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September 1, 2011

Via eFiling and First Class Mail

Rosemary Chiavetta, Secretary
PA Public Utility Commission
400 North Street, Keystone Bldg., 2nd Fl.
Room N201
Harrisburg, PA 17105-3265

**Re: Petition of Telrite Corporation d/b/a Life Wireless for Designation as an Eligible Telecommunications Carrier in the Commonwealth of Pennsylvania for the Limited Purpose of Offering Lifeline and Link-Up Services to Qualified Households
Docket No. P-2011-2234287**

Dear Secretary Chiavetta:

On behalf of Telrite Corporation d/b/a Life Wireless, enclosed please find its Reply Comments and Supplement to Petition in this matter. An electronic copy has been filed through the Commission's eFiling portal.

If you have any questions or require additional information, please feel free to contact me at your convenience.

Sincerely,



Bradford M. Stern

Enclosures

cc: Certificate of Service
Elizabeth Lion Januzzi (via e-mail)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**In the Matter of a Petition by Telrite)
Corporation d/b/a Life Wireless For)
Designation as an Eligible Telecommunications) Docket No. P-2011-2234287
Carrier in the Commonwealth of Pennsylvania)
for the Limited Purpose of Offering Lifeline)
and Link-Up Services to Qualified Households)**

**REPLY TO COMMENTS
AND
SUPPLEMENT TO PETITION
BY
TELRITE CORPORATION D/B/A LIFE WIRELESS**

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September 1, 2011

I. INTRODUCTION

On April 4, 2011, Telrite Corporation d/b/a Life Wireless (“Telrite”) filed a Petition requesting that the Pennsylvania Public Commission (“Commission”) designate Telrite as an Eligible Telecommunications Carrier (“ETC”) in certain areas of the Commonwealth as identified in the Petition for the purpose of receiving federal universal support for wireless services. Telrite is not seeking designation as an ETC on a wireline basis. Notice of Telrite’s Petition was published in the Pennsylvania Bulletin on August 6, 2011, inviting the filing of comments by interested parties. See 41 Pa. B. 4276. On August 26, 2011, the Office of Consumer Advocate (“OCA”) filed comments on the Petition. To Telrite’s knowledge, no other party has filed comments. The OCA finds that “designation of Telrite as an ETC eligible to offer telecommunications service with Lifeline and Link-Up support would be in the public interest,” subject however to “Telrite’s clarification of certain issues, and acceptance of all conditions.”¹

Telrite appreciates the support stated by the OCA, and by this Reply to Comments and Supplement to Petition addresses the issues and conditions discussed by the OCA. As set forth below, Telrite is willing to implement conditions set forth by the OCA.

Telrite also desires to supplement its Petition by revising its proposed, designated areas of the Commonwealth for which Telrite seeks to offer Lifeline and Link-Up services and receive federal support therefor. This filing provides that revision, as more fully set forth herein.

¹ OCA Comments, p. 4.

II. REPLY TO THE OCA’S COMMENTS

The OCA enumerated six specific issues and/or conditions in its comments,² each of which Telrite addresses as follows.

A. Telrite’s Lifeline Service Offering

The OCA suggests that Telrite’s Lifeline service offering of 68 minutes of free wireless calling “may not suffice to meet the comparable local usage and public interest standard.”³ While not necessarily agreeing with the OCA’s view, Telrite nevertheless supplements its Petition by revising its Life Wireless calling plans to provide Lifeline service options in excess of 68 minutes of free local and long distance calling. The revised calling plans are set forth in Attachment A hereto. Specifically, Telrite has added a 125-minute plan (with rollover) and a 250-minute plan (without rollover), both of which provide more text rate value and neither of which requires the payment of recurring monthly fee for Lifeline eligible customers. Telrite respectfully submits that these calling plans are competitive service offerings, which the Commission should find sufficient and satisfactory for receiving ETC designation in the Commonwealth.

B. Telrite’s Proposed Customer Connection Charge for Link-Up

The OCA requests clarification of certain aspects of Telrite’s activation charge for Link-Up, including whether it “has or expects to have non-Lifeline and Link-Up customers who would be subject to Telrite’s activation charge,” and whether it “will allow Link-Up customers to defer payment of the balance of the activation fee for up to a year without interest charges.”⁴

² *Id.*

³ *Id.*

⁴ OCA Comments, p. 9.

