

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Tempo Telecom, LLC
Designated Eligible Carrier
Application

Case No. PU-14-34

AFFIDAVIT OF SERVICE BY CERTIFIED MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Cara DeSaye deposes and says that:

she is over the age of 18 years and not a party to this action and, on the 30th day of **January, 2014**, she deposited in the United States Mail, at Bismarck, North Dakota, **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

Notice of Opportunity for Hearing

The envelope was addressed as follows:

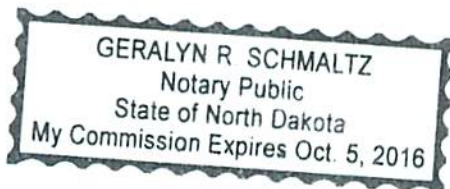
Christopher Friez
Crowley Fleck
PO Box 2798
Bismarck ND 58502

Cert. No. 7013 2630 0001 2317 0552

The address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me
this 30th day of **January, 2014**.

SEAL



Cara DeSaye

Gerald R. Schmalz

Notary Public

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NOTICE OF OPPORTUNITY FOR HEARING

January 29, 2014

On January 15, 2014, Tempo Telecom, LLC (Tempo), owned by Birch Equity Partners, LLC, a Georgia company organized under Georgia law and headquartered in Atlanta Georgia, filed an application for designation as an eligible telecommunications carrier (ETC) for the purpose of receiving federal universal service support for low-income consumers under 47 CFR Part 54 Subpart E. Such designation is also known as Lifeline-only ETC designation. Tempo proposes to provide prepaid Lifeline universal services to qualifying low income customers as a commercial mobile radio service (CMRS) carrier in North Dakota wire centers currently served by Sprint.

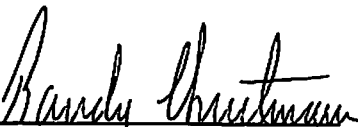
The issues to be considered in this matter are:


1. Is the applicant qualified under the Telecommunications Act of 1996, Section 214(e) for designation as an ETC eligible to receive federal universal service funding?
2. What ETC universal service support area should be designated?
3. Is designation of the applicant as an ETC in the public interest?

Those interested are invited to comment on the application in writing. Persons desiring a hearing must file a written request identifying their interest in the proceeding and the reasons for requesting a hearing. **Comments and requests for hearing must be received by close of business on March 18, 2014.** If deemed appropriate, the Commission can determine the matter without a formal hearing.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials please notify Darrell Nitschke, Executive Secretary.

PUBLIC SERVICE COMMISSION


Randy Christmann
Commissioner


Brian P. Kalk
Chairman


Julie Fedorchak
Commissioner