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APPLICATION OF VIRGIN MOBILE §
USA, L.P. TO AMEND ITS §
DESIGNATION AS AN ELIGIBLE § BEFORE THE STATE OFFICE
TELECOMMUNICATIONS CARRIER §
AND ITS DESIGNATION AS AN § OF
ELIGIBLE TELECOMMUNICATIONS §
PROVIDER FOR THE LIMITED § ADMINISTRATIVE HEARINGS
PURPOSE OF OFFERING LIFELINE §
SERVICE §

**VIRGIN MOBILE USA, L.P.'S SECOND SUPPLEMENTAL RESPONSE TO
TEXAS TELEPHONE ASSOCIATION AND TEXAS STATEWIDE TELEPHONE
COOPERATIVE, INC.'S FIRST REQUEST FOR ADMISSION AND INFORMATION**

COMES NOW Virgin Mobile USA, L.P. ("Virgin Mobile" or the "Company") and, pursuant to 16 Texas Administration Code ("TAC") § 22.144, files this, its Second Supplemental Response to Texas Telephone Association and Texas Statewide Telephone Cooperative, Inc.'s ("TTA/TSTCI") First Request for Admission and Information.

I. Written Responses

Attached hereto and incorporated herein by reference is Virgin Mobile's written response to TTA/TSTCI's RFA No. 1-2 and to TTA/TSTCI's RFI No. 1-6. Each response contained herein is set forth on or attached to a separate page on which the request has been restated. All responses are made without waiver of Virgin Mobile's right to contest the admissibility of any matters upon hearing. Virgin Mobile stipulates that its responses may be treated exactly as if they were filed under oath.

Respectfully Submitted,

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ATTORNEYS FOR VIRGIN MOBILE USA, L.P.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Virgin Mobile's Second Supplemental Response to TTA/TSTCI's First Request for Admission and Information has been served on all counsel record of via email and/or facsimile on this the 8th day of October, 2018.

Lynn Needles
Lynn Needles

**VIRGIN MOBILE USA, L.P.'S SECOND SUPPLEMENTAL RESPONSE TO
TTA/TSTCI'S FIRST REQUEST FOR ADMISSION AND INFORMATION**

Request for Admission

TTA/TSTCI 1-2 Please admit or deny that you do not currently provide each of the following throughout the area in Texas in which you are currently designated as an ETC/ETP:

- (A) Central office not equipped with permanently installed standby generators shall contain as a minimum four hours of battery reserve without voltage falling below the level required for proper operation of all equipment;
- (B) All central offices have adequate provisions for emergency power;
- (C) In offices without installed emergency power facilities, there shall be a mobile power unit available which can be delivered and connected on short notice;
- (D) In exchanges exceeding 5,000 lines, a permanent auxiliary power unit shall be installed;
- (E) A program of periodic tests, inspections, and preventive maintenance aimed at achieving efficient operation of its system and rendition of safe, adequate, and continuous service;
- (F) Maintain or have access to test facilities enabling you to determine the operating and transmission capabilities of all equipment and facilities;
- (G) Monitoring of the actual transmission performance of the network to determine if the service objectives in this chapter are met, including, but not be limited to, circuit order tests prior to placing trunks in service, routine periodic trunk maintenance tests, tests of actual switched trunk connections, periodic noise tests of a sample of customer loops in each exchange, and special transmission surveys of the network;
- (H) Each central office serving more than 300 customer access lines shall be equipped with a 1,000 +/- 20 hertz, one milliwatt test signal generator and a 900 Ohm balanced termination device wired to telephone numbers so that they may be accessed for dial test purposes;
- (I) One-party line service and voice band data compliant with each sub-part of 16 TAC § 26.54(b);
- (J) Installation of service compliant with each sub-part of 16 TAC § 26.54(c)(1);
- (K) Operator-handled calls compliant with each sub-part of 16 TAC § 26.54(c)(2);
- (L) Local dial service compliant with each sub-part of 16 TAC § 26.54(c)(3);
- (M) Local interoffice dial service compliant with each sub-part of 16 TAC § 26.54(c)(4);
- (N) Direct distance dial service compliant with each sub-part of 16 TAC § 26.54(c)(5);

- (O) Customer trouble reports compliant with each sub-part of 16 TAC § 26.54(c)(6);
- (P) Transmission requirements compliant with each sub-part of 16 TAC § 26.54(c)(7); and
- (Q) All switched voice circuits shall be adequately designed and maintained to allow transmission of at least 14,400 bits of data per second when connected through an industry standard modem (ITU-T V.32bis or equivalent) or a facsimile machine (ITU-T V.17 or equivalent).

