



ANNIVERSARY

7852 Walker Drive, Suite 200  
Greenbelt, Maryland 20770  
phone: 301-459-7590, fax: 301-577-5575  
internet: www.jsitel.com, e-mail: jsi@jsitel.com

July 2, 2012

RECEIVED

JUL 02 2012

PUBLIC SERVICE COMMISSION

Mr. Darrell Nitschke  
Executive Secretary  
North Dakota Public Service Commission  
State Capitol  
600 East Boulevard Avenue, Twelfth Floor  
Bismarck, ND 58505-0480

**RE: Federal Communications Section 54.313 ETC Annual Reports**

Pursuant to Section 54.313 of the Federal Communications Commission's Rules (47 C.F.R. § 54.313), attached please find an original and one (1) copy of the ETC Annual Reports/Certifications that were filed with the FCC with copies to USAC. The attached are submitted on behalf of United Telephone Mutual Aid Corporation and Turtle Mountain Communications, Inc.

These companies are filing a redacted version of this information with the Commission today, in light of the fact that the company has requested confidential treatment of this information. The confidential information in question will be filed with this Commission in conjunction with the North Dakota ETC Reporting Requirement that is due on August 1, 2012.

This ETC Annual Report filing is being filed electronically, and it consists of two (2) electronic files. The first file contains this transmittal letter and the second file contains the ETC Annual Reports/Certification as described above. Please respond via email with a notification indicating that this filing was received by the North Dakota Public Service Commission.

JSI will also be mailing hard copies of this filing as noted above, to the Commission today, via overnight mail, for delivery to the Commission tomorrow, July 3, 2012. With that mailing, you will find enclosed a copy of this transmittal letter marked "File Stamp Copy" to be stamped and returned to JSI as confirmation that the hard copies of this filing have been received by the Commission as well. Please return the stamped copy of this transmittal letter in the envelope provided for this purpose.

Echelon Building II, Suite 200  
9430 Research Blvd., Austin, TX 78759  
phone: 512-338-0473, fax: 512-346-0822


Eagandale Corporate Center, Suite 310  
1380 Corporate Center Curve, Eagan, MN 55121  
phone: 651-452-2660, fax: 651-452-1909

2 PU-12-488 Filed 07/02/2012 Pages: 9  
Copy of FCC 47CFR Section 54.313 Annual Report  
Turtle Mountain Communications, Inc.

July 2, 2012

Please contact the undersigned if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "John Kuykendall".

John Kuykendall, Vice President

Authorized Representative for  
United Telephone Mutual Aid Corporation  
and Turtle Mountain Communications, Inc.

KTC/tms  
Enclosures

Perry Oster, United Telephone Mutual Aid Corporation and Turtle Mountain  
Communications, Inc. (w/o Enclosures)



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June 29, 2012

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

**RE: WC Docket No. 10-90  
2012 Annual Eligible Telecommunications Carrier Report  
United Telephone Mutual Aid Corporation and Turtle Mountain  
Communications, Inc.**

Dear Ms. Dortch:

John Staurulakis, Inc. respectfully files the enclosed 2012 annual eligible telecommunications carrier report on behalf of United Telephone Mutual Aid Corporation and Turtle Mountain Communications, Inc. pursuant to Section 54.313(a)(2) through (a)(6) of the Federal Communications Commission's rules (47 C.F.R. § 54.313) and as specified in the Public Notice released on May 8, 2012 (DA 12-729). Copies will also be provided to USAC and the relevant state commission.

Also attached is a letter requesting confidential treatment of the Company's ETC Annual Report under Section 0.459 of the Commission's rules, 47 C.F.R. § 0.459. Additionally, the document contains appropriate indications respecting confidentiality.

Please contact the undersigned if you have any questions.

Sincerely,

John Kuykendall, Vice President  
Authorized Representative for  
United Telephone Mutual Aid Corporation  
and Turtle Mountain Communications, Inc.

Enclosure

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Bldg. B-3, Suite 200, Atlanta, GA 30328  
phone: 770-569-2105, fax: 770-410-1608

547 South Oakview Lane  
Bountiful, UT 84010  
phone: 801-294-4576, fax: 801-294-512



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June 29, 2012

**By Hand Delivery**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

**RE: WC Docket No. 10-90  
2012 Annual Eligible Telecommunications Carrier Report  
Pursuant to Section 54.313(a)(2) through (a)(6)  
United Telephone Mutual Aid Corporation and Turtle Mountain Communications,  
Inc. Request for Confidentiality**

Dear Ms. Dortch:

John Staurulakis, Inc. ("JSI"), on behalf of its client, United Telephone Mutual Aid Corporation and Turtle Mountain Communications, Inc. (the "Company"), hereby requests, pursuant to Section 0.459 of the Commission's rules,<sup>1</sup> withholding from public inspection the attached document which is an attachment to the report submitted in fulfillment of the above-referenced reporting requirement. The Company provides the following in support of its request, numbered consistent with the subparagraphs of Section 0.459(b).<sup>2</sup>

1. The information for which the Company is seeking confidential treatment is an attachment to the Company's annual reporting information of United Telephone Mutual Aid Corporation and Turtle Mountain Communications, Inc. pursuant to Section 54.313(a)(2) through (a)(6) ("Report").
2. Eligible Telecommunications Carriers ("ETCs") must file with the Commission the reporting information which is contained in the attachment to the Report pursuant to Section 54.313(a)(2) through (a)(6) of the Commission's rules and as specified in the May 8, 2012 Public Notice.<sup>3</sup>

<sup>1</sup> 47 C.F.R. § 0.459.