The OCA also notes that the “availability and value of Link-Up may change as the result of FCC reform and revision of federal regulations.”⁵

Telrite provides the following clarification of its Link-Up activation charges. As shown in Attachment A, Telrite’s customary charge for activation of service is \$60.00, without exception or reduction, which is imposed on all non-Lifeline customers. Telrite has had non-Lifeline customers in other jurisdictions, and expects to have non-Lifeline customers in the Commonwealth as well. However, with respect to Lifeline-eligible customers, Telrite is reimbursed by the federal Universal Service Fund Link-Up Program for \$30, or one-half of the customary activation charge of \$60.00. Telrite’s current service offering does not then impose the balance of the Link-Up activation charge (\$30) on its Lifeline-eligible customers; Telrite in effect currently waives and thus absorbs the remaining, unreimbursed balance of the activation charge at no cost to its Lifeline-eligible customers.

Notwithstanding the foregoing, should the Commission determine that it is appropriate that Lifeline-eligible customers pay an activation charge, Telrite is willing to implement a reasonable payment plan, including an installment plan without interest. In addition, Telrite agrees with the OCA that action by the FCC may change the availability and value of Link-Up. Telrite will comply with any and all pertinent revisions to the federal Link-Up program as may be mandated by the FCC.

C. Airtime Minutes for Communications With Telrite Customer Service

The OCA states that it is “concerned by Telrite’s proposal to charge Lifeline customers for calls to and calls from Telrite related to billing questions or other customer care

⁵ OCA Comments, p. 10.

issues.”⁶ Telrite hereby revises its Terms and Conditions of service applicable to its Lifeline service in the Commonwealth by agreeing not to deduct airtime minutes for Lifeline customer calls to Telrite (via 611 dialing) and calls from Telrite to the Lifeline customer to address billing, customer care and customer service issues. Telrite will revise its Terms and Conditions furnished to Lifeline-eligible customers in the Commonwealth consistent with the foregoing.⁷

D. Lifeline Certification, Verification and Annual Recertification

As noted by the OCA in its Comments, Telrite stated in its Petition that it plans to deploy “internal resources rather than [rely] on a contracted, outside services provider” for Lifeline certification, verification and annual recertification. The OCA also suggests that Telrite should update its filing if its plans have changed.⁸ Telrite states herein that its plans have not changed at this time to deploy internal resources to meet the requirements for Lifeline certification, verification and annual recertification, as stated in its Petition. Should Telrite’s plans change in this regard, it will so advise the Commission and it will conform any such revised plan to any requirements the Commission may have promulgated with respect to the use of outside contractors or third party administrators.⁹

E. Clarification of Dispute Resolution Provisions

The OCA acknowledges Telrite’s commitment to “work with the Bureau of Consumer Services to resolve customer complaints related to Lifeline and Link-Up,” but requests clarification with respect to the applicability of Telrite’s binding arbitration provisions

⁶ *Id.*

⁷ Specifically, Telrite will delete the reference to “611” and “Customer Care” (see, Petition, Exhibit A, at p.5) in connection with airtime minute deductions.

⁸ Telrite Petition, p. 27; OCA Comments, pp. 4 and 12. Telrite notes that the OCA’s reference, at p. 12, to Telrite’s “Petition at 14” should be “Petition at 27.”

⁹ Telrite takes notice of the Commission’s language in the Virgin Mobile Order, cited by the OCA at pp. 12 and 13 of its Comments, regarding the use of third party administrators. However, as stated herein and in its Petition, Telrite is not planning at this time to employ a third party administrator to address and prevent fraud and abuse, and to comply with the eligibility verification requirements imposed by the Commission.

contained in Telrite's Terms and Conditions."¹⁰ As set forth in its Petition, Telrite agrees to work with the BCS to resolve informal complaints, and to submit to Commission jurisdiction on formal complaints filed with BCS by Telrite Lifeline customers, on Lifeline related issues other than matters related to rates and entry. To the extent of such agreement and submission, Telrite revises its Petition herein to state that dispute resolution proceedings involving informally working with BCS or formal complaints filed with BCS will take precedence over the binding arbitration provisions of Telrite's Terms and Conditions.

