

**BEFORE THE  
STATE OF UTAH  
PUBLIC SERVICE COMMISSION**

DISH Wireless L.L.C. )  
Petition for Designation as an Eligible )  
Telecommunications Carrier in the State of )  
Utah for the Limited Purpose of Providing ) Docket No. 23-2641-01  
Lifeline Service to Qualifying Customers )  
)  
)

**PRE-FILLED DIRECT TESTIMONY OF ROBERT YAP ON BEHALF OF DISH  
WIRELESS L.L.C. DBA GEN MOBILE**

DISH Wireless L.L.C. dba Gen Mobile respectfully submits the attached pre-filled testimony of Robert Yap.

Respectfully submitted,



Alison Minea  
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March 29, 2023

1       **1. Please state your name, your position with DISH Wireless L.L.C., and your Business**  
2       **address.**

3       My name is Robert Yap. I am the Vice President of the Gen Mobile brand under DISH  
4       Wireless L.L.C. (“DISH Wireless” or the “Company”) and my business location is P.O.  
5       Box 1187, Gardena, CA 90249.

6       **2. Please summarize your educational background and professional experience.**

7       I received a Bachelor of Arts in Economics from Northwestern University and a Juris  
8       Doctor from George Washington University School of Law. My professional experience  
9       includes 20 years of legal, regulatory, and telecommunications experience. Also, I  
10      worked as a corporate attorney at McDermott, Will & Emory, and as General Counsel  
11      and as an executive at several telecommunications companies, including at Gen Mobile,  
12      Inc., which I co-founded. In October 2021, assets of Gen Mobile, Inc. were acquired by  
13      DISH Wireless, including the rights to the name and brand as well as its subscriber base  
14      and operations.

15      **3. What is the purpose of your testimony?**

16      The purpose of my testimony, combined with the application that DISH Wireless filed on  
17      March 6, 2023 (the “Application”), is to petition for the Company to be designated as a  
18      Lifeline-only ETC for the entire geographic area of the State of Utah under the “Gen  
19      Mobile” trade name subject to our service area. In addition, the purpose is to  
20      demonstrate to the Utah Public Service Commission (the “Commission”) that DISH  
21      Wireless meets the state and federal statutory and regulatory requirements for designation  
22      as an ETC in Utah. The facts stated in this declaration are true of my own personal

1 knowledge, except as to any matters stated on information and belief, and as to those  
2 matters, I am informed and believe them to be true.

3 **4. Do you verify that the statements and facts made in DISH Wireless application and**  
4 **the exhibits attached thereto?**

5 I further verify and confirm the statements and assertions made in DISH Wireless'  
6 Petition and exhibits attached thereto.

7 **5. Please provide a brief description of DISH Wireless.**

8 DISH Wireless entered the retail wireless business by acquiring the Boost Mobile brand  
9 in 2020 and later acquired the Gen Mobile brand as well as other brands and customer  
10 assets. DISH Wireless' parent company, DISH Network Corporation ("DISH Network"),  
11 is a connectivity company headquartered in Colorado that has served as a disruptive force  
12 in the pay-TV market since 1980. DISH Wireless is using our licensed wireless spectrum  
13 assets to build the nation's first virtualized, cloud-native, Open RAN-based 5G  
14 broadband network. To facilitate the buildout, DISH Wireless has entered into multi-year  
15 agreements with over 30 partners, including Mavenir, Amazon, Dell, CISCO, VM Ware,  
16 IBM, Oracle, Nokia, Fujitsu, MTI, Intel, AltioStar, Samsung, and Qualcomm. Because  
17 DISH Wireless is actively constructing wireless facilities around the country, it is well  
18 positioned to identify opportunities to target buildouts in underserved populations.

19 **6. Does the company have any holding companies, operating companies, or**  
20 **telecommunications affiliates?**

21 DISH Wireless is a wholly owned by DISH Wireless Holding L.L.C., which is ultimately  
22 owned by DISH Network Corporation.

