

## ORIGINAL

Alltel Communications, Inc.

One Allied Drive Little Rock, AR 72202 P.O. Box 2177, 72203-2177



Stephen B. Rowell

Vice President - Wireless Regulatory Legal Affairs 501/905-8460 501/905-4443 fax

March 5, 2007

Ms. Blanca S. Bayo, Director Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Betty Easley Conference Center, Room 110 Tallahassee, FL 32399-0850

Re: Docket Nos. 060581-TP and 060582-TP

OTMAR-8 AM 9: 30
COMMISSION

Dear Ms. Bayo:

Enclosed for filing in the above referenced dockets on behalf of Alltel Communications, Inc. (Alltel) are the following:

1. Alltel's Request for Specified Confidential Classification; and

CMP.		2. An envelope marked considered proprietary ar	I "CONFIDENTIAL" containing a copy of the documents and confidential.				
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This confidentiality request was filed by or for a "telco" for DN (2) (1-0). No ruling is required unless the material is subject to a request per 119.07, FS, or is admitted in the record per Rule 25-22.006(8)(b), FAC.

DOCUMENT NUMBER - DATE

02110 MAR-85



### Before The FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of	)
	) )
Application of Alltel Communications,	) Docket No. 060581 -TP and
Inc. for Designation as an Eligible	) 060582-TP
Telecommunications Carrier in Certain	)
Rural Study Areas Located Partially/Entirely	)
In Alltel Licensed Area Pursuant	)
To Section 214(e)(2) of the	)
Communications Act of 1934	) Filed: March 5, 2007
	)

## ALLTEL COMMUNICATIONS, INC.'S REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION

Alltel Communications, Inc. (Alltel), by and through its undersigned counsel, and pursuant to Rule 25-22.006, Florida Administrative Code, and Section 364.183, Florida Statutes, files this Request for Specified Confidential Classification, and states as follows:

- 1. Contemporaneous with the filing of this request, Alltel has provided responses to Staff Data Request No. 3 in this proceeding.
- 2. Response to Data Request 47 contains proprietary confidential business information of Alltel. Pursuant to Rule 25-22.006(4), Florida Administrative Code, Alltel files this Request for Specified Confidential Classification of the proprietary confidential business information in the response.

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- 3. Section 364.183, Florida Statutes, provides an exemption from the public disclosure requirements of Section 119.07, Florida Statutes, for "proprietary confidential business information." Under Section 364.180(3)(e), Florida Statutes, "proprietary confidential business information" includes "[i]nformation relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information. In this case, the information provided by Alltel in Response to Data Request 47 identifies specific network and tower construction activities that are planned in response to anticipated customer needs and demand for service or to improve service for the next five years.
- 4. The information described above and provided in Response to Data request 47 relates to the competitive response and interests of Alltel and the public disclosure of such information would impair the competitive business of Alltel and provide a competitive advantage to competitors in the telecommunications service market. Alltel maintains this information as proprietary confidential business information which, if publicly disclosed, could be used by competitors to harm Alltel's competitive interests. The information for which confidential classification is sought is intended to be and treated as private and confidential by Alltel, and has not been disclosed publicly or otherwise. Accordingly, the information should be determined to be proprietary confidential business information pursuant to Section 364.183(3)(e), Florida Statutes, exempt from the public disclosure requirements of Section 119.07, Florida Statutes.
- 5. Attached as Attachment A are two copies of the redacted versions of Alltel's proprietary confidential business information included in Response to Data Request 47.
- 6. Attached and included in a sealed envelope marked as Attachment B to this Request for Specified Confidential Classification are highlighted copies of the same documents containing the confidential information.

WHEREFORE, for the foregoing reasons, Alltel Communications, Inc. respectfully requests that, pursuant to Section 364.183, Florida Statutes, the Commission enter an Order declaring the information described above to be proprietary confidential business information that is not subject to public disclosure.

Respectfully submitted,

Stephen B. Rowell

Alltel Communications, Inc.

One Allied Drive

Little Rock, AR 72202

501-905-8460 (Telephone)

501-905-4443 (Fax)

Florida Bar No. 0789917

#### **DATA REQUEST 45:**

In response to data request No. 1, Alltel stated that it has been designated ETC status in a total of 26 states which includes areas in 18 states served by rural carriers. Has there been any change since this response? If so, please list the state, date, and docket number.

#### **ALLTEL RESPONSE:**

In light of Alltel's acquisition of Virginia Cellular LLC, Alltel is now operating as an ETC in the rural telephone company service areas in the Commonwealth of Virginia. Virginia Cellular LLC was designated ETC status in the rural telephone company areas by the FCC. Alltel completed the integration of Virginia Cellular LLC's operations in November of 2006.

