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January 31, 2014

Burl W. Haar
Executive Secretary
Minnesota Public Utilities Commission
121 7th Place East, Suite 350
St. Paul, Minnesota 55101-2147

RE: **Comments of the Minnesota Department of Commerce**
Docket No. P999/SA-14-22

Dear Dr. Haar:

Attached are the comments of the Minnesota Department of Commerce in the following matter:

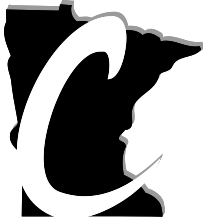
Annual update of telephone exchange boundaries.

The Department recommends **that the boundary revisions be accepted** and is available to answer any questions the Commission may have.

Sincerely,

/s/ GREGORY J. DOYLE
Manager, Telecommunications

GJD/lt
Attachment



BEFORE THE MINNESOTA PUBLIC UTILITIES COMMISSION

COMMENTS OF THE
MINNESOTA DEPARTMENT OF COMMERCE

DOCKET No. P999/SA-14-22

I. BACKGROUND

On November 6, 2012, the Federal Communications Commission (FCC) Wireline Competition Bureau (Bureau) released a *Report and Order*¹ (*Study Area Boundary Order*) that established requirements for the collection of study area boundaries for purposes of implementing various reforms adopted as part of the *USF/ICC Transformation Order*,² including the FCC's benchmarking rule and the rule eliminating support where an unsubsidized competitor offers voice and broadband service that overlaps an ILEC's study area.³

On February 26, 2013, the Bureau released a subsequent *Order on Reconsideration*⁴ that adopted certain modifications and clarifications to the requirements for the data collection. As set forth in the orders, each ILEC must certify and submit data on the boundary(ies) of the area(s) it serves

¹ *Connect America Fund; High-Cost Universal Service Support*, WC Docket Nos. 10-90, 05-337, Report and Order, 27 FCC Rcd 13528 (Wireline Comp. Bur. 2012) (*Study Area Boundary Order*). The *Study Area Boundary Order* was published in the *Federal Register* on January 28, 2013. See 78 FR 5750.

² See *Connect America Fund; A National Broadband Plan for Our Future; Establishing Just and Reasonable Rates for Local Exchange Carriers; High-Cost Universal Service Support; Developing a Unified Intercarrier Compensation Regime; Federal-State Joint Board on Universal Service; Lifeline and Link-Up; Universal Service Reform—Mobility Fund*; WC Docket Nos. 10-90, 07-135, 05-337, 03-109, CC Docket Nos. 01-92, 96-45, GN Docket No. 09-51, WT Docket No. 10-208, Report and Order and Further Notice of Proposed Rulemaking, 26 FCC Rcd 17663 (2011) (*USF/ICC Transformation Order*), *pets. for review pending sub nom. In re: FCC 11-161*, No. 11-9900 (10th Cir. filed Dec. 8, 2011).

³ *Study Area Boundary Order*, 27 FCC Rcd 13528, at ¶¶ 2-6.

⁴ *Study Area Boundary Order*, Order on Reconsideration, DA 13-282 (rel. Feb. 26, 2013).

in a state (study area boundary), or allow a state entity to submit and certify the data on its behalf.⁵

On March 1, 2013, the Minnesota Telecom Alliance (MTA) joined the Minnesota Department of Commerce (Department) in introducing a joint project whereby the MTA and the Department would collaborate to assist Minnesota ILECs in complying with the *Study Area Boundary Order*. 100% of Minnesota ILECs agreed to participate in the project and allow the Department, with Commission approval, to certify and submit Minnesota's study area boundary data.⁶ The Department entered into a contract with the Minnesota Geospatial Information Office (MnGeo) to create an efficient way for ILECs to participate in the review and verification process using an online web map.

On June 26, 2013, in Docket No. P-999/SA-13-381, the Minnesota Public Utilities Commission issued its *Order Accepting Digital Exchange Boundary Map as Official Telephone Exchange Boundary Map and Approving for Submission to FCC*. In its Order, the Commission states that all disputed study area boundary issues and all proposed digital boundary map changes shall be filed with the Commission for approval.

On June 28, 2013, MnGeo filed the telephone exchange boundary map data with the FCC and the Department certified as to its accuracy.

On September 24, 2013, the Department entered into a new contract with MnGeo for the purpose of assisting the Minnesota ILECs in satisfying the FCC requirement to annually update the telephone exchange boundary map. The annual update is due on March 15th of each year for changes made to telephone exchange boundaries through December 31 of the previous year.⁷ Since March 15th falls on a Saturday in 2014, the telephone exchange boundary map update is due on March 17, 2014.