23 **7. Does DISH Wireless currently provide telecommunications service in Utah?**

1 Yes.

2 **8. How are DISH Wireless' service different from other carriers' offerings?**

3 DISH Wireless' services under the Gen Mobile brand is different from other carriers'  
4 offerings because Gen Mobile's Lifeline service plans provide meaningful options for  
5 low-income consumers. Gen Mobile prepaid plans start as low as \$10 per month and can  
6 be refilled at an estimated 10,000 retail locations nationwide. Many of Gen Mobile's  
7 customers are low-income consumers who did not previously have access to high quality  
8 wireless services because of financial constraints or poor credit history. Mobile services  
9 are overwhelmingly preferred by Lifeline-eligible consumers who may be able to afford  
10 only a single connection, may frequently change residences or places of employment, and  
11 may need the ability to communicate with prospective employers. Some of these  
12 individuals may be experiencing homelessness and rely upon Lifeline service as their  
13 single reliable source of connectivity. The Lifeline service plans offer low-cost, reliable  
14 alternatives to traditional rate plans. Among the Gen Mobile Lifeline offerings is a plan  
15 with 1,000 voice minutes, 1,000 texts, and 5 GB of data available to all qualifying low-  
16 income Utah consumers for no cost, and a plan with unlimited voice minutes, unlimited  
17 texts and 16 GB of data available to residents of Tribal lands for no cost. Qualified Utah  
18 consumers will have the choice to apply their Lifeline discount to existing Gen Mobile  
19 plans. In addition, Gen Mobile Lifeline plans alleviate customer concerns regarding  
20 deposits, hidden costs, varying monthly charges, and long-term contract issues. Gen  
21 Mobile prepaid plans allow customers to subscribe to voice, text, and data services  
22 without the hurdle of a credit check or the commitment of a contract. Gen Mobile  
23 Lifeline services also ensure that consumers always have the ability to contact 911

1 emergency services should the need arise. The availability of a no charge Lifeline  
2 service that includes voice minutes, texts, and data is an invaluable resource for  
3 consumers in these circumstances.

4 Also, DISH Wireless is building out an advanced nationwide 5G network of its own and  
5 recently launched 5G broadband service in over 130 cities and currently offers service to  
6 more than 20% of the U.S. population including the State of Utah. Therefore,  
7 designating DISH Wireless as an ETC will improve the Company's ability to apply for  
8 state broadband funding grants, should ETC designation be required, and will increase  
9 service in underserved and unserved areas of Utah.

10 **9. Does DISH Wireless currently contribute to the funding for universal service?**

11 Yes.

12 **10. What is the nature of DISH Wireless' ETC designation request?**

13 DISH Wireless seeks ETC designation for the limited purpose of providing Lifeline  
14 service under the Gen Mobile brand to qualifying Utah consumers, including those  
15 residing on federally recognized Tribal lands. The Company understands that Tribal  
16 lands may require additional approval from each of the Tribes.

17 **11. Does DISH Wireless meet the requirements for obtaining ETC designation?**

18 Yes. DISH Wireless meets all the federal and state statutory requirements for designation  
19 as an ETC in Utah. Section 214(e)(2) of the Act, Section 54.201(d) of the FCC's Rules  
20 provide that the applicant of the ETC designation must be common carrier to provide  
21 services supported by universal service, either using its own facilities or a combination of  
22 its own facilities and resale of another carrier's services. Petitioners must also advertise  
23 the availability of the supported services and the charges using media of general

1 distribution. In addition to these requirements, petitioner must also provide a detailed  
2 description of the geographic service area for which it requests the ETC designation and  
3 certify that the petitioner nor any party to the petition is subject to a denial of federal  
4 benefits pursuant to the Anti-Drug Abuse Act of 1988. DISH Wireless satisfies each of  
5 the listed requirements above.

