



COMMUNICATIONS COOPERATIVE

200 EAST BROADWAY  
P.O. BOX 230 \* STEELE, ND 58482-0230  
701-475-2361 \* FAX: 701-475-2100

RECEIVED

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PUBLIC SERVICE COMMISSION

August 10, 2009

North Dakota Public Service Commission  
Secretary to the Commission  
State Capitol, 12<sup>th</sup> Floor  
Bismarck ND 58505-0480

RE: USF Certification – Case Nos. PU-439-01-460 & PU-439-02-441

Enclosed for filing in accordance with the Commission's Order of August 28, 2002, in the above-referenced proceeding, is an Affidavit certifying that all universal service support will only be used for the provision, maintenance, and upgrading of facilities and services for which the support is intended. In making this filing, the undersigned company is at this time neither contesting nor conceding the jurisdiction of the North Dakota Public Service Commission to act in this proceeding.

Sincerely,

A handwritten signature in black ink, appearing to read "Derrick F. Bulawa". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Derrick F. Bulawa  
CEO / General Manager  
BEK Communications Cooperative

DFB:led  
Encl.

**BEFORE THE NORTH DAKOTA PUBLIC SERVICE COMMISSION IN CASE NO. PU-439-02-441  
AND BEFORE THE FEDERAL COMMUNICATIONS COMMISSION IN DOCKET NO. 96-45**

**AFFIDAVIT OF BEK COMMUNICATIONS COOPERATIVE REGARDING  
CERTIFICATION OF USE OF FEDERAL UNIVERSAL SERVICE SUPPORT**

State of North Dakota        )  
  ) ss.  
County of Kidder            )

Derrick Bulawa, being first duly sworn on oath, does hereby declare and state upon affiant's own personal knowledge as follows:

1. Affiant is employed by BEK Communications Cooperative (hereinafter, the "Company"), in the position of Manager.

2. The Company is an eligible telecommunications carrier within the meaning of Section 214(e) of the Federal Telecommunications Act of 1996 (hereinafter, the "Act"), and the Company is eligible to receive federal high-cost universal service support (hereinafter, the "Support") pursuant to Section 254(e) of the Act. The North Dakota Public Service Commission (hereinafter, the "NDPSC") has designated the Company as an eligible telecommunications carrier.

3. Affiant is personally familiar with all of the Support received by the Company, and with how the Company uses all of Support that it receives.

4. The Company is filing this affidavit in compliance with the order of the Federal Communication Commission (hereinafter, "FCC") dated May 23, 2001, in Docket Number 96-45 (FCC 01-157) (hereinafter, the "Order"), as codified in 47 C.F.R. § 54.314, which requires certification to the FCC that all federal Support will be used by carriers within each state only for the provision, maintenance, and upgrading of facilities and services for which the support is intended, as required by Section 254(e) of the Act and 47 C.F.R. § 54.7. The Company is also filing this affidavit in compliance with the Orders of the NDPSC dated August 28, 2001, in Case No. PU-439-01-460 and dated August 28, 2002, in Case No. PU-439-02-441. This affidavit is filed to facilitate the Company's receipt of federal Support for all four quarters of 2010 and for all quarters thereafter.

5. The Company hereby certifies that it will only use the Support that the Company receives during the four quarters of 2010 (and all quarters thereafter) for the provision, maintenance, and upgrading of facilities and services for which the Support is intended pursuant to and consistent with Section 254(e) of the Act and 47 C.F.R. § 54.7. The Company will use the Support to support the following services, as designated in 47 C.F.R. § 54.101, throughout the Company's study area: (a) voice grade access to the public switched network; (b) local usage; (c) dual-tone multi-frequency signaling or its functional equivalent; (d) single-party service or its functional equivalent; (e) access to

emergency services; (f) access to operator services; (g) access to interexchange service; (h) access to directory assistance; and (i) toll limitation for qualifying low-income consumers.

Dated this 10 day of August, 2009.

BEK COMMUNICATIONS COOPERATIVE

By *[Signature]*  
Derrick Bulawa  
Its: Manager

State of North Dakota     )  
  ) ss.  
County of Kidder         )

On this 10 day of August, 2009, before me, a Notary Public in and for said County and State, personally appeared DERRICK BULAWA, known to me to be the Manager of BEK COMMUNICATIONS COOPERATIVE, the corporation that is described in and that executed the within instrument, and acknowledged to me that such corporation executed the same.

DEAN PRIEBE  
Notary Public  
State of North Dakota  
My Commission Expires Sept. 5, 2012

*[Signature]*  
\_\_\_\_\_, Notary Public  
For the State of North Dakota  
My commission expires: 9-5-12