#### **DATA REQUEST 46:**

In response to data request No. 5, Alltel provided the number of digital CDMA cell sites and switches in its current network in the state of Florida. Does Alltel's five-year build-out plan include any new unserved areas in Florida or does it just include more support for existing areas that it now serves?

#### **ALLTEL RESPONSE:**

Alltel's five-year build-out plan does include projects that are aimed at addressing "dead spots" within Alltel's current service area as well as projects aimed at expanding Alltel's current coverage footprint. Both of these types of projects improve and expand coverage into areas that currently lack a consistent call quality signal. In addition to these brand new build-outs, Alltel will also upgrade several existing cell sites aimed at improving coverage.

#### **DATA REQUEST 47**:

Please provide an updated five-year build-out plan broken down by rural carrier service area and wire center noting any new unserved areas it will be serving.

#### **ALLTEL RESPONSE:**

Please see "Confidential" Exhibit 3-1 for updated five-year build-out plan. Alltel currently does not have specific build-out information beyond the current year. The projects identified as "coverage enhancements" are projects that are aimed at improving coverage in either underserved or unserved areas.

#### **DATA REQUEST 48:**

In response to data request No. 11, Alltel stated that it does not provide Lifeline customers a free phone. Has this policy changed?

#### **ALLTEL RESPONSE:**

No. Alltel reiterates that a qualifying Lifeline customer that already has an E911 Phase II compatible handset that is capable of operating on a CDMA network is not required to purchase a handset. That would mean most existing Alltel customers that qualify for Lifeline service will not be required to purchase a new handset. A new customer may purchase a handset for \$19.99. Finally, FCC rules and orders expressly prohibit wireless carriers from seeking Lifeline reimbursement for any costs waived with customer's acquisition of a wireless handset.

#### **DATA REQUEST 49:**

In response to data request No. 23, Alltel provided its number of customers in the state of Florida as of June 30, 2006. Please provide an update on the number of Alltel customers in Florida.

#### **ALLTEL RESPONSE:**

Alltel had approx. 905,000 customers in the state of Florida as of December 31, 2006.

#### **DATA REQUEST 50:**

How many Lifeline subscribers does Alltel Communications presently have in the state of Florida?

#### **ALLTEL RESPONSE:**

As of February 28, 2007, Alltel had 21 customers enrolled for its Lifeline service in the state of Florida.

#### **DATA REQUEST 51:**

Has Alltel's Lifeline package changed since it's response to our September 19, 2006 data request? If so, please provide details of the change.

#### **ALLTEL RESPONSE:**

No, Alltel's Lifeline package has not changed since it responded to the Commission's September 19, 2006 data request. However, Alltel is considering creating another Lifeline service plan that is a postpaid offering. Alltel anticipates that this offering will be available to its ETC customers in the state of Florida in the second quarter of 2007.

#### **DATA REQUEST 52:**

In response to data request No. 29, Alltel provided the number of cell sites in operation. Has this changed since Alltel's previous response?

#### **ALLTEL RESPONSE:**

As of March 1, 2007, Alltel had a total of 319 cell sites in operation in the areas that it is seeking ETC designation

#### **DATA REQUEST 53:**

In response to data request No. 29, Alltel provided the number of back-up generators in operation. Has this changed since Alltel's previous response?

#### **ALLTEL RESPONSE:**

The response to data request No. 29 has not changed.

#### **DATA REQUEST 54:**

What is the status of Alltel's October 13, 2005 FCC petition requesting ETC status in rural areas of Florida? (Public Notice DA 05-3005, released November 18, 2005)

#### **ALLTEL RESPONSE:**

The FCC invited interested parties comment on Alltel's Application. No comments were filed. No further action has been taken by the FCC to date.

#### **DATA REQUEST 55:**

Please describe Alltel's marketing efforts/plans in Florida to increase its number of Lifeline subscribers.

#### **ALLTEL RESPONSE:**

Alltel advertises its Lifeline service offering on the Company website, the USAC website, Alltel's retail stores, in newspapers of general circulation within the ETC designated areas and in local governmental offices such as the local unemployment offices. The First Quarter 2007 Lifeline/Link-up newspaper advertisements in the state of Florida were published the week of February 21. Lifeline flyers were sent to the agencies identified in Attachment 3-2 in November of 2006. Alltel will expand its outreach to the ETC requested areas upon designation. Finally, in December of 2006, Alltel created Spanish versions of its Lifeline application forms on the Company's website at <a href="https://www.alltel.com">www.alltel.com</a>. Alltel will also work on creating Spanish versions of its outreach materials.