6 DISH Wireless provides, among other things, commercial mobile radio services  
7 (“CMRS”) and DISH Wireless meets the common carrier requirement for an ETC  
8 designation. DISH Wireless will offer the services supported by the federal Universal  
9 Service Fund (“USF”) such as voice grade access to the public switched network,  
10 minutes of use for local service at no additional charge, access to the emergency services  
11 provided by local government such as 911, and enhance 911 and toll limitation services.  
12 Gen Mobile will advertise the availability of the supported services and charges using  
13 media of general distribution, and provides a detailed description of the geographic  
14 service area for the ETC designation, and certifies that it is not subject to a denial of  
15 federal benefits pursuant to Anti-Drug Abuse Act of 1988.

16 **12. Has DISH Wireless been designated as an ETC in other states or territories?**

17 Yes, DISH Wireless has been designated as an ETC in Colorado, New York, and  
18 Oklahoma and authorized by the California Public Utilities Commission to provide  
19 California LifeLine service.

20 **13. Have the state commissions determined that the public interest would be served by**  
21 **the designation of DISH Wireless as an ETC?**

22 Yes.

1       **14. What functions will DISH Wireless offer to Lifeline subscribers if granted ETC**  
2       **status?**

3       DISH Wireless is able to provide all supported services as required by Section 54.101(a)  
4       of the FCC Rules, which consists of voice telephony service and broadband service.

5       DISH Wireless provides the following: (1) voice grade access to the public switched  
6       network or its functional equivalent; (2) minutes of use for local service at no additional  
7       charge to end users; and (3) access to the emergency services provided by local  
8       government or other public safety organizations, such as 911 and enhanced 911, to the  
9       extent the local government in an eligible carrier's service area has implemented 911 or  
10      enhanced 911 systems. The toll limitation requirement does not apply to DISH Wireless  
11      as the Company provides long distance nationwide coverage at no extra charge to all  
12      qualifying customers.

13      **15. In what service areas is DISH Wireless seeking designation as an ETC?**

14      DISH Wireless under the Gen Mobile brand requests ETC designation that is statewide in  
15      scope to allow the Company to provide Lifeline service wherever its underlying,  
16      facilities-based providers have wireless coverage and the current Utah coverage footprint  
17      or service area by zip code is attached as Exhibit 2 of the Company's verified Petition.

18      **16. Please explain DISH Wireless' service commitment throughout the proposed service**  
19      **area.**

20      DISH Wireless commits to provide service throughout its proposed service area on a  
21      timely basis to all customers making a reasonable request for service where facilities are  
22      available. DISH Wireless also commits to comply with the service requirements  
23      applicable to the low-income support that it receives. The Company commits that its

1 Lifeline supported services will meet or exceed the minimum service standards as set  
2 forth in 47 C.F.R. § 54.408. Since DISH Wireless seeks ETC designation to provide  
3 universal service support for low-income consumers, submission of a five-year plan  
4 under 47 C.F.R. § 54.202(a)(1)(ii) is not required.

5 **17. Will DISH Wireless comply with applicable consumer protection and service quality**  
6 **standards?**

7 Yes, DISH Wireless commits to comply with all applicable consumer protection and  
8 service quality standards for universal service programs. As stated in 47 C.F.R. §  
9 54.202(a)(3), a wireless applicant’s commitment to comply with the Cellular  
10 Telecommunications and Internet Association’s Consumer Code for Wireless Service  
11 (“CTIA Consumer Code”) will satisfy this consumer protection and service quality  
12 requirement. DISH Wireless commits to fully complying with the CTIA Consumer  
13 Code.

14 **18. Is DISH Wireless able to remain functional in emergency situations?**

15 Yes, the Company’s services are able to remain functional in emergency situations as  
16 required by 47 C.F.R. § 54.202(a)(2). DISH Wireless’ greenfield 5G network operates in  
17 a cloud-native environment that is not encumbered by traditional technology and will be  
18 more flexible and resilient in the event of service outages once the construction is  
19 complete. Currently, the Company relies on mobile virtual network operator (MVNO)  
20 partner networks that are designed to remain functional even without external power  
21 sources, are able to re-route traffic around damaged facilities, and can manage traffic  
22 spikes that may occur in emergency situations.



