



151 Southhall Lane, Ste. 450  
Maitland, FL 32751  
www.inteserra.com

July 28, 2023  
Via Overnight Delivery

RECEIVED

JUL 31 2023

NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

Mr. Steve Kahl  
North Dakota Public Service Commission  
600 East Boulevard Avenue  
Department 408  
Bismarck, ND 58505-0480

RE: Tempo Telecom, LLC  
ND ETC Annual Report  
For the year ending December 31, 2022  
Docket No. PU-14-034

Dear Mr. Kahl:

Enclosed please find a copy of the ND ETC Annual Report for the year ending December 31, 2022, filed on behalf of Tempo Telecom, LLC. No check is enclosed as there are no remittance fees due.

This report was also emailed in PDF format to NDPSC@ND.gov.

Questions regarding this filing should be directed to Domingo Chalusant's attention at 407-659-8754 ; dchaluisant@inteserra.com. Thank you for your assistance in this matter.

Sincerely,

Inteserra Compliance

cc: Alex Valencia - Tempo Telecom, LLC  
file: Tempo Telecom, LLC - Reporting - North Dakota

DC/cg

**North Dakota**  
**ETC Annual Certification Reporting Requirements**  
**Pursuant to NDAC § 69-09-05-12.1**

Tempo Telecom, LLC-PU-14-034, hereby submits the following reports for the prior calendar year, in accordance with NDAC § 69-09-05-12.1

1. NDAC § 69.09-05-12.1(1): A report describing the amount of high-cost universal service support the eligible telecommunications carrier received in the prior calendar year and how that support was used for the provision, maintenance, or upgrading of the carrier's facilities and services. The report must also explain any changes from reports that have been previously provided to the commission. The report must include an estimate of the amount of federal high-cost universal service support the carrier anticipates receiving in the following calendar year and describe 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 prior calendar year and following calendar year reports must identify specific construction or upgrade projects, describe how service will be improved by each project, 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. For eligible telecommunications carriers that are classified as the incumbent local exchange carrier, the information required must be submitted at the study area level. For other eligible telecommunications carriers, the information must be submitted at the incumbent local exchange carrier study area level. If a study area or designated service area includes geographic areas in more than one state, the information must also be submitted at the North Dakota level.

**See Attachment 1**

2. NDAC § 69.09-05-12.1(2): Detailed information on any outage, as that 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 the end users served in a designated service area, or a 911 special facility, as defined in 47 C.F.R. section 4.5(e). Specifically, the eligible telecommunications carrier's annual report must include information detailing:
  - (a) The date and time of onset of the outage;
  - (b) A brief description of the outage and its resolution;
  - (c) The particular services affected;
  - (d) The geographic areas affected by the outage;
  - (e) Steps taken to prevent a similar situation in the future; and
  - (f) The number of customers affected.

Eligible telecommunications carriers may file a copy of federal communications commission outage reports that include the information required by this subsection to satisfy this requirement.

**See Attachment 2**

3. NDAC § 69.09-05-12.1(3): The number of requests for service from potential customers within the designated service area that were unfulfilled during the past year. The carrier shall also detail how it attempted to provide service to those potential customers.

**See Attachment 3**

4. NDAC § 69.09-05-12.1(4): The number of complaints per one thousand handsets or lines.

**See Attachment 4**

5. NDAC § 69.09-05-12.1(5): Certification that it is complying with applicable service quality standards and consumer protection rules.

**See Attached Affidavit**

6. NDAC § 69.09-05-12.1(6): Certification that the carrier is able to function in emergency situations.

**See Attached Affidavit**

7. NDAC § 69.09-05-12.1(7): Certification that the carrier is offering a local usage plan comparable to that offered by the incumbent LEC in the relevant designated service area.

**See Attached Affidavit**

8. NDAC § 69.09-05-12.1(8): Certification that the carrier acknowledges that the commission may require it to provide equal access to long-distance carriers in the event that no other eligible telecommunications carrier is providing equal access within the designated service area. Wireless carriers must certify that the carrier acknowledges that the federal communications commission may require it to provide equal access to long-distance carriers in the event no other eligible telecommunications carrier is providing equal access within the designated service area.

**See Attached Affidavit**

**Affidavit Containing Certifications  
Pursuant to NDAC § 69-09-05-12.1**


I, Alex Valencia , do hereby certify that I am the  
Chief Compliance Officer of Tempo Telecom, LLC (“Company”)

that I am authorized to execute these Certifications on behalf of the Company, and the facts set forth in these Certifications are true to the best of my knowledge, information and belief. On this basis, I hereby certify to the North Dakota Public Service Commission (“Commission”) for use by the Commission is providing the certification to the Federal Communications Commission and the Universal Service Administrative Company required by 47 C.F.R. § 54.314, as follows:

- (1) The Company is complying with applicable service quality standards and consumer protection rules.
- (2) The Company is able to function in emergency situations.
- (3) The Company is offering a local usage plan comparable to that offered by the incumbent LEC in the relevant designated service area.
- