



August 14, 2023

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AUG 17 2023

ND Public Service Commission
State Capitol
600 E Blvd. Ave.
Bismarck, ND 58505

NORTH DAKOTA
PUBLIC SERVICE COMMISSION

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

Dear Commission:

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, 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. 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 blue ink that reads "Shane D. Hart".

Shane D. Hart
CEO/General Manager
Midstate Communications, Inc.

Enclosure

friendly • knowledgeable • helpful

24 Main Street North, PO Box 68, Parshall, ND 58770
Phone: 701.862.3115 Website: www.RTC.coop

40 **PU-23-16** Filed: 8/17/2023 Pages: 3
**Affidavit regarding certification of use of Federal
Universal Service Support**

Midstate Communications Inc.

Shane D. Hart, CEO/General Manager

BEFORE THE NORTH DAKOTA PUBLIC SERVICE COMMISSION IN CASE NO. PU-439-02-441
AND BEFORE THE FEDERAL COMMUNICATIONS COMMISSION IN WC DOCKET NO. 10-90
AND WC DOCKET NO. 14-58

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

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

Shane Hart, 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 WC Docket Number 10-90 and WC Docket Number 14-58 (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 2023 and 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)

