

**Data Request No. 1**

1-1) Please confirm this filing is for designation as a lifeline-only eligible telecommunications carrier in non-rural areas.

**Response:** Confirmed -- this filing is for designation as a lifeline-only eligible telecommunications carrier in non-rural areas.

1-2) Has YMax submitted and received FCC approval of its Compliance Plan? If so, please provide.

**Response:** Not applicable; YMax is applying for ETC designation based upon its own facilities. A Compliance Plan is only required of companies seeking forbearance from the FCC from the requirement that an ETC provide the supported service via its own facilities, and therefore is not applicable to YMax.

1-3) How many telecommunications wireline end-user customers are served by YMax in South Dakota (not through MagicJack, but rather through YMax directly)?

1-4) Is YMax seeking low income lifeline support for wireline service, wireless service, or both?

**Response:** wireline only

1-5) Please provide current reports which show YMax satisfies the financial and technical capability requirements in 47 C.F.R. 54.202(a)(4).

**Response:** YMax is a wholly owned subsidiary of magicJack Vocaltec Ltd, which is publicly traded under the ticker CALL. Managerial and financial information on the company can be found at [www.vocaltec.com](http://www.vocaltec.com).

1-6) How does YMax intend to ensure that Lifeline support is limited to a single subscription and single phone per household?

**Response:** On the Lifeline Application & Certification form, subscribers are required to certify under penalty of perjury that they are not already receiving a Lifeline-supported service (and to the best of their knowledge, neither is any other member of their household). YMax will also query its internal database to ensure the applicant's household is not already receiving Lifeline service from the Company. Furthermore, when the National Lifeline Accountability Database (NLAD) is available, YMAX will query the NLAD for duplicates prior to enrolling a prospective subscriber in the Company's Lifeline service.

1-7) How much Lifeline support does YMax expect to receive per customer, and how much is the corresponding price break given to these customers for their service? Please provide the monthly charge for a typical lifeline customer compared to the charge for a typical non-lifeline customer.

**Response:** YMax will seek the maximum federal Lifeline reimbursement (currently \$9.25) per customer per month, all of which will be passed directly to the customer as a discount on their monthly phone service.

1-8) Does YMax use mapping software to ensure lifeline support is only given for customers within the non-rural geographic boundaries?

**Response:** YMax will use mapping software to ensure lifeline support is only given for customers within the non-rural geographic boundaries.

1-9) Has YMax prepared any advertising material for its Lifeline service? If so, please provide copies.

**Response:** See attached Exhibit A for a sample radio ad.

## **Data Request No. 2**

2-1) Will any Indian reservations be served by the applicant? If so, please provide details.

**Response:** YMax does not have a Tribal Lifeline offering and will not seek tribal reimbursement. YMax is not aware if there are Indian reservations in the CenturyLink wire centers in which the company is requesting ETC designation.

2-2) To what extent does applicant intend to rely on USF/CAF dollars to fund their South Dakota operations?

**Response:** YMax is a wholly owned subsidiary of magicJack Vocaltec Ltd and will not depend on revenue from the USF reimbursement for funding operations. Information on finances can be found at [www.vocaltec.com](http://www.vocaltec.com).

2-3) Pursuant to ARSD 20:10:32:43.05, demonstrate that YMax offers a local usage plan comparable to the one offered by CenturyLink. Please prove this assertion using a comparison of costs and benefits of the plans.

**Response:** The most recent price YMax was able to find for CenturyLink's flat-rate residential local service is \$21.25 per month. With the Lifeline discount of \$9.25, a Lifeline customer would pay \$12.00 per month for CenturyLink's service and have access to local calling at no additional charge. Comparatively, a Lifeline customer would also have access to local calling at no additional charge from YMax, but for \$0.00 per month, and they would receive the increased benefit of a \$3.00 monthly credit towards non-local calls.

2-4) Pursuant to 47 C.F.R. § 54.202(a)(5), submit information describing the terms and conditions of any voice telephony service plans offered to Lifeline subscribers, including details on the number of minutes provided as part of the plan, additional charges, if any, for toll calls, and rates for each such plan.

**Response:** Ymax's Lifeline service will provide unlimited inbound calls, free local calling, and a monthly credit of \$3.00 for the customer to make non local calls at an ultimate cost of zero dollars a month to the customer after the Lifeline discount is applied. If the customer chooses, they can purchase additional credits for non local and international calls at rates which will be published on the company's website.

2-5) Please provide a description of the relationship between YMax and magicJack, including a technical explanation of the magicIn and magicOut services used for terminating and originating traffic.

**Response:** YMax is a wholly owned subsidiary of magicJack Vocaltec Ltd and information regarding the corporate structure can be found at [www.vocaltec.com](http://www.vocaltec.com).

For information regarding "magicJack" please visit the terms of service at <http://www.magicjack.com/plus-v05/tos.html>.

YMax's Lifeline service will be provided exclusively by YMax Communications Corp.

2-6) Pursuant to ARSD 20:10:32:43, an applicant must submit a detailed map of the service area for which ETC designation is sought. Please provide a map that complies with this rule.

**Response:** See attached Exhibit B. YMax seeks ETC designation only in the CenturyLink areas of the map (indicated in white).