1       **19. Please explain DISH Wireless’ financial and technical capability to provide Lifeline**  
2       **service in Utah.**

3       As part of the *2012 Lifeline Reform Order*, the FCC amended its rules to require a carrier  
4       seeking designation as a Lifeline-only ETC to demonstrate that it is financially and  
5       technically capable of providing the supported Lifeline service in compliance with all of  
6       the low-income program rules. *See Lifeline and Link Up Reform and Modernization,*  
7       *Lifeline and Link Up, Federal-State Joint Board on Universal Service, Advancing*  
8       *Broadband Availability Through Digital Literacy Training*, WC Docket Nos. 11-42 and  
9       03-109, CC Docket No. 96-45, WC Docket No. 12-23, Report and Order and Further  
10      Notice of Proposed Rulemaking, FCC 12-11 (rel. Feb. 6, 2012) (“*2012 Lifeline Reform*  
11      *Order*”). DISH Wireless satisfies these criteria. DISH Wireless is financially stable and  
12      capable of honoring its service obligations to customers, as shown on the updated Form  
13      10-K of DISH Network Corporation (the parent company of DISH Wireless), which can  
14      be found at <https://ir.dish.com/node/34501/html>, as well as meeting its federal and state  
15      regulatory obligations. The Company will not rely exclusively on revenues from the  
16      provision of Lifeline services for its operating revenues. The Company also has access to  
17      additional capital resources from its parent and affiliate companies. The Company’s  
18      financial resources position the Company to expand its operations to serve currently  
19      unserved/underserved eligible low-income Utah consumers and increase competition. In  
20      addition, the proposed Lifeline offerings will be overseen by a team of personnel with  
21      substantial industry experience with the requirements of the federal Lifeline program and  
22      marketing to the low-income consumer sector. Attached as Exhibit 6 in the Company’s  
23      verified Petition, is a current list of the Company’s key personnel responsible for Gen

1 Mobile-branded Lifeline offerings, with biographical information for each, showing that  
2 the Company has the expertise necessary to provide the services detailed herein.

3 **20. What are the rates and terms of DISH Wireless' Lifeline offering?**

4 The Company has the ability to provide all services supported by the universal service  
5 program, as detailed in 47 C.F.R. § 54.101(a), throughout Utah. The Company further  
6 affirms that its Lifeline-supported voice services will meet or exceed the minimum  
7 service standards set forth in 47 C.F.R. § 54.408, including as such standards are updated  
8 going forward. Gen Mobile-branded Lifeline-supported broadband services will also  
9 meet the minimum service standards set forth in 47 C.F.R. § 54.408 for mobile  
10 broadband internet access services, including for service speed and data usage allowance,  
11 as such standards are updated going forward. To the extent DISH Wireless provides  
12 devices for use with Lifeline-supported broadband service, such devices will meet the  
13 equipment requirements set forth in 47 C.F.R. § 54.408(f), and DISH Wireless will not  
14 impose an additional or separate tethering charge for mobile data usage below the  
15 minimum standard. Attached thereto as Exhibit 1 in the Petition is a summary table of  
16 the proposed Lifeline service offerings, showing that Lifeline customers can receive  
17 1,000 voice minutes, 1,000 text messages, and 5 gigabytes (GB) of data per month at a  
18 net cost of \$0.00 after application of Lifeline support and Utah Universal Public  
19 Telecommunications Service Support Fund ("UUSF"). The customers residing on Tribal  
20 lands can receive unlimited voice minutes and text messages and 16 GB of data per  
21 month at a net cost of \$0.00 after application of Lifeline Tribal support and UUSF.  
22 Customers will also be able to purchase additional minutes or data as needed.