II. STATEMENT OF ISSUES

Whether the Commission should accept the updated telephone exchange boundary map for filing with the FCC.

⁵ *Id.* at ¶¶ 2 and 16 (modifying the *Study Area Boundary Order* by allowing states to certify to the accuracy of the data they submit, rather than requiring ILECs to make the certification); *Study Area Boundary Order*, 27 FCC Rcd at 13528, ¶ 17 (allowing state entities to submit shape files on behalf of the states' ILECs).

⁶ *Study Area Boundary Order*, 27 FCC Rcd at 13528, ¶ 8 (The data must be submitted at the exchange level, with a shape file for each study area depicting each exchange as a closed, non-overlapping polygon).

⁷ *Study Area Boundary Order*, 27 FCC Rcd at 13528, ¶ 23 (noting that boundaries can change as the result of a transaction involving the addition or sale of exchanges, new deployment into previously-unserved areas, or an ILEC relinquishing its ETC designation and COLR obligations).

III. TELEPHONE EXCHANGE BOUNDARY REVISION PROCESS

In the current project to update telephone exchange boundary maps, a designated contact person from each ILEC was provided access to a secure MnGeo website. At this website, existing exchange boundaries were viewable and ILECs were able to propose changes on a map layer that is distinct from the actual exchange boundary map. This layer is called the “Red Line Snapping Layer” and also shows all proposed boundary changes that were not agreed upon in the initial exchange boundary verification project that was conducted in the first half of 2013. All proposed boundary lines that have not yet been agreed upon are colored red on the web map.

In addition to proposing any changes so that the electronic map reflects the actual customers served, ILECs were also to review neighboring carriers’ proposed changes so agreement can be reached on where the boundaries lie. If the carriers reach an impasse concerning a boundary, the Department offered to help resolve the issue by referring to the paper maps, which were the official maps prior to the Commission’s June 26, 2013 Order. Although not all of the proposed boundary changes have been agreed upon by adjoining ILECs in the current process, the Department was not asked to assist in the resolution of any disputes. When it becomes more apparent what the financial implications are of the telephone exchange boundary maps, there may be more incentive for companies to ensure that boundary disputes are resolved.

When adjoining companies did reach agreement on a change to the telephone exchange boundary line, the company initiating the proposed revision changed the red line to a blue line on the Red Line Snapping Layer of the web map. With this agreement between the companies, the Department has the necessary editing credentials to change the underlying telephone exchange boundary map to match the agreed upon lines, as reflected by blue lines on the web map.

IV. CHANGES TO TELEPHONE EXCHANGE BOUNDARY MAP

Viewing the web map is the most informative way to see the areas where the telephone exchange boundaries have been changed. When the underlying telephone exchange boundary is changed on the map, the previous boundary line is no longer available for viewing. Thus, the web map only reflects the corrected boundary lines and there is not a practical way for the previous and new boundaries to be presented to the Commission for its consideration. For the purpose of receiving Commission approval of the changes, Commission staff requested a listing of the changes made, which are provided below. If a company made a boundary change between its own exchanges, it is identified as an intracompany boundary change. If the same two companies are listed more than once, it is because more than one boundary line changed between those two companies. The first company identified in the below list is the one that initiated the boundary change.

- 1) Frontier Communications of Minnesota, Inc. and Mid-Communications, Inc.
- 2) Frontier Communications of Minnesota, Inc. and Consolidated Telephone Company
- 3) Frontier Communications of Minnesota, Inc. – Intracompany boundary change
- 4) Frontier Communications of Minnesota, Inc. – Intracompany boundary change
- 5) Frontier Communications of Minnesota, Inc. and Windstream Lakedale, Inc.
- 6) Windstream Lakedale, Inc. – Intracompany boundary change
- 7) Mid-Communications, Inc. and Frontier Communications of Minnesota, Inc.
- 8) Frontier Communications of Minnesota, Inc. – Intracompany boundary change
- 9) Garden Valley Telephone Company and Twin Valley-Ulen Telephone Company
- 10) Garden Valley Telephone Company and Twin Valley-Ulen Telephone Company
- 11) Garden Valley Telephone Company and Loretel Systems, Inc.
- 12) Garden Valley Telephone Company and Loretel Systems, Inc.
- 13) Garden Valley Telephone Company and Halstad Telephone Company
- 14) Garden Valley Telephone Company and Wikstrom Telephone Company
- 15) Garden Valley Telephone Company and Wikstrom Telephone Company
- 16) Garden Valley Telephone Company and Wikstrom Telephone Company
- 17) Paul Bunyan Rural Telephone Cooperative – Intracompany boundary change

V. COMMISSION ALTERNATIVES

1. Accept the boundary revisions agreed to by the companies as reflected in these comments and authorize the Department to upload all revised shape files to the FCC boundary data website no later than March 17, 2014.
2. Other action the Commission deems appropriate.

