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**BEFORE THE
PUBLIC SERVICE COMMISSION OF UTAH**

)	
In the Matter of the Petition of)	Docket No. 12-2561-01
Total Call Mobile, Inc.)	
for Limited Designation as an Eligible)	MOTION TO AMEND PETITION OF
Telecommunications Carrier)	TOTAL CALL MOBILE, INC. FOR
)	LIMITED DESIGNATION AS AN
)	ELIGIBLE TELECOMMUNICATIONS
)	CARRIER
)	

**MOTION TO AMEND PETITION OF TOTAL CALL MOBILE, INC. FOR
LIMITED DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER**

Total Call Mobile, Inc. (“Total Call” or “Company”) hereby moves the Public Service Commission of Utah (the “Commission”) to amend section I and section IV.N.3 of the Petition of Total Call Mobile, Inc. for Limited Designation as an Eligible Telecommunications Carrier (“Petition”) filed with the Commission on November 14, 2012. The grounds for this Motion to Amend are as follows:

1. Total Call and other parties to this case held a scheduling conference on December 6, 2012, at which Total Call was asked to clarify whether it was seeking access to funds from the state Universal Service Fund (“USF”) pursuant to Utah Administrative Code (“UAC”) R746-341-5(A).

2. Total Call stated that it would not seek access to funds from the state USF and asserted that it would file a Motion to Amend the Petition to reflect this fact. In order to provide the Commission and other parties to this case with an opportunity to review and respond to the Company's changes to the Petition, Total Call requests that the Commission amend section I and section IV.N.3 of the Petition as proposed in Exhibit A, a redlined version of the relevant sections.

3. Under UAC R746-100-3, the Commission "may allow pleadings to be amended or corrected at any time. Initiatory pleadings may be amended without leave of the Commission at any time before a responsive pleading has been filed or the time for filing the pleading has expired."

4. No responsive pleadings have been filed in Docket No. 12-2561-01 as of December 20, 2012. Also, given the early stages of this proceeding, the proposed amendments will not prejudice any party.

WHEREFORE, Total Call hereby moves that the Commission grant this Motion to Amend. Recognizing that the Commission liberally grants such motions, Total Call will file its Amended Petition soon after its filing of this Motion.

RESPECTFULLY SUBMITTED: December 20, 2012

Robert Yap, Esq.
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EXHIBIT A

Proposed Amendments to Petition of Total Call Mobile, Inc. for Limited Designation as an Eligible Telecommunications Carrier

Total Call hereby amends section I of the Petition of Total Call Mobile, Inc. for Limited Designation as an Eligible Telecommunications Carrier filed with the Commission on November 14, 2012, as follows:

I. INTRODUCTION

Total Call Mobile, Inc. (“Total Call” or the “Company”), pursuant to Section 214(e)(2) of the Communications Act of 1934, as amended (the “Act”)¹, Sections 54.101 through 54.207 of Federal Communications Commission (“FCC”) Rules², Utah Administrative Code (“UAC”) R746-341-1 through R746-341-9, and Utah Code Ann. § 54-8b-15,³ hereby submits this Petition for Limited Designation as an Eligible Telecommunications Carrier (“ETC”) in the State of Utah. By this Petition, Total Call seeks ETC designation solely to participate in the federal Universal Service Fund’s (“USF”) Lifeline program so that it may provide Lifeline service to qualifying Utah consumers. Total Call does not seek access to state funds at this time. The Company also does not seek access to funds from the federal USF for the purposes of participating in the Link-Up program or providing service to high cost areas.⁴ As demonstrated herein, and as certified by Total Call’s COO in Exhibit 1 to this Petition, Total Call meets all the statutory and regulatory requirements for designation as an ETC in the State of Utah, including

¹ 47 U.S.C. § 214(e)(2).

² 47 C.F.R. §§ 54.101-54.207.

³ UTAH ADMINISTRATIVE CODE R746-341-1 through R746-341-9; UTAH CODE ANN. § 54-8b-15.

⁴ Given that Total Call only seeks Lifeline support from the low-income program and neither seeks participation in the Link-Up program nor high-cost support, ETC certification requirements for the high-cost program are not applicable to Total Call. Moreover, as a reseller, Total Call does not own or control any networks or other facilities. As such, Total Call has no basis for filing an investment plan, and therefore requests the Commission to waive this requirement. Total Call is currently designated as an ETC in Maryland, Michigan, Nevada, Texas and West Virginia, currently has applications for ETC designation pending with Arkansas, California, Hawaii, Idaho, Illinois, Louisiana, Maine, Minnesota, New Jersey, Ohio, Pennsylvania, and Washington, and is awaiting designation as an ETC by the FCC in the states of Alabama, Connecticut, Delaware, District of Columbia, Florida, New Hampshire, New York, North Carolina, Tennessee, and Virginia; no such petitions have been denied.

the new requirements outlined in the FCC's *USF/ICC Transformation Order*⁵ and *Lifeline and Link Up Reform Order*.⁶ Rapid grant of Total Call's request, moreover, would advance the public interest because it would enable the Company to commence much needed Lifeline services to low-income Utah residents as soon as possible. Accordingly, the Company respectfully requests that the Commission expeditiously approve this Petition for ETC designation.

Total Call hereby amends section IV.N.3 of the Petition of Total Call Mobile, Inc. for Limited Designation as an Eligible Telecommunications Carrier ("Petition") filed with the Commission on November 14, 2012, as follows:

IV. TOTAL CALL SATISFIES THE REQUIREMENTS FOR DESIGNATION AS AN ETC

N. Total Call Will Comply with All Regulations Imposed by the Commission

3. Discounts

Pursuant to UAC § R746-341-5(A), Total Call's Lifeline telephone service shall consist of dial tone line, usage charges or their equivalent, and any Extended Area Service (EAS) charges. However, Total Call shall only apply a discount of \$9.25, reflecting the amount of federal funding, to the monthly usage charge for its Lifeline service offerings. Any additional discounts will be provided by the Company. For example, the \$10.00 discount offered in Total Call's Lifeline Plans 3, 4, and 5 is made up of \$9.25 in federal funding plus \$0.75 in Company discounts.

⁵ *In the Matter of 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 No. 10-90, GN Docket No. 09-51, WC Docket No. 07-135, WC Docket No. 05-337, CC Docket No. 96-45, WC Docket No. 03-109, WT Docket No. 10-208, Report and Order and Further Notice of Proposed Rulemaking, FCC 11-161 (rel. Nov. 18, 2011) ("*USF/ICC Transformation Order*").

⁶ *In the Matter of Lifeline and Link Up Reform and Modernization, Lifeline and Link Up, Federal-State Joint Board on Universal Service, Advancing Broadband Availability Through Digital Literacy Training*, WC Docket No. 11-42, WC Docket No. 03-109, CC Docket No. 96-45, WC Docket No. 12-23, Report and Order and Further Notice of Proposed Rulemaking, FCC 12-11 (rel. Feb. 6, 2012) ("*Lifeline and Link Up Reform Order*").

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Motion to Amend Petition of Total Call Mobile, Inc. for Limited Designation as an Eligible Telecommunications Carrier in Docket No. 12-2561-01 was mailed electronically this 20th day of December, 2012, to the following:

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Respectfully,

/s/ Amy Inagaki

Amy Inagaki

Total Call Mobile, Inc.