#### **DATA REQUEST 56:**

According to Section 54.202(A)(4) of the FCC rules, an ETC applicant must demonstrate that it offers a local usage plan comparable to the one offered by the incumbent LEC in the service areas for which it seeks designation. The FCC has also delineated that an ETC applicant's local usage plans should be reviewed on a case-by-case basis to ensure that each ETC provides a local usage component in its universal service offering that is comparable to the plan offered by the incumbent ILEC in the area. Please make a detailed showing that the local usage component in your proposed universal service offering, in both the urban and rural exchanges, is comparable to the plan offered by the incumbent ILEC in the area.

#### **ALLTEL RESPONSE:**

Local usage is a concept that is rapidly changing in today's world of telecommunications and is evolving into something quite different than in the days of monopoly wireline service. The reality of today's market is that if a service provider does not provide value to a consumer, then the consumer will not purchase service from that provider. To the extent that consumers choose to purchase service from one provider over others, then that provider must be providing adequate local usage. Unlike wireline carriers, when a competitive ETC does not retain a customer, it also loses the federal support associated with that customer. Therefore, the customer determines not only what service to use and what rate plans meet expectations, but also whether the competitive ETC continues to receive federal universal service support. It would be foolhardy for a carrier to undergo the ETC designation process and not provide competitive rate plans that are attractive in the marketplace.

The FCC was correct when it chose not to mandate a specific number of local minutes for ETC purposes. In considering the comparability of service offering for purposes of ETC designation, the FCC has focused on the differences rather than the similarities of the various service offerings. In other words, the FCC considers the value afforded by the unique benefits and advantages of each carrier's services and features when evaluating comparability. Like the FCC, the Florida Commission should consider consumer value when conducting any comparison. Any attempt to determine comparability using a mathematical formula fails to consider the comparable value of different market preferences and unique values that exist from one customer to another.

#### **DATA REQUEST 57:**

On page 5 of the petition, it states that "Alltel includes local usage in each rate plan and that Alltel offers local calling areas that are substantially larger than those offered by the incumbent LECs." Please explain Alltel's understanding of the average monthly minute usage of wireline customers who have unlimited local calling plans and how the Alltel plans will match this offering for local usage.

#### **ALLTEL RESPONSE:**

As indicated in Alltel's response to Data Request No. 56 any effort to determine comparability using a mathematical formula fails to consider the comparable value of different market preferences and unique values that exist from one customer to another.

#### **DATA REQUEST 58:**

In Alltel's petition, a statement is made that "the ability to place a call to directory assistance is a required service offering for an ETC." Alltel states that it meets this requirement by providing all of its customers with access to directory assistance by dialing either "411" or "Area Code + 555-1212". (pg. 7) What is the charge for access to directory assistance?

#### **ALLTEL RESPONSE:**

Alltel currently charges \$1.50 for directory assistance calls. Alltel's directory assistance provides free connectivity to the number requested and access to enhanced directory assistance service. Enhanced directory assistance provides customers with latest scores from sports events, stock quotes, weather updates, flight information and information regarding other local events.

#### **DATA REQUEST 59:**

On page seven of the petition, Alltel maintains that it currently has the capability to provide toll blocking and will provide this service at no charge to its Lifeline customers. Is this service available for every Alltel customer at no charge, or is there a charge for non-Lifeline customers? If there is a charge, how much is the fee?

#### **ALLTEL RESPONSE:**

Toll-blocking is available free of charge to every Alltel customer, regardless of whether they are Lifeline or non-Lifeline customers.

#### **DATA REQUEST 60:**

On page 13 of the petition, the statement is made that "Alltel may, on a limited basis, provide service through resale of another carrier's service in areas lacking adequate coverage." Is this currently occurring in any of the areas of service involved in this petition and if so, please explain the resale arrangements that are currently in place and what areas lack adequate coverage.

#### **ALLTEL RESPONSE:**

Alltel does not currently provide another carrier's service on a resold basis within the area where it is seeking ETC designation.

#### **DATA REQUEST 61:**

On page 19 of the petition, Alltel states that "Upon ETC designation, Alltel will offer qualifying customers a choice in their Lifeline/Link-Up provider." Please explain what choice the customer will have regarding a Lifeline/Link-Up provider.