VI. RECOMMENDATION

The Department recommends alternative 1.

Accept the boundary revisions agreed to by the companies as reflected in these comments and authorize the Department to upload all revised shape files to the FCC boundary data website no later than March 17, 2014.

/lt

CERTIFICATE OF SERVICE

I, Sharon Ferguson, hereby certify that I have this day, served copies of the following document on the attached list of persons by electronic filing, certified mail, e-mail, or by depositing a true and correct copy thereof properly enveloped with postage paid in the United States Mail at St. Paul, Minnesota.

**Minnesota Department of Commerce
Comments**

Docket No. P999/SA-14-22

Dated this 3rd day of **February 2014**

/s/Sharon Ferguson

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Linda	Chavez	linda.chavez@state.mn.us	Department of Commerce	85 7th Place E Ste 500 Saint Paul, MN 55101-2198	Electronic Service	No	OFF_SL_14-22_P999-SA-14-22
Burl W.	Haar	burl.haar@state.mn.us	Public Utilities Commission	Suite 350 121 7th Place East St. Paul, MN 551012147	Electronic Service	Yes	OFF_SL_14-22_P999-SA-14-22
John	Lindell	agorud.ecf@ag.state.mn.us	Office of the Attorney General-RUD	1400 BRM Tower 445 Minnesota St St. Paul, MN 551012130	Electronic Service	Yes	OFF_SL_14-22_P999-SA-14-22

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U10401 SLEC 409
Garden Valley Telephone Company - Coop
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201 Ross Ave.
PO Box 259
Erskine MN 56535-0259

U10402 SLEC 527
Gardonville Cooperative Telephone Associ
David Wolf Manager
800 Central Ave N
Brandon MN 56315

U10411 SLEC 529
Granada Telephone Company dba BEVCOM
Accounts Payable
150 2nd St. SW
Perham MN 56573

U10411 SLEC 529
Granada Telephone Company dba BEVCOM
Jeff Arndt
150 2nd St. SW
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U10440 SLEC 530
Halstad Telephone Company
Tom Maroney Gen Mgr
PO Box 55
Halstad MN 56548

U10366 SLEC 523
Federated Telephone Cooperative
Kris Radermacher
PO Box 156
405 2nd St E
Chokio MN 56221

U10367 SLEC 524
Felton Telephone Company, Inc.
Accounts Payable
150 2nd St. SW
Perham MN 56573

U10223 LEC 405
Frontier Communications of Minnesota, In
Scott Bohler
2378 Wilshire Blvd
Mound MN 55364

U10223 LEC 405
Frontier Communications of Minnesota, In
Jessica Matushek
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U10404 SLEC 410
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Blue Earth MN 56013

U10411 SLEC 529
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U10440 SLEC 530
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Steve Williams President
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Halstad MN 56548

U10366 SLEC 523
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U10367 SLEC 524
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U10411 SLEC 529
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U10440 SLEC 530
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U10440 SLEC 530
Halstad Telephone Company
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Halstad MN 56548

U10445 SLEC 532
Harmony Telephone Company
Jim Fishbaugher
35 1st Ave. NE
PO Box 308
Harmony MN 55939-0308

U13089 SLEC 5444
Heartland Telecommunications Company
Anita Yokiel
221 East Hickory Street
Mankato MN 56001

U10459 SLEC 535
Home Telephone Company
Vic Martinsen Secretary, Treasurer
Attn: Accounts Payable
150 2nd Street SW
Perham MN 56573

U10459 SLEC 535
Home Telephone Company
Mark Birkholz
Attn: Accounts Payable
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U10465 SLEC 412
Hutchinson Telephone Company
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235 Franklin St
Hutchinson MN 55350-0279

U10465 SLEC 412
Hutchinson Telephone Company
Monty S Morrow
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U10295 SLEC 515
Interstate Telecommunications Cooperativ
Jerry Heiberger General Mgr
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P O Box 920
Clear Lake SD 57226-0920