23 **21. Does DISH Wireless meet the state requirements for receiving Lifeline support from**  
24 **the UUSF?**

1 Yes. Utah Administrative Rule 746-8-403 provides that state Lifeline support  
2 “may not exceed \$3.50 per Lifeline subscriber per month of subscription to a  
3 service that: ...(A) meets the FCC broadband Lifeline requirements as set for in  
4 47 C.F.R. 54.408; and (B) for wireless Lifeline, allows, at no charge beyond the  
5 basic monthly fee, unlimited texting and at least 750 voice minutes per month.”  
6 DISH Wireless under the Gen Mobile brand will provide Lifeline offering that  
7 will meet or exceed the requirements in Utah Administrative Rule 746-8-403 to  
8 be eligible for UUSF Lifeline support. See a summary table of the proposed  
9 Lifeline service offerings attached as Exhibit 1 to the Company’s Petition.

10 **22. Will DISH Wireless charge installation, activation, or termination fees?**

11 Service connection charges do not apply to change existing service to or from Lifeline  
12 service. For new service, Gen Mobile may charge an activation fee. DISH Wireless will  
13 not charge installation or termination fees.

14 **23. What other features are included in DISH Wireless’ Lifeline plans?**

15 In addition to wholly-supported or discounted wireless services, prepaid Lifeline  
16 customers will be able to receive an upgraded handset at an additional charge or SIM  
17 card offer, as well as access to voice mail, caller I.D., call forwarding, 3-way calling, and  
18 call waiting features at no additional charge. Customers may use their minutes to place  
19 domestic long-distance calls at no additional charge, and calls to the Company’s  
20 customer service are free with no deduction of available minutes. Calls to 911  
21 emergency services are always free, regardless of service activation or availability of  
22 minutes.

1       **24. Will DISH Wireless advertise the availability of its universal service offerings using**  
2       **media of general distribution?**

3       Yes. See samples of the Company’s Lifeline advertising are attached thereto on the  
4       Company’s Petition as Exhibit 4.

5       **25. Will DISH Wireless comply with the Lifeline certification and verification**  
6       **requirements?**

7       Yes.

8       **26. Please explain how DISH Wireless will comply with Lifeline Certification and**  
9       **Annual Re-certification requirements and prevent of waste, fraud and abuse.**

10      Customers interested in obtaining information on the Lifeline program will be directed to  
11      the Company’s website or will be assisted by representative, who is registered on the  
12      Representative Accountability Database, in person, that will have information regarding  
13      the Company’s Lifeline service plans, including a description of the Lifeline program and  
14      eligibility criteria. DISH Wireless will rely on the National Verifier and the National  
15      Lifeline Accountability Database (“NLAD”), both administered by the Universal Service  
16      Administrative Company (“USAC”), to determine an applicant’s eligibility for Lifeline  
17      service. DISH Wireless will require all Gen Mobile Lifeline applicants to complete the  
18      standard Lifeline application forms in the National Verifier environment. The standard  
19      Lifeline application complies with the disclosure, certification, and information collection  
20      requirements in 47 C.F.R. § 54.410(d).

21      For applicants verified as being eligible by USAC’s National Verifier and NLAD, DISH  
22      Wireless will complete enrollment by transmitting the required information into NLAD  
23      as required by Section 54.404(b)(6) of the FCC’s rules. In addition, at the time of

1 enrollment, the Company will notify the applicant that the prepaid service must be  
2 activated by the subscriber and the subscriber must use their service every thirty (30)  
3 days in order to maintain their Lifeline benefit.

4 DISH Wireless has various methods of preventing duplicate enrollments and subsidies at  
5 different stages. The first method occurs during the initial enrollment process and DISH  
6 Wireless will utilize Emerios Enterprise Services Inc. (“Emerios”) software to process  
7 these applications. When applicants enroll on Emerios’ software, it will run a search  
8 using third-party verification sources (including the Lexis Nexis LEXID service) to  
9 validate a prospective applicant's identity while also checking current subscribers to  
10 prevent duplicate subsidies. If the applicant's data matches another current customer’s  
11 data, the software will automatically reject the enrollment. After this validation, Emerios  
12 queries the National Verifier and the NLAD for every enrollment to determine whether a  
13 prospective subscriber is eligible and is currently receiving a Lifeline service from DISH  
14 Wireless or any other ETCs. If the enrollment exists in the National Verifier and NLAD,  
15 then there will be a transfer of the subscriber to the Company’s NLAD account subject to  
16 any transfer limits.

