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January 2, 2013

Mr. Gary Widerburg
Commission Administrator
Public Service Commission of Utah
Heber M. Wells Building, 4th Floor
160 East 300 South
Salt Lake City, UT 84111

*electronically submitted
and via courier*

Re: **Docket No. 12-2559-01**; Petition of Blue Jay Wireless, LLC For Designation as an Eligible Telecommunications Carrier for the Purpose of Offering Lifeline Service on a Wireless Basis

Dear Mr. Widerburg,

On October 24, 2012, the above-referenced Petition was submitted on behalf of Blue Jay Wireless, LLC ("Blue Jay"). At the request of the Division of Public Utilities Staff, the review process for this Petition has been suspended pending Federal Communications Commission ("FCC") approval of Blue Jay's Compliance Plan, required pursuant to the *Lifeline Reform Order* as a condition of obtaining forbearance from the facilities requirement of the Communications Act of 1934, as amended, for the provision of Lifeline service. Blue Jay submits this letter to notify the Commission that on December 26, 2012, the FCC Wireline Competition Bureau approved Blue Jay's Compliance Plan as most recently revised on December 19, 2012.¹ Copies of the final

¹ See *Wireline Competition Bureau Approves the Compliance Plans of AirVoice Wireless, AmeriMex Communications, Blue Jay Wireless, Millennium 2000, Nexus Communications, PlatinumTel Communications, Sage Telecom, Telrite and Telscape Communications*, WC Dkt. Nos. 09-197, 11-42, Public Notice, DA 12-2063 (Dec. 26, 2012) ("Public Notice"). The FCC Public Notice was intended to approve the final revised version, submitted December 19, 2012, however, the Appendix of the Public

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approved Blue Jay Compliance Plan and the FCC Public Notice, confirming approval, are provided, respectively, as Attachments 1 and 2 to this letter

Please contact the undersigned at (202) 342-8566 or by e-mail at jguyan@kelleydrye.com, if you should have any questions regarding this filing.

Respectfully submitted,

/s/ Joshua Guyan

Joshua Guyan

Counsel to Blue Jay Wireless, LLC

Notice erroneously referenced an earlier revised version, filed on November 30, 2012. An Erratum has been issued today by the FCC, clarifying that the December 19th version is approved. A copy is provided in Attachment 2 to this letter.

CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of January, 2013, an original and five true and correct copies of the foregoing correspondence are being committed to courier for delivery to the following party:

Mr. Gary Widerburg
Commission Administrator
Public Service Commission of Utah
Heber M. Wells Building, 4th Floor
160 East 300 South
Salt Lake City, UT 84111

And, further, that an electronic copy of the same document, in Word format, is this day being submitted to the designated email for filings with the Public Service Commission of Utah (psc@utah.gov).

And, finally, that copies are being served by hard copy and/or electronic mail as indicated on the following parties:

Division of Public Utilities (hard copy via courier)
Office of Consumer Services (hard copy via courier)
Chris Parker, Division of Public Utilities (email: chrisparker@utah.gov)
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/s/ Winafred R. Brantl
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