



VIA EMAIL: [ndpsc@nd.gov](mailto:ndpsc@nd.gov)

October 10, 2013

North Dakota State Public Service Commission  
600 E. Boulevard, Dept. 408  
Bismarck, ND 58505-0408

**RE: USF Certification B 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 federal high-cost support provided to Midstate Communications was used in the preceding calendar year and will be used in the coming calendar year only for the provision, maintenance, and upgrade of facilities and services for which the support is intended. In making this filing, the undersigned company is at his time neither contesting nor conceding the jurisdictions of the North Dakota Public Service Commission to act in this proceeding.

VIA EMAIL: [ryanw@midstate.net](mailto:ryanw@midstate.net)

A handwritten signature in cursive script, appearing to read "Ryan Wilhelmi".

Manager: Ryan Wilhelmi  
Midstate Communications. Inc.  
P.O. Box 400  
Stanley, ND 58784

**33** **PU-13-333** Filed: 11/15/2013 Pages: 3  
**Certification of use of federal universal services support**

Midstate Communications Inc.

Ryan Wilhelmi

BEFORE THE NORTH DAKOTA PUBLIC SERVICE COMMISSION IN CASE NO. PU-439-02-441  
AND BEFORE THE FEDERAL COMMUNICATIONS COMMISSION IN DOCKET NO. 10-90

**AFFIDAVIT OF MIDSTATE COMMUNICATIONS, INC., REGARDING  
CERTIFICATION OF USE OF FEDERAL UNIVERSAL SERVICE SUPPORT**

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

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

1. Affiant is employed by Midstate Communications, Inc. (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 10-90 (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 was used in the preceding calendar year and will be used in the coming calendar year 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 2013 and for all quarters thereafter.

5. The Company hereby certifies that all federal high-cost support provided to Midstate Communications, Inc. was used in the preceding calendar year and will be used in the coming calendar year only 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 for the following services, as designated in 47 C.F.R. Section 54.101, throughout the Company's study area: (a) voice grade access to the public switched network or its functional

equivalent; (b) minutes of use for local service at no additional charge; (c) access to emergency services; and (d) toll limitation services to qualifying low-income consumers.

Dated this 14 day of November, 2013.

**MIDSTATE COMMUNICATIONS, INC.**

By *Ryan Wilhelmi*  
Ryan Wilhelmi  
Its: Manager

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

On this 14 day of November, 2013, before me, a Notary Public in and for said County and State, personally appeared RYAN WILHELMI, known to me to be the Manager of MIDSTATE COMMUNICATIONS, INC., the corporation that is described in and that executed the within instrument, and acknowledged to me that such corporation executed the same.

*Holly Kaiser*  
*Mountrail County*, Notary Public  
For the State of North Dakota  
My commission expires: *Sept 2, 2015*