17 In addition, the Company has established a back-office real time review (“RTR”) process  
18 to be completed before a Lifeline application is passed to the National Verifier to qualify  
19 a customer. This process involves specially trained operations analysts (who have no  
20 financial stake in whether an application is successful) individually confirming the  
21 information entered into the application and supporting documentation to, among other  
22 things, confirm the identities of the sales agent and the customer by reviewing pictures of  
23 them in real time during the application process and review the customer’s identification

1 and address for anomalies. DISH Wireless has hired experienced staff and a third party  
2 company to provide RTR for the Company's Lifeline enrollments. This third party  
3 company has substantial experience running RTR for other Lifeline providers.

4 **27. Please explain the company's customer verification (continued eligibility) process.**

5 DISH Wireless will comply with Sections 54.410(f) of the FCC's rules governing annual  
6 subscriber re-certification of eligibility and will coordinate with USAC's National  
7 Verifier and NLAD systems to manage additional de-enrollments related to USAC-  
8 administered benefit transfers and failure to re-certify.

9 **28. How will customers communicate with DISH Wireless regarding questions,**  
10 **concerns, or complaints?**

11 Gen Mobile commits to provide excellent customer service. Customers are able to  
12 contact Gen Mobile via a toll-free number by dialing (833) 528-1380 or by dialing 611  
13 from their Gen Mobile network phone. The customers will be able to contact customer  
14 care by the Company's website via chat or email. Gen Mobile is committed to resolving  
15 all customer questions, concerns and complaints in a timely and satisfactory manner.

16 **29. What steps will DISH Wireless take to prevent waste, fraud, and abuse of the**  
17 **Lifeline program?**

18 The Company recognizes the importance of safeguarding the USF, and has implemented  
19 measures and procedures to prevent duplicate Lifeline benefits being awarded to the same  
20 household. Gen Mobile Lifeline offerings will comply with the requirements of the  
21 NLAD and section 54.404 of the FCC's rules. As part of the application process, the  
22 National Verifier queries the NLAD for every enrollment to determine whether a  
23 prospective subscriber is currently receiving a Lifeline service from DISH Wireless or

1 any other ETC, and whether anyone else living at the prospective subscriber's residential  
2 address is currently receiving Lifeline service.

3 Consistent with federal regulations, the Company will not seek USF reimbursement for  
4 new subscribers until they have activated the service, either by initiation and/or actual use  
5 of the service, and will de-enroll any subscriber that has not used the Company's Lifeline  
6 service as set forth in 47 C.F.R. § 54.407(c)(2). An account will be considered active if  
7 the authorized subscriber establishes usage, as "usage" is defined by 47 C.F.R. §  
8 54.407(c)(2), during the specified timeframe, currently a period of thirty (30) days, or  
9 during the notice period set forth in 47 C.F.R. § 54.405(e)(3), currently a period of fifteen  
10 (15) days. In accordance with 47 C.F.R. § 54.405(e)(3), DISH Wireless will provide the  
11 subscriber advance notice when a subscriber's failure to use the Lifeline service within  
12 the notice period will result in service termination for non-usage. Customers that have  
13 been deactivated may participate in the Company's Lifeline service in the future by  
14 reapplying and re-establishing eligibility.

15 To further protect the integrity of the USF, as stated above in Question 26, DISH  
16 Wireless contracts with third party vendors to supplement USAC's own processes and  
17 procedures.