F. Compliance With Additional Conditions

The OCA has identified several conditions that it states should apply to Telrite's designation as a Commonwealth ETC eligible for federal Lifeline and Link-Up support.¹¹ In reply thereto, Telrite states the following:

1. Telrite agrees to petition the Commission prior to making any future change to Telrite's Lifeline service offering(s) which would represent a limitation or reduction of Lifeline services/equipment provided free of charge.
2. Telrite agrees to petition the Commission for a renewal of its ETC designation status in the event of change in corporate control.
3. Telrite agrees to annually provide the Bureau of Consumer Services with copies of all advertising, promotional and general Lifeline program-related notices and communications.
4. Telrite agrees to verify at least annually that its Lifeline customers are the head of household and only receive Lifeline service from Telrite, subject to future change based on the FCC's Lifeline and Link-Up modernization and reform rulemaking (and any related

¹⁰ Telrite Petition, at p. 27, Ex. A, pp. 1, 8-9; OCA Comments, pp. 4 and 13.

¹¹ OCA Comments, pp. 14-16.

Commission action).¹² Per the Commission’s Lifeline and Link-Up Order,¹³ as referenced in the Virgin Mobile Order,¹⁴ Telrite will recertify its Lifeline customers “at least annually in accordance with FCC procedures established at 47 C.F.R. § 54.410 (relating to certification and verification of consumer qualifications for Lifeline) . . .”¹⁵

III. REVISION TO DESIGNATED SERVICE AREA

Telrite hereby supplements its Petition to request ETC designation for an area of service in the Commonwealth that overlaps all or a portion of the service territories of the following telephone companies (collectively, the “Service Area”):

Verizon Pennsylvania, Inc.
Verizon North LLC
United Telephone Company of Pa d/b/a CenturyLink
Windstream Pennsylvania, Inc.
Armstrong Telephone Company – North
Armstrong Telephone Company – PA
The Bentleyville Telephone Company
Windstream Buffalo Valley f/k/a Buffalo Valley Telephone Company (D&E)
Citizens Telephone Company of Kecksburg
Frontier Communications – Commonwealth Telephone Company
Windstream Conestoga, Inc. f/k/a Conestoga Telephone and Telegraph Company (D&E)
Windstream D&E, Inc., f/k/a Denver and Ephrata Telephone and Telegraph Company (D&E)
Frontier Communications of Breezewood, Inc.
Frontier Communications of Canton, Inc.
Citizens Telecommunications of New York, Inc.
Frontier Communications of Pennsylvania, Inc.
Frontier Communications – Lakewood, Inc.
Frontier Communications – Oswayo River, Inc.
Hancock Telephone Company
Hickory Telephone Company
Ironton Telephone Company
Lackawaxen Telephone Company

¹² Telrite reserves its rights with respect to any future change that imposes an undue, adverse impact on Telrite and/or its customers.

¹³ *In Re: Lifeline and Link-up Programs*, Docket No. M-0051871 (May 23, 2005).

¹⁴ *Re: Petition of Virgin Mobile USA, L.P. for Limited Designation as an Eligible Telecommunications Carrier for the Purpose of Offering Lifeline Service*, Docket No. P-2010-2155915, Order (December 22, 2010), amend in part, Opinion and Order (February 14, 2011).

¹⁵ Lifeline and Link-Up Order, at 27; Virgin Mobile Order, at 29.

Laurel Highland Telephone Company
Marianna and Scenery Hill Telephone Company
North Penn Telephone Company
Consolidated Communications of Pennsylvania Company
The North-Eastern PA Telephone Company
Palmerton Telephone Company
Pennsylvania Telephone Company
Pymatuning Independent Telephone Company
South Canaan Telephone Company
Mahanoy & Mahantango Telephone Company
Sugar Valley Telephone Company
Deposit Telephone Company
Venus Telephone Company
West Side Telephone Company
Yukon Waltz Telephone Company

By this Supplement, Telrite continues neither to request that the Commission modify, nor to seek in any way to affect, the definition of rural telephone company study areas in the Commonwealth.

The reason for Telrite's expansion of its requested Service Area is to better describe and match the service coverage provided by Telrite through its interconnection of facilities with and/or resale of services of other wireless carriers. All commitments by Telrite stated in its Petition to advertise, offer and provide services to requesting, Lifeline eligible customers apply in all respects to the above-stated, expanded Service Area that Telrite requests the Commission to approve.

