

**Data Responses of Nexus Communications, Inc. to South Dakota Public Utility Commission
Requests Sent on January 8, 2013.**

- 1-1) Please confirm this filing is for designation as a lifeline-only wireless eligible telecommunications carrier in non-rural areas.**
- A: This is correct. Nexus seeks designation as an eligible telecommunications carrier (ETC) to provide Lifeline service only.
- 1-2) Please provide current financial statements and executive staff biographies which show Nexus satisfies the financial and technical capability requirements in 47 C.F.R. 54.202(a)(4).**
- A: Nexus provides a copy of the most current audited financial statements as **CONFIDENTIAL Exhibit A** to these responses. Nexus will submit these materials through overnight mail.
- Nexus's President, Steven Fenker, has held management positions in the telecommunications industry for 28 years. Also part of the Nexus's senior management team is Mark Deek, who has 15 years of experience in the telecommunications industry, with particular expertise in intercarrier relations, and subscriber care and billing database management.
- 1-3) How does Nexus intend to ensure that Lifeline support is limited to a single subscription and single phone per household?**
- A: Lifeline applications to Nexus that are preliminarily deemed eligible are submitted to a data entry process, including verifying the address against the United States Postal Service database file of valid U.S. addresses. A Lifeline applicant's address, name, and the last four digits of his or her social security number are then queried against all of Nexus's active Lifeline subscribers (both wireline and wireless), in all states in which Nexus operates. If it is found that Nexus is already providing Lifeline service to the same subscriber or household, the application is rejected. Nexus will continue these practices in the future, and is committed to ensuring that its lifeline services are limited to one per household in accordance with federal rules. Moreover, Nexus was one of the founding eligible telecommunication carrier participants in the federal Interim Duplicate Resolution Process, and continues to support the efforts of the FCC and state authorities to eliminate waste, fraud, and abuse in the Lifeline program.

1-4) How much Lifeline support does Nexus 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.

A: Nexus expects to receive \$9.25 in Lifeline support per customer per month, as provided in 47 C.F.R. § 54.403(a)(1). Each of Nexus's Lifeline plans is discounted by this same amount, \$9.25. Thus, the entire amount of federal support flows directly to Nexus's Lifeline-eligible subscribers.

Nexus will offer two prepaid wireless plans in South Dakota, each of which costs \$9.25 per month. Lifeline-eligible subscribers are given a discount of \$9.25 based on federal Lifeline support, making these plans "free" (i.e., no out-of-pocket charges) for these Lifeline subscribers.

1-5) Does Nexus use mapping software to ensure lifeline support is only given for customers within the non-rural geographic boundaries?

A: Please see **CONFIDENTIAL Exhibit B**.

1-6) Please provide verification that Nexus provided the notice required in ARSD 20:10:32:46?

A: Nexus confirms that it has provided the notice required in ARSD 20:10:32:46.

2-1) Pursuant to ARSD 20:10:32:43.04, does Nexus Communications intend to demonstrate that it will satisfy applicable consumer protection and service quality standards?

A: Yes. Nexus will comply with all applicable state and federal consumer protection and service quality standards. If designated as an ETC, Nexus will continue to provide service on a timely basis to requesting customers within the Designated Service Area. Further, Nexus will abide by the CTIA's Consumer Code for Wireless Service ("CTIA Code"). Nexus has already adopted the CTIA Code and is committed to compliance with the CTIA Code throughout its service areas, including in those areas where it is seeking designation as an ETC.

2-2) Pursuant to ARSD 20:10:32:43(2), what does Nexus Communications propose as an effective date of designation of eligible telecommunications carrier status?

A: Nexus proposes the date of designation as the soonest possible date on which the commission can issue an order approving Nexus's designation as an ETC. Nexus will begin offering Lifeline services in South Dakota promptly upon issuance of an approval order.