18 **30. How will DISH Wireless' presence as an ETC in Utah serve the public interest?**

19 The Commission will advance the public interest by designating the Company as an ETC  
20 so that it can offer the Gen Mobile-branded Lifeline services. Americans increasingly  
21 need greater access to voice and broadband services, and low-income Utah consumers in  
22 particular are suffering from the lack of affordable and available access. The Company is  
23 currently helping to close the gap by providing service under the ACP and stands ready to

1 expand consumer choice and continue offering discounted services as a Lifeline ETC to  
2 customers who have come to rely on these benefits. In addition, because DISH Wireless  
3 is deploying a new facilities-based wireless 5G network throughout the country over the  
4 next several years, designating DISH Wireless as an ETC will improve its ability to apply  
5 for state broadband funding grants, should ETC designation be required, to increase  
6 service in underserved and unserved areas.

7 **31. What are some of the benefits of increased competitive choice?**

8 Authorizing the Company as a Lifeline ETC in the State of Utah will enable the  
9 Company to provide eligible low-income consumers, with access to high quality mobile  
10 voice, text, and data services. As stated above in Question 8, this will increase those  
11 consumers' choices in service providers and service options and make essential  
12 communications services more affordable and accessible to these consumers.

13 In addition, Gen Mobile Lifeline plans alleviate customer concerns regarding deposits,  
14 hidden costs, varying monthly charges, and long-term contract issues. Gen Mobile  
15 prepaid plans allow customers to subscribe to voice, text, and data services without the  
16 hurdle of a credit check or the commitment of a contract.

17 Designating the Company as an ETC also meets the FCC's stated goals for promoting  
18 competition and increasing customer choice. The FCC has recognized that in non-rural  
19 areas, designation of multiple ETCs is "consistent per se with the public interest." In  
20 rural and high-cost areas, the FCC determined that "designation of competitive ETCs  
21 promotes competition and benefits consumers . . . by increasing customer choice,  
22 innovative services, and new technologies." In the Lifeline context, the entry of  
23 additional providers increases competitive choice for lower-income customers who may



1 not be the focus of wireless carriers' marketing efforts. Launching Gen Mobile Lifeline  
2 options in Utah will add affordable, innovative mobile wireless choices to the  
3 marketplace, and could spur other ETCs to expand and improve their own Lifeline  
4 service offerings. Granting ETC designation to DISH Wireless will promote competition  
5 for the benefit of consumers and will have desirable effects upon the Utah market for  
6 Lifeline services by making these services more available and accessible, thereby  
7 supporting the goals of universal service.

8 **32. If DISH Wireless' application is granted, will there be any financial impact on the**  
9 **Universal Service Fund?**

10 For Lifeline, ETCs receive support for customers that they obtain. The amount of  
11 support available to an eligible subscriber is exactly the same whether the support is  
12 given through a company such as DISH Wireless or an incumbent local exchange carrier  
13 operating in the same service area. The number of eligible individuals for Lifeline is the  
14 same regardless of the Company's designation as an ETC. DISH Wireless will increase  
15 the amount of USF for Lifeline in situations where it obtains Lifeline customers who  
16 have not already enrolled in the Lifeline program through a different ETC. As stated  
17 previously, the implementation of safeguards in the *2012 Lifeline Reform Order* and  
18 utilizing NLAD and the National Verifier, DISH Wireless' customers will not be eligible  
19 to receive duplicate support. DISH Wireless' ability to increase the Lifeline participation  
20 rate of qualified low-income individuals will further the goal of Congress to provide all  
21 individuals with affordable access to telecommunications service, and thus, any  
22 incremental increases in Lifeline expenditures are far outweighed by the significant

1 public interest benefits of expanding the availability of affordable wireless services to  
2 low-income consumers.

3 **33. Does DISH Wireless commit to comply with regulations imposed by the**  
4 **Commission?**

5 Yes.

6 **34. Is there anything else you would like to add to your testimony?**

7 Yes, I would like to reiterate that DISH Wireless meets the requirements for designation  
8 as an ETC in the State of Utah. Accordingly, DISH Wireless respectfully requests that  
9 the Commission designate DISH Wireless as an ETC in the State of Utah for the purpose  
10 of participating in the Lifeline program at the earliest possible time.

11 **35. Does this conclude your testimony?**

12 Yes.