
312700	Palmerton Telephone Co.	\$ 118,291.89
312750	Pennsylvania Telephone Co.	\$ 3,609.63
312800	Pymatuning Ind. Telephone Co.	\$ 9,159.74
313000	South Canaan Telephone Co., The	\$ 7,406.97
313100	Sugar Valley Telephone Co.	\$ 6,604.48
313200	United Telephone of PA fka Sprint	\$ 618,721.90
313400	Venus Telephone Corp.	\$ 15,116.39
313650	Yukon-Waltz Telephone Co.	\$ 7,479.01
		\$ 2,801,026.28

UTILITY

CODE	COMPANY NAME	2012 PA USF Disbursement
310174	Citizens Telephone Company of New York	\$933.22
310250	Bentleyville Telephone Co.	\$31,555.82
310369	Windstream Buffalo Valley Telephone Co.	\$54,274.35
310400	Frontier Comm. of Breezewood	\$13,400.57
310550	Frontier Comm of Canton, LLC	\$27,363.25
310650	Citizens Tel. Co. of Kecksburg	\$13,441.60
310800	Frontier Commonwealth Telephone Co.	\$94,106.60
310850	Windstream Conestoga Tele & Telegraph Co.	\$144,263.43
311050	Windstream D & E Telephone Co.	\$11,935.82
311250	Frontier Comm of PA, Inc.	\$50,714.62
311550	Hickory Telephone Co.	\$7,094.18
311650	Ironton Telephone Company	\$15,232.19
311700	Lackawaxen Telecommunications Services	\$15,403.56
311750	Frontier Comm of Lakewood, Inc.	\$8,566.49
311800	Laurel Highland Telephone Co.	\$26,220.61
311950	Mahanoy & Mahantango Tel Co.	\$31,551.12
312000	Marianna Scenery Hill Telephone Co.	\$16,167.65
312050	Windstream Pennsylvania, LLC	\$895,242.74
312350	Armstrong Telephone Company - PA	\$24,284.48
312450	North-Eastern PA Telephone Company	\$64,348.88
312500	North Penn Telephone Co.	\$19,578.99
312550	Consolidated Communication of PA Co.	\$434,740.71
312600	Frontier Comm of Oswayo, Inc.	\$13,000.95
312650	Armstrong Telephone Co-North	\$1,214.42
312700	Palmerston Telephone Co.	\$3,609.63
312750	Pennsylvania Telephone Co.	\$9,159.74
312800	Pymatuning Ind. Telephone Co.	\$7,406.97
313000	South Canaan Telephone Co., The	\$7,491.00
313100	Sugar Valley Telephone Co.	\$618,721.90
313200	United Telephone of PA fka Sprint	\$15,116.39
313400	Venus Telephone Corp.	\$7,479.01
313650	Yukon-Waltz Telephone Co.	
		\$ 2,801,912.78

UTILITY CODE	COMPANY NAME	2013 PA USF Disbursement
310174	Citizens Telephone Company of New York	\$ 933.22
310250	Bentleyville Telephone Co.	\$ 31,555.82
310369	Windstream Buffalo Valley Telephone Co.	\$ 54,274.35
310400	Frontier Comm. of Breezewood	\$ 13,400.57
310550	Frontier Comm of Canton, LLC	\$ 27,363.25
310650	Citizens Tel. Co. of Kecksburg	\$ 13,441.60
310800	Frontier Commonwealth Telephone Co.	\$ 94,106.60
310850	Windstream Conestoga Tele & Telegraph Co.	\$ 144,263.43
311050	Windstream D & E Telephone Co.	\$ 11,935.82
311250	Frontier Comm of PA, Inc.	\$ 50,714.62
311550	Hickory Telephone Co.	\$ 7,094.18
311650	Fronton Telephone Company	\$ 15,232.19
311700	Lackawaxen Telecommunications Services	\$ 15,403.56
311750	Frontier Comm of Lakewood, Inc.	\$ 8,566.49
311800	Laurel Highland Telephone Co.	\$ 26,220.61
311950	Mahanoy & Mahantango Tel Co.	\$ 31,551.12
312000	Marianna Scenery Hill Telephone Co.	\$ 16,167.65
312050	Windstream Pennsylvania, LLC	\$ 895,242.74
312350	Armstrong Telephone Company - PA	\$ 24,284.48
312450	North-Eastern PA Telephone Company	\$ 64,348.88
312500	North Penn Telephone Co.	\$ 19,601.23
312550	Consolidated Communication of PA Co.	\$ 434,740.71
312600	Frontier Comm of Oswayo, Inc.	\$ 13,000.95
312650	Armstrong Telephone Co-North	\$ 1,214.42
312700	Palmerton Telephone Co.	\$ 118,291.89
312750	Pennsylvania Telephone Co.	\$ 3,609.63
312800	Pymatuning Ind. Telephone Co.	\$ 9,159.74
313000	South Canaan Telephone Co., The	\$ 7,406.97
313100	Sugar Valley Telephone Co.	\$ 6,678.36
313200	United Telephone of PA fka Sprint	\$ 618,721.90
313400	Venus Telephone Corp.	\$ 15,116.39
313650	Yukon-Waltz Telephone Co.	\$ 7,479.01
		\$ 2,801,122.38