All aspects of Telrite's Petition that are not the subject of, and revised, expanded or modified by this Reply to Comments and Supplement to Petition, remain as they are stated in the Petition and committed to by Telrite.

CONCLUSION

Having demonstrated that Telrite satisfies the conditions necessary for designation as an ETC in the Commonwealth of Pennsylvania, and having shown that the public and universal service interests of the telecommunications consumers of the Commonwealth will be properly served, as set forth in its Petition and this Reply to Comments and Supplement to the Petition, Telrite respectfully requests that the Commission designate Telrite an ETC for the provision of low income support on a wireless basis in the Commonwealth of Pennsylvania.

Respectfully submitted,

**TELRITE CORPORATION D/B/A LIFE
WIRELESS**



By: _____

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ATTACHMENT A



Pennsylvania - Available Life Wireless calling plans:

PLANS	NON-RECURRING ACTIVATION FEE	MONTHLY FEE	MINUTES	TEXT RATE	ROLLOVER
LifeLine eligible	\$0.00	\$0.00	68	.50 (1/2) MINUTES PER TEXT	YES
Non- LifeLine eligible	\$60.00	\$13.50	68	.50 (1/2) MINUTES PER TEXT	YES
LifeLine eligible	\$0.00	\$0.00	125	1 MINUTE PER TEXT	YES
Non- LifeLine eligible	\$60.00	\$13.50	125	1 MINUTE PER TEXT	YES
LifeLine eligible	\$0.00	\$0.00	250	1 MINUTE PER TEXT	NO
Non- LifeLine eligible	\$60.00	\$13.50	250	1 MINUTE PER TEXT	NO
LifeLine eligible	\$0.00	\$29.45	UNLIMITED	UNLIMITED	NO
Non- LifeLine eligible	\$60.00	\$42.95	UNLIMITED	UNLIMITED	NO

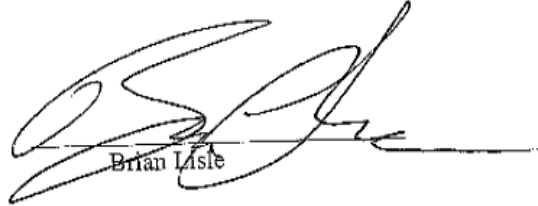
Available Life Wireless recharge/refill plans:

Refill Price	Minutes	Rate Per Minute	Text Rate
\$10.00	101 Anytime Minutes	\$0.099	\$0.05
\$25.00	252 Anytime Minutes	\$0.099	\$0.05
\$7.95	Unlimited Talk & Text 3-DAY	Unlimited	Unlimited
\$12.95	Unlimited Talk & Text 7-DAY	Unlimited	Unlimited
\$21.49	Unlimited Talk & Text 14-DAY	Unlimited	Unlimited
\$42.95	Unlimited Talk & Text 30-DAY	Unlimited	Unlimited

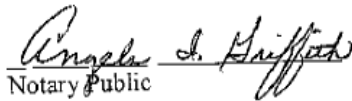
VERIFICATION

I, Brian Lisle, first being duly sworn, hereby state that I am the President of Telrite Corporation d/b/a Life Wireless (the "Company") and that I am authorized to make this verification on behalf of the Company.

I hereby state that the facts regarding the Company that are set forth in the foregoing *Reply to Comments and Supplement to the Petition of Telrite Corporation d/b/a Life Wireless for Designation as an Eligible Telecommunications Carrier in the Commonwealth of Pennsylvania for the Limited Purpose of Offering Lifeline and Link-Up Services to Qualified Households* are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).


Brian Lisle

Subscribed and sworn before me this 1st day of September, 2011


Notary Public

Notary Public, Cobb County, Georgia
My Commission Expires July 2, 2015

**BEFORE THE
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Carrier in the Commonwealth of Pennsylvania)
for the Limited Purpose of Offering Lifeline)
and Link-Up Services to Qualified Households)**

CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of September, 2011, copies of the foregoing Reply Comments and Supplement to Petition have been served upon the persons or organizations listed below via First Class U.S. Mail in accordance with the requirements of 52 Pa. Code Sections 1.54 and 1.55.

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Dated: September 1, 2011

Bradford M. Stern