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Interstate Telecommunications Cooperativ
Jerry Heiberger
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U10511 SLEC 537
Johnson Telephone Co.
Dwayne Johnson Secretary/Treasurer
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Remer MN 56672-0039

U10440 SLEC 530
Halstad Telephone Company
Mark Forseth
PO Box 55
Halstad MN 56548

U13089 SLEC 5444
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221 East Hickory Street
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U10453 SLEC 533
Hills Telephone Company
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Garretson SD 57030-0349

U10459 SLEC 535
Home Telephone Company
Vic Martinsen Secretary, Treasurer
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Perham MN 56573

U10459 SLEC 535
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U10511 SLEC 537
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U10459 SLEC 535
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U10528 SLEC 538
KMP Telephone (Inactive)
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U10545 SLEC 539
Kasson & Mantorville Telephone Company
Beth Tollefson Treasurer
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Kasson MN 55944

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Kasson & Mantorville Telephone Company
Beth Tollefson Treasurer
18 2nd Avenue NW
Kasson MN 55944

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Kasson & Mantorville Telephone Company
Beth Tollefson
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U10586 SLEC 541
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Lismore MN 56155-0127

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Lonsdale MN 55046

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Lonsdale Telephone Company
Robert Novak President
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Bonnie Simon reg
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126 South Main Street
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Lonsdale Telephone Company
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U10456 SLEC 534
Loretel Systems South (inactive)
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Perham MN 56573

U10724 SLEC 420
Loretel Systems, Inc.
Accounts Payable
150 2nd St. SW
Perham MN 56573

U10724 SLEC 420
Loretel Systems, Inc.
Jeff Arndt
150 2nd St SW
Perham MN 56573

U10724 SLEC 420
Loretel Systems, Inc.
David Schornack
150 2nd St SW
Perham MN 56573

U10724 SLEC 420
Loretel Systems, Inc.
Jeff Arndt
150 2nd St. SW
Perham MN 56573

U10724 SLEC 420
Loretel Systems, Inc.
David Schornack
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Perham MN 56573

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Paul Ekstrand President
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Lowry Telephone Company, LLC
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Rick Ekstrand
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U10591 SLEC 543
Lowry Telephone Company, LLC
Rick Ekstrand
PO Box 336
Hoffman MN 56339-0336

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Dean Nierling President
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Mabel MN 55954

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Mabel Cooperative Telephone Company
Dean Nierling President
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Mabel MN 55954

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Lorren Tingesdal
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Mabel MN 55954

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Manchester MN 56007

U10642 SLEC 546
Manchester-Hartland Telephone Co.
Omer D. Emstad
204 Railroad St
Manchester MN 56007

U10642 SLEC 546
Manchester-Hartland Telephone Co.
John Bokelmann
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Manchester MN 56007-5012

U10642 SLEC 546
Manchester-Hartland Telephone Co.
Omer D. Emstad
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Manchester MN 56007-5012

U10643 SLEC 414
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William VanderSluis Dir Regulatory Affairs
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Mankato MN 56002-3248

U10643 SLEC 414
Mankato Citizens Telephone Company
William VanderSluis Dir Regulatory Affairs
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Mankato MN 56002

U10643 SLEC 414
Mankato Citizens Telephone Company
William VanderSluis Director of Regulator
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U10643 SLEC 414
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U10643 SLEC 414
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PO Box 3248
Mankato MN 56002

U10658 SLEC 415
Melrose Telephone Company dba Arvig Lc
Accounting Department
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Perham MN 56573

U10658 SLEC 415
Melrose Telephone Company dba Arvig Lc
Accounting Department
150 2nd Street SW
Perham MN 56573

U10658 SLEC 415
Melrose Telephone Company dba Arvig Lc
Jeff Arndt
150 2nd St SW
Perham MN 56573

U10658 SLEC 415
Melrose Telephone Company dba Arvig Lc
Mark Birkholz
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Perham MN 56573

U10658 SLEC 415
Melrose Telephone Company dba Arvig Lc
Jeff Arndt
150 2nd Street SW
Perham MN 56573

U10658 SLEC 415
Melrose Telephone Company dba Arvig Lc
Mark Birkholz
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Perham MN 56573