UTILITY CODE	COMPANY NAME	2014 PA USF Disbursement
310174	Citizens Telephone Company of New York	\$ 933.22
310250	Bentleyville Telephone Co.	\$ 31,555.82
310369	Windstream Buffalo Valley Telephone Co.	\$ 54,274.35
310400	Frontier Comm. of Breezewood	\$ 13,400.57
310550	Frontier Comm of Canton, LLC	\$ 27,363.25
310650	Citizens Tel. Co. of Kecksburg	\$ 14,242.12
310800	Commonwealth Telephone Co.	\$ 94,106.60
310850	Windstream Conestoga Tele & Telegraph Co.	\$ 144,263.43
311050	Windstream D&E Telephone Company	\$ 11,935.82
311250	Frontier Comm of PA, Inc.	\$ 50,714.62
311550	Hickory Telephone Co.	\$ 7,094.18
311650	Ironton Telephone Company	\$ 15,232.19
311700	Lackawaxen Telecommunications Services	\$ 15,403.56
311750	Frontier Comm of Lakewood, Inc.	\$ 8,566.49
311800	Laurel Highland Telephone Co.	\$ 26,220.61
311950	Mahanoy & Mahantango Tel Co.	\$ 31,551.12
312000	Marianna Scenery Hill Telephone Co.	\$ 16,167.65
312050	Windstream Pennsylvania fka Alltel Penn.	\$ 895,242.74
312350	Armstrong Telephone Company - PA	\$ 24,284.48
312450	North-Eastern PA Telephona Company	\$ 64,348.88
312500	North Penn Telephone Co.	\$ 19,601.23
312550	Consolidated Communications of PA Co.	\$ 450,879.54
312600	Frontier Comm of Oswayo, Inc.	\$ 13,000.95
312650	Armstrong Telephone Co-North	\$ 1,214.42
312700	Palmerton Telephone Co.	\$ 118,291.89
312750	Pennsylvania Telephone Co.	\$ 3,609.63
312800	Pymatuning Ind. Telephone Co.	\$ 9,159.74
313000	South Canaan Telephone Co., The	\$ 7,406.97
313100	Sugar Valley Telephone Co.	\$ 6,678.36
313200	United Telephone of PA fka Sprint	\$ 618,721.90
313400	Venus Telephone Corp.	\$ 15,116.39
313650	Yukon-Waltz Telephone Co.	\$ 7,479.01
		\$ 2,818,061.73

UTILITY CODE	COMPANY NAME	2015 PA USF Disbursement
310174	Citizens Telephone Company of New York	933.22
310250	Bentleyville Telephone Co.	31,555.82
310369	Windstream Buffalo Valley, Inc.	54,274.35
310400	Frontier Comm. of Breezewood	13,400.57
310550	Frontier Comm of Canton, LLC	27,363.25
310650	Citizens Tel. Co. of Kecksburg	14,242.12
310800	Frontier Commonwealth Telephone Co.	94,106.60
310850	Windstream Conestoga, Inc	144,263.43
311050	Windstream D & E, Inc.	11,935.82
311250	Frontier Comm of PA, Inc.	50,714.62
311550	Hickory Telephone Co.	7,094.18
311650	Ironton Telephone Company	15,232.19
311700	Lackawaxen Telecommunications Services	15,403.56
311750	Frontier Comm of Lakewood, Inc.	8,566.49
311800	Laurel Highland Telephone Co.	26,220.61
311950	Mahanoy & Mahantango Tel Co.	31,551.12
312000	Marianna Scenery Hill Telephone Co.	16,167.65
312050	Windstream Pennsylvania, LLC	895,242.74
312350	Armstrong Telephone Company - PA	24,956.35
312450	North-Eastern PA Telephone Company	64,348.88
312500	North Penn Telephone Co.	19,601.23
312550	Consolidated Communications of PA Co.	450,879.54
312600	Frontier Comm of Oswayo, Inc.	13,000.95
312650	Armstrong Telephone Co-North	1,259.89
312700	Palmerton Telephone Co.	118,291.89
312750	Pennsylvania Telephone Co.	3,609.63
312800	Pymatuning Ind. Telephone Co.	9,159.74
313100	Sugar Valley Telephone Co.	6,724.23
313200	United Telephone of PA fka Sprint	618,721.90
313400	Venus Telephone Corp.	15,116.39
313650	Yukon-Waltz Telephone Co.	7,479.01
3115916	South Canaan Telephone Company	7,406.97
		2,818,824.95