<sup>2</sup> 47 C.F.R. § 0.459(b)(1) through (9).

<sup>3</sup> 47 C.F.R. § 54.313. See *Wireline Competition Bureau Announces Filing Deadline of July 2, 2012, for Eligible Telecommunications Carriers to File Reports Pursuant to Section 54.313(a)(2) through (a)(6) and (h) of the Commission's Rules*, DA 12-729 (rel. May 8, 2012) ("May 8, 2012 Public Notice").

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phone: 801-294-4576, fax: 801-294-512

Marlene H. Dortch, Secretary  
June 29, 2012

3. The information contained in the attachment to the Report for which the Company seeks the withholding from public inspection is data pertaining to the Company's outage. Information of this nature is confidential commercial information routinely withheld from public inspection.
4. With respect to identifying the degree to which the attachment concerns a service that is subject to competition, the information pertains to the network and operations of a telecommunications company that has competitors that could benefit if they were able to have access to this information.
5. With respect to identifying possible exposure to competitive harm, the information contained in the attachment is information that is not customarily released to the public. Because the telecommunications market is highly competitive, release of this information could substantially harm the Company's telecommunications business.
6. With respect to steps the Company has taken to ensure against unauthorized disclosure of the information contained in the attachment, the Company is filing the attachment under seal. The attachment has also been filed with the North Dakota Public Service Commission under seal.
7. Any previous versions of this information are not publicly available.
8. Because the information is not routinely available, a need exists for maintaining the confidentiality of this information permanently.
9. The Commission has previously concluded that there is a presumptive likelihood of substantial competitive harm from disclosure of outage information.<sup>4</sup> The Commission also determined the disclosure of outage reporting information to the public could present an unacceptable risk of more effective terrorist activity and could therefore result in potential harm to the public and the national defense.

Based on the preceding, JSI respectfully requests on behalf of the Company that the Commission grant confidential treatment under Section 0.459 to the attachment which is marked "Confidential-Not for Public Inspection. Please contact the undersigned with any questions regarding this request.

Sincerely,



John Kuykendall  
JSI Vice President  
301-459-7590  
[jkuykendall@jsitel.com](mailto:jkuykendall@jsitel.com)

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<sup>4</sup> See *In the Matter of New Part 4 of the Commission's Rules Concerning Disruptions to Communications*, ET Docket No. 04-35, *Report and Order and Further Notice of Proposed Rulemaking*, FCC 04-188, rel. Aug. 19, 2004, para. 45.

**Annual Reporting Requirements pursuant to § 54.313(a)(2)-(6)**

**WC Docket No. 10-90**

**§ 54.313(a)(2) – Outage reporting**

My company was not required to collect this information in 2011.

My company collected this information pursuant to state utility commission requirement.  
A copy of the report is attached.

**§ 54.313(a)(3) – Unfulfilled service requests**

My company was not required to collect this information in 2011.

My company collected this information pursuant to state utility commission requirement.  
A copy of the report is attached.

**§ 54.313(a)(4) – Customer complaints per 1000 connections**

My company was not required to collect this information in 2011.

My company collected this information pursuant to state utility commission requirement.  
A copy of the report is attached.

**§ 54.313(a)(5) – Service quality standards and consumer protection rules**

I certify that the reporting carrier is in compliance with applicable service quality standards and consumer protection rules.

**§ 54.313(a)(6) – Ability to function in emergency situations**

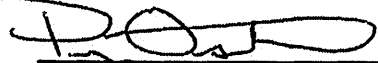
I certify that the reporting carrier can function in emergency situations as set forth in 47 CFR §54.202(a)(2). Specifically, the reporting carrier has a reasonable amount of back-up power to ensure functionality without an external power source, is able to reroute traffic around damaged facilities, and is capable of managing traffic spikes resulting from emergency situations.

I am authorized to make this certification on behalf of the company named above and, to the best of my knowledge the information reported on this form is accurate. This certification is for the study area(s) listed below. **(Please enter your Company Name, State and Study Area Code)**

<b>Company Name</b>	<b>State</b>	<b>Study Area Code</b>
United Telephone Mutual Aid Corporation	ND	381636
Turtle Mountain Communications, Inc.	ND	381636

(If necessary, attach a separate list of additional study areas and check this box.)

Signed,



[Signature of Corporate Officer]

**Perry Oster**

[Printed Name of Corporate Officer]

**Secretary/Treasurer**

[Title of Corporate Officer]

Date: 6/30/2012

Carrier's Name United Telephone Mutual Aid Corporation/Turtle Mountain Communications, Inc.

Carrier's Address PO Box 729

Carrier's Telephone Number (701) 256-5156