Virgin Mobile Response to TTA/TSTCI RFA 1-2:

- (A) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not apply to CMRS providers like Virgin Mobile, Virgin Mobile admits that it does not provide central offices equipped with permanently installed standby generators shall contain as a minimum four hours of battery reserve without voltage falling below the level required for proper operation of all equipment. Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.
- (B) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not apply to CMRS providers like Virgin Mobile, Virgin Mobile admits that it does not provide central offices that have adequate provisions for emergency power. Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.
- (C) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not apply to CMRS providers like Virgin Mobile, Virgin Mobile admits that it does not provide central offices with a mobile power unit available which can be delivered and connected on short notice. Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.
- (D) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not apply to CMRS providers like Virgin Mobile, Virgin Mobile admits that it does not provide a permanent auxiliary power unit shall be installed in exchanges exceeding 5,000 lines. Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.
- (E) Deny.
- (F) Deny.
- (G) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not

apply to CMRS providers like Virgin Mobile, Virgin Mobile admits that it does not provide monitoring the actual transmission performance of the network to determine if the service objectives in this chapter are met, including, but not be limited to, circuit order tests prior to placing trunks in service, routine periodic trunk maintenance tests, tests of actual switched trunk connections, periodic noise tests of a sample of customer loops in each exchange, and special transmission surveys of the network. Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.

- (H) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not apply to CMRS providers like Virgin Mobile, Virgin Mobile admits that it does not provide each central office serving more than 300 customer access lines equipped with a 1,000 +/- 20 hertz, one milliwatt test signal generator and a 900 Ohm balanced termination device wired to telephone numbers so that they may be accessed for dial test purposes. Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.
- (I) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not apply to CMRS providers like Virgin Mobile, Virgin Mobile admits it does not provide one-party line service and voice band data compliant with each sub-part of 16 TAC § 26.54(b). Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.
- (J) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not apply to CMRS providers like Virgin Mobile, Virgin Mobile admits that it does not provide installation of service compliant with each sub-part of 16 TAC § 26.54(c)(1). Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.
- (K) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not apply to CMRS providers like Virgin Mobile, Virgin Mobile admits that it does not provide operator-handled calls compliant with each sub-part of 16 TAC § 26.54(c)(2). Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.
- (L) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not apply to CMRS providers like Virgin Mobile, Virgin Mobile admits that it does not provide local dial service compliant with each sub-part of 16 TAC § 26.54(c)(3). Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.

- (M) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not apply to CMRS providers like Virgin Mobile, Virgin Mobile admits that it does not provide local interoffice dial service compliant with each sub-part of 16 TAC § 26.54(c)(4). Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.
- (N) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not apply to CMRS providers like Virgin Mobile, Virgin Mobile admits that it does not provide direct distance dial service compliant with each sub-part of 16 TAC § 26.54(c)(5). Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.
- (O) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not apply to CMRS providers like Virgin Mobile, Virgin Mobile admits that it does not provide customer trouble reports compliant with each sub-part of 16 TAC § 26.54(c)(6). Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.
- (P) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not apply to CMRS providers like Virgin Mobile, Virgin Mobile admits that it does not provide transmission requirements compliant with each sub-part of 16 TAC § 26.54(c)(7). Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.
- (Q) Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:
Because the rules for Dominant Certificated Telecommunications Utilities do not apply to CMRS providers like Virgin Mobile, Virgin Mobile admits that it does not provide all switched voice circuits shall be adequately designed and maintained to allow transmission of at least 14,400 bits of data per second when connected through an industry standard modem (ITU-T V.32bis or equivalent) or a facsimile machine (ITU-T V.17 or equivalent). Virgin Mobile's response to this request for admission is further explained in its response to RFI 1-6.

Requests for Information

TTA/TSTCI 1-6 If the response to any subpart of TTA/TSTCI 1-2 is "admitted," please explain why.

Virgin Mobile Response to TTA/TSTCI RFI 1-6:

Pursuant to SOAH Order No. 3, Virgin Mobile responds as follows:

Please see Virgin Mobile's Response to Commission Staff's RFI 1-15. As stated in that discovery response, Virgin Mobile does not have central offices, interoffice trunks, local loops and switched voice circuits. These terms apply to technology that exists in wireline networks but does not exist in the wireless networks of CMRS providers. Furthermore, Virgin Mobile does not have exchanges nor does it have access lines; these terms apply to wireline networks.

Responsible person:

Penny Rogers, Manager Network Operations
Mary Ellen Hassell, Senior Manager
Triston Handlin, Product Manager – Assurance Wireless

Responsible witness:

Not yet identified