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August 1, 2011



DARRELL NITSCHKE
EXECUTIVE SECRETARY & DIRECTOR
PUBLIC SERVICE COMMISSION
600 EAST BOULEVARD, DEPT 408
BISMARCK ND 58505-0480

RE: In the Matter of the Application for NEW CINGULAR WIRELESS PCS, LLC for Designation
as an Eligible Telecommunications Carrier
Docket No. PU-11-086
Our File No. 14048

Dear Mr. Nitschke:

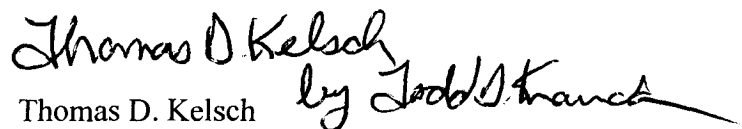
Enclosed for filing is an original and seven copies of the following:

1. Annual Report Letter;
2. Application for Trade Secret Protection by New Cingular Wireless PCS, LLC;
3. Certification; and
4. Confidential Trade Secret Exhibit A (Sealed Envelope).

For your convenience, an electronic copy of this material has also been sent to dnitschk@nd.gov.

If you have any questions, please feel free to contact me.

Sincerely,


Thomas D. Kelsch

TDK:ls
Encs

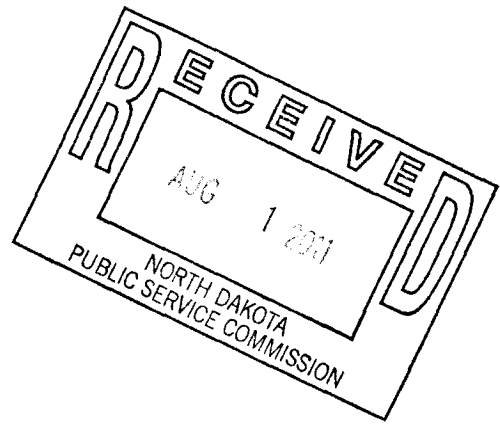
c: Betsy S. Granger



1 PU-11-533 Filed: 8/1/2011 Pages: 6
Annual Report

New Cingular Wireless PCS, LLC
Thomas Kelsch, KelschKelschRuff&Kranda

Darrell Nitschke
Executive Secretary
North Dakota Public Service Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480



Re: Annual Report of New Cingular Wireless PCS, LLC
Designated Eligible Carrier
Case No. PU-11-86

Dear Mr. Nitschke

Pursuant to NDAC Rule §69-09-05-12.1 New Cingular Wireless PCS, LLC (“New Cingular”) hereby submits its first annual report as an Eligible Telecommunications Carrier (“ETC”). New Cingular was designated by the North Dakota Public Service Commission (“Commission”) as an ETC for the purpose of receiving federal universal service support on July 13, 2011 in Case No. PU-11-86.

NDAC §69-09-05-12.1 requires that the ETC annual report contains the following information related to the prior calendar year, 2010:¹

1. A description of the amount of high-cost universal service support the eligible telecommunications carrier received and how that support was used for the provision, maintenance or upgrading of the carrier’s facilities and services. Detailed information on any outage, as the term is defined in 47 C.F.R. section 4.5, of at least thirty minutes in duration for each designated service area for any facilities it owns, operates, leases, or otherwise utilizes that potentially affect at least ten percent of end users served in a designated service area or a 911 special facility, as defined in 47 C.F. R. section 4.5(e).
2. The number of requests for service from potential customers within the designated service area that were unfulfilled during the past year and how the carrier attempted to provide service to those potential customers.
3. The number of complaints per one thousand handsets or lines.

New Cingular was newly designed as an ETC on July 13, 2011. As it was not an ETC in the prior calendar year, 2010, the requirements noted above are inapplicable for New Cingular for this annual report. Next year, New Cingular will provide the information listed above for, at least, the portion of 2011 that it was designated as an ETC.

¹ Although a specific calendar year is not specified for NDAC §69-09-05-12.1-2 and 3, there are references to “past year” and as such New Cingular has interpreted this as being the prior calendar year consistent with NDAC §69-09-05-12.1-1.

NDAC §69-09-05-12.1 also requires the information outlined below for the following calendar year, 2012:

An estimate of the amount of federal high-cost universal service support the carrier anticipates receiving. A description of how that support is projected to be used for the provision, maintenance, or upgrading of the carrier's facilities and services pursuant to section 254 of the Telecommunications Act of 1996. The report must identify specific construction or upgrade projects and provide the start date and completion date for each improvement, the amount of investment for each improvement, the specific geographic area where each improvement will be made and the estimated population that will be served by each improvement. This information must be submitted at the incumbent local exchange carrier study area.

New Cingular submits the required information in **Confidential Exhibit A**. In its Application filed on March 23, 2011 New Cingular submitted this data for the time period of third quarter 2011 through the second quarter 2012. To give a complete picture without any gaps, rather than just including data for 2012, **Confidential Exhibit A** includes data for the third quarter 2011 through the fourth quarter 2012.

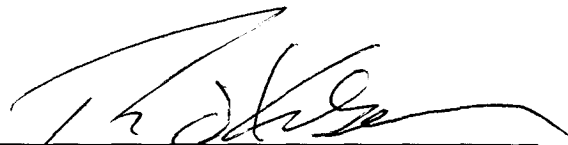
As was noted in its Application, this type of forward looking report is subject to a number of variables that are beyond New Cingular's control. Such variables include the line support amount of the underlying Incumbent Local Exchange Carrier ("ILEC"), the amount of funding that is being receiving by other competitive ETCs, and the number of AT&T subscribers in a particular wire center. In addition, there are a number of matters currently pending at the Federal Communications Commission ("FCC") that, if adopted, could greatly impact the amount of funding available to New Cingular. In addition to the variables that can impact the amount of support that New Cingular receives, there may also be changes to the network improvements described in the report due to items beyond New Cingular's control such as land use approval and weather.

Confidential Exhibit A is being filed separately with a request for confidential treatment pursuant to North Dakota Century Code Sections 44-04-18.4, 47-25.1 and NDAC Section 69-02-09-01.

NDAC §69-09-05-12.1 also requires a certification for the following:

1. Compliance with applicable service quality standards and consumer protection rules;
2. Ability to function in emergency situation;
3. Offering of a local usage plan that is comparable to that offered by the incumbent local exchange carrier in the relevant designated service area; and,
4. Acknowledgement that the FCC may require it to provide equal access to long distance carriers in the event that no other eligible telecommunications carriers is providing equal access within the designed service area.

In compliance with the rule, , attached as Exhibit B is the certification of Hardmon Williams, III, Vice President /General Manager for AT&T Mobility LLC and its subsidiary New Cingular Wireless PCS, LLC.

A handwritten signature in black ink, appearing to read 'T. D. Kelsch', written over a horizontal line.

THOMAS D. KELSCH
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BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATION OF NORTH DAKOTA

Annual Certification of NEW)
CINGULAR WIRELESS PCS, LLC)
Eligible Telecommunications Carrier)

DOCKET NO. PU-11-086

CERTIFICATION

I, Hardmon Williams III, do hereby certify as follows:

1. I serve as Vice President/General Manager for AT&T Mobility LLC, and its subsidiary New Cingular Wireless PCS, LLC (“New Cingular”). My business address is 4300 Market Pointe Drive, Suite 350, Bloomington, Minnesota 55435.
2. In my capacity as Vice President/General Manager, I am an authorized representative of the Company and its subsidiary licensees and am authorized to execute this certification on behalf of New Cingular.
3. New Cingular has been designated as an Eligible Telecommunications Carrier (“ETC”) for the purpose of qualifying to obtain all available federal universal service support including, but not limited to, support for rural, insular and high costs areas, and for low-income customers, In the Matter of the Application of New Cingular Wireless PCS, LLC for Designation as an Eligible Telecommunications Carrier, order, ND. PUC Case No. PU-11-86 (July 13, 2011).
4. New Cingular meets the following requirements pursuant to NDAC Section 69-09-05-12.1:
 - a) New Cingular is committed to remaining functional in emergency situations. As described in the Application for Designation as an Eligible Telecommunications Carrier, provisions for emergency situations include back-up batteries and generators at switches and at a majority of its cell sites, use of mobile cell sites, and ability to re-route traffic around damaged network facilities.
 - b) New Cingular complies with the Cellular Telecommunications and Internet Association’s (CTIA) Consumer Code for Wireless Service (“Code”) as required by NDAC §69-09-05-12(3)(d).
 - c) While the inherent differences between mobile phone service and landline service make an exact comparison unfeasible, New Cingular offers calling plans that provide customers local usage that is comparable to the incumbent local exchange company (“ILEC”) when all of the additional features and functionalities and the advantage of

the mobile nature of wireless service are taken into account. For example, customers that choose the AT&T Nation[®] or the AT&T FamilyTalk[®] calling plans do not pay additional long distance charges for calls made within the United States. The AT&T Nation[®] and AT&T FamilyTalk[®] calling plans also include numerous features at no additional charge, such as: Voicemail, Caller ID, Call Forwarding, Call Waiting, and Three-Way Calling. These calling plans include either unlimited nights and weekend minutes or generous night and weekend minute packages, and allow customers to Rollover[®] unused minutes for use in subsequent months. As such these calling plans provide customers with local usage that, when taking into account all of the additional benefits of New Cingular's service offerings, are comparable to the ILEC's calling plans.

- d) New Cingular acknowledges that pursuant to NDAC §69-09-05-12(3)(f), the Federal Communications Commission ("FCC") may require it to provide customers equal access to long distance service in the event that no other ETC is providing equal access within New Cingular's ETC Designated Area.

I hereby certify under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.


Executed on August 1, 2011.



Hardmon Williams III
Vice President/General Manager
Minnesota/Northern Plains Market

Signed at Bloomington, Minnesota

Subscribed and sworn to before me
This 1st day of August, 2011.



Karen Jean Frederickson
Notary Public