#### **ALLTEL RESPONSE:**

The FCC limits one Lifeline service line per household. Further, only a carrier designated ETC status can provide Lifeline service. If the Commission designates Alltel as an ETC in the areas identified in its Application, customers in many of these areas will for the first time have access to a wireless Lifeline service offering. In other areas, customer will have access to more than one wireless Lifeline service offering. The mobility of wireless service is a unique and valuable service that low income customers can benefit from.

#### **EXHIBIT 3-2**

Name . Na	Address Line 1	Address Line 2	City	State	Zip	Commission
Escarosa Career Center - Milton	6570 Caroline Street		Milton	Florida	32570	Florida Public Service Commission
Escarosa Career Center - Pensacola	3670-A North L Street	1	Pensacola	Florida	32505	Florida Public Service Commission
Chipley One Stop Career Center	680 Second Street		Chipley	Florida	32428	Florida Public Service Commission
Workforce Center - Panama City	625 Highway 231	Mariner Plaza	Panama City	Florida	32405	Florida Public Service Commission
Florida Crown Workforce Career Center	971 West Duval Street, Suite 1	Crown Professional Complex	Lake City	Florida	32055	Florida Public Service Commission
Florida Crown Workforce Career Center	25815 Southeast Highway 19, Unit 1	Post Office B ox 567	Old Town	Florida	32680	Florida Public Service Commission
Downtown Jacksonville WorkSource Career Services	215 North Market Street		Jacksonville	Florida	32202	Florida Public Service Commission
Gateway Jacksonville WorkSource Career Services	5000-2 Norwood Avenue		Jacksonville	Florida	32208	Florida Public Service Commission
Southside Jacksonville WorkSource Career Services	11000 Beach Boulevard	Suite 1	Jacksonville	Florida	32246	Florida Public Service Commission
WorkSource Career Services	525 State Road 16		St. Augustine	Florida	32084	Florida Public Service Commission
WorkSource Career Services	400 State Road 19 N	Palatka Mall, Suite 300	Palatka	Florida	32177	Florida Public Service Commission
WorkSource Career Services	1845 Town Center Boulevard	Suite 150	Orange Park	Florida	32003	Florida Public Service Commission
WorkSource Career Services	96042 Lofton Square Court		Yulee	Florida	32097	Florida Public Service Commission
Alachua-Bradford Career Center	4800 SW 13th Street		Gainesville	Florida	32608	Florida Public Service Commission
One Stop Workforce Connection	9030 NE Highway 27A		Bronson	Florida	32621	Florida Public Service Commission
Osceola One Stop Career Center	1392 East Vine Street		Kissimmee	Florida	34744	Florida Public Service Commission
St. Petersburg 49th Street One Stop Center	4140 49th Street North		St. Petersburg	Florida	33709	Florida Public Service Commission
WorkForce Brandon Center, Brandon	9250 Bay Plaza Boulevard	Suite 320	Tampa	Florida	33619	Florida Public Service Commission
WorkForce Plant City Center, Plant City	2001 E. Cherry Street		Plant City	Florida	33563	Florida Public Service Commission
WorkForce Tampa Center, North Tampa	9215 North Florida Avenue	Suite 101	Tampa	Florida	33566	Florida Public Service Commission
Career Central	4440 Grand Boulevard	Trouble Creek Square	New Port Richey	Florida	34652	Florida Public Service Commission
Career Central	6038 Gall Boulevard	1	Zephyrhills	Florida	33542	Florida Public Service Commission
Career Central	7361 Forest Oaks Boulevard		Spring Hiff	Florida	34606	Florida Public Service Commission
Polk Works (Lakeland) One Stop Center	936 E. Parker Street		Lakeland	Florida	33801	Florida Public Service Commission
Polk Works (Winter Haven) One Stop Center	500 E. Lake Howard Drive		Winter Haven	Florida	33881	Florida Public Service Commission
Jobs ETC	1112 Mantee Avenue East		Bradenton	Florida	34208	Florida Public Service Commission
Jobs ETC	897 East Venice Avenue	1	Venice	Florida	34292	Florida Public Service Commission
Jobs ETC	3660 N. Washington Boulevard		Sarasota	Florida	34234	Florida Public Service Commission

### State of Florida



## Hublic Service Commission

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

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

TO: S. 8. 07  To: Stylen B. Rowell  FROM: T. thru , Division of the Commission Clerk & Administrative Services
RE: Acknowledgment of Receipt of Confidential Filing
(1) This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket
No. 060581-TP & 060582-TP or (if filed in an undocketed matter) concerning
Response to data request 47, and
filed on behalf of Alti / Routil . The
document will be maintained in locked storage.
Any questions regarding this matter should be directed to Marguerite Lockard at (850) 413-6770.

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