U10665 SLEC 416
Mid-Communications, Inc.
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Mid-Communications, Inc.
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U10665 SLEC 416
Mid-Communications, Inc.
William VanderSluis Reg Dir
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U10665 SLEC 416
Mid-Communications, Inc.
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U10665 SLEC 416
Mid-Communications, Inc.
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U10665 SLEC 416
Mid-Communications, Inc.
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PO Box 3248
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U10666 SLEC 418
Mid-State Telephone Company
Jean M Pauk Ext Rel Mgr-MN,WI
TDS Telecom
525 Junction Rd
Madison WI 53717

U10666 SLEC 418
Mid-State Telephone Company
Jerry Miller
TDS Telecom
525 Junction Rd
Madison WI 53717

U10670 SLEC 548
Midwest Telephone Company
Mark Birkholz Reg
Accounts Payable
150 2nd Street SW
Perham MN 56573

U10670 SLEC 548
Midwest Telephone Company
Mark Birkholz Reg
150 Second Street SW
Perham MN 56573

U10670 SLEC 548
Midwest Telephone Company
Jeff Arndt
Accounts Payable
150 2nd Street SW
Perham MN 56573

U10670 SLEC 548
Midwest Telephone Company
Jeff Arndt
150 Second Street SW
Perham MN 56573

U10676 SLEC 3007
Minnesota Independent Equal Access Corp
Mary Buley Accounts Payable
10300 6th Ave N
Plymouth MN 55441

U10676 SLEC 3007
Minnesota Independent Equal Access Corp
Mary Buley
10300 6th Ave N
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U10679 SLEC 549
Minnesota Lake Telephone Company dba
Amy Steckelberg Accounts Payable
123 W 7th St
Blue Earth MN 56013

U10679 SLEC 549
Minnesota Lake Telephone Company dba |
Amy Steckelberg Accounts Payable
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Blue Earth MN 56013

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U10716 SLEC 419
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U10716 SLEC 419
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U10736 SLEC 638
Northern Telephone Co.
R.G. Riddell Owner
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Wawina MN 55736-2021

U10755 SLEC 552
Osakis Telephone Company
Mark Birkholz
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U10784 SLEC 422
Park Region Mutual Telephone Co. - Coop
Dave Bickett
PO Box 277
100 Main St
Underwood MN 56586-0277

U10785 SLEC 423
Paul Bunyan Rural Telephone Coop
Rob Noren Attn.: Accounts Payable
1831 Anne Street NW
Bemidji MN 56601-5660

U10785 SLEC 423
Paul Bunyan Rural Telephone Coop
Terri Crews
1831 Anne St. NW
Bemidji MN 56601-5612

U10795 SLEC 555
Pine Island Telephone Company dba BEVC
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Perham MN 56573

U10679 SLEC 549
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Perham MN 56573

U6859 SLEC 6859
Redwood County Telephone Company
Mark Birkholz
150 Second Street SW
Perham MN 56573

U10834 SLEC 424
Redwood County Telephone Company (olc
Mark Birkholz
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Perham MN 56573

U10847 SLEC 559
Rock Dell Telephone Company
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c/o Kasson-Mantorville Tele.
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Kasson MN 55944

U10851 SLEC 560
Rothsay Telephone Company
Wayne Stowman President
137 1st St NW
Rothsay MN 56579

U10851 SLEC 560
Rothsay Telephone Company
Wayne Stowman President
137 1st St NW
Rothsay MN 56579

U10851 SLEC 560
Rothsay Telephone Company
Pauline Stowman Vice President
137 1st St NW
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U10851 SLEC 560
Rothsay Telephone Company
Pauline Stowman Vice President
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Rothsay MN 56579

U10851 SLEC 560
Rothsay Telephone Company
Wayne Stowman
137 1st St NW
Rothsay MN 56579

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Rothsay Telephone Company
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U10914 SLEC 561
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U10914 SLEC 561
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U10921 SLEC 426
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Integra Telecom
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Golden Valley MN 55416-1020

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Scott-Rice Telephone Company
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Sleepy Eye Telephone Co.
Jeff Arndt
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Springfield
c/o New Ulm Telecom Inc.
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New Ulm MN 56073

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The Peoples Telephone Co. of Bigfork
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Perham MN 56573

U11022 SLEC 429
Twin Valley-Ulen Telephone Co.
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Melissa Tschida Accountant
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U10937 SLEC 3076
South Dakota Network, LLC
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U10942 SLEC 564
Spring Grove Communications
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166 W Main St
Spring Grove MN 55974

U10952 SLEC 565
Starbuck Telephone Company
Bruce Hanson Regulatory
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