UTILITY CODE	COMPANY NAME	2016 PA USF Disbursement
310174	Citizens Telephone Company of New York	\$ 933.22
310250	Bentleyville Telephone Co.	\$ 31,555.82
310369	Windstream Buffalo Valley, Inc.	\$ 54,274.35
310400	Frontier Comm. of Breezewood	\$ 13,400.57
310550	Frontier Comm of Canton, LLC	\$ 27,363.75
310650	Citizens Tel. Co. of Kecksburg	\$ 14,242.12
310800	Frontier Commonwealth Telephone Co.	\$ 94,106.60
310850	Windstream Conestoga, Inc	\$ 144,263.43
311050	Windstream D & E, Inc.	\$ 11,935.82
311250	Frontier Comm of PA, Inc.	\$ 50,714.62
311550	Hickory Telephone Co.	\$ 7,094.18
311650	Ironton Telephone Company	\$ 15,232.19
311700	Lackawaxen Telecommunications Services	\$ 15,403.56
311750	Frontier Comm of Lakewood, Inc.	\$ 8,566.49
311800	Laurel Highland Telephone Co.	\$ 26,220.61
311950	Mahanoy & Mahantango Tel Co.	\$ 31,551.12
312000	Marianna Scenery Hill Telephone Co.	\$ 16,167.65
312050	Windstream Pennsylvania, LLC	\$ 895,242.74
312350	Armstrong Telephone Company - PA	\$ 24,956.35
312450	North-Eastern PA Telephone Company	\$ 64,348.88
312500	North Penn Telephone Co.	\$ 19,601.23
312550	Consolidated Communications of PA Co.	\$ 450,879.54
312600	Frontier Comm of Oswayo, Inc.	\$ 13,000.95
312650	Armstrong Telephone Co-North	\$ 1,259.89
312700	Palmerton Telephone Co.	\$ 118,291.89
312750	Pennsylvania Telephone Co.	\$ 3,609.63
312800	Pymatuning Ind. Telephone Co.	\$ 9,159.74
313100	Sugar Valley Telephone Co.	\$ 6,724.23
313200	United Telephone of PA fka Sprint	\$ 618,721.90
313400	Venus Telephone Corp.	\$ 15,116.39
313650	Yukon-Waltz Telephone Co.	\$ 7,479.01
3115916	South Canaan Telephone Company	\$ 7,406.97
		\$ 2,818,824.95

ATTACHMENT

B

COMMONWEALTH OF PENNSYLVANIA
OFFICE OF OPEN RECORDS

Daniel Tunnell and the :
Broadband Cable Association of PA :
 :
 v. :
 : AP 2015-2618
 Pennsylvania Public Utility Commission :

AFFIDAVIT OF
ROSEMARY CHIAVETTA, SECRETARY
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Before me, the undersigned notary public, this day, November 30, 2015, personally appeared Rosemary Chiavetta, Secretary of the Pennsylvania Public Utility Commission, to me known, who being duly sworn according to law, deposes the following:

I, Rosemary Chiavetta, being duly sworn according to law, depose and say that I am authorized to make this affidavit on behalf of the Pennsylvania Public Utility Commission, being an employee of the Commission as Secretary, and having the duty as records custodian for the Commission of maintaining all records for the Commission, and having knowledge of the facts relevant to the present matter, the facts set forth are true and correct to the best of my knowledge, information and belief, and I expect to be able to prove the same at any hearing hereof, attest as follows:

- 1) As Secretary for the Pennsylvania Public Utility Commission (Commission), my duties include being custodian of all Commission records.
- 2) As part of my duties, my staff maintains the files of the Commission, including all records retained in public access files, and internal access only files. Further, I am custodian of all records including internal and external communication whether in hard copy or electronic format.
- 3) As part of my duties, I am the Commission's Open Records Officer (ORO).
- 4) In performance of my duties as ORO, I replied to the October 29, 2015, request for records filed by Daniel Tunnell, President of the Broadband Cable Association of PA., setting forth the Commission's basis for granting in part, and denying in part, the records requested by Tunnell.
- 5) The PUC's search conducted in response to Tunnell's request encompassed all existing records of the Commission.
- 6) With respect to the records sought on appeal identified as "the level of rate reductions that were expected to be provided [by ILECs] to the following access and toll rates in exchange for the disbursed amount from the fund," no records exist.

- 7) The annual calculation of PA USF Disbursements is not based upon rate reductions. As stated in my final response to you dated October 29, 2015,

The explanation of the calculation of both the contribution and the disbursement from the PA USF are set forth in Commission regulation and orders...Commission orders establishing support levels may be found at the Commission's 1999 Global Order, *Nextlink Pennsylvania, Inc., 93 Pa P.U.C. 172 (September 30, 1999), 196 P.U.R. 4th 172, affirmed sub nom. Bell Atlantic-Pennsylvania, Inc. v. Pennsylvania Public Utility Commission, 763 A.2d 440 (Pa. Commonwealth 2000) allocatur granted.*

- 8) Accordingly, the Commission does not compile or maintain records of telecommunications carriers' rate reductions "in exchange for Annual PA USF disbursements," and therefore, no records exist.



Rosemary Chiavetta
Secretary
Pennsylvania Public Utility Commission

Subscribed and sworn to before me this

27th day of January, 2016.

Kathleen A. Aunkst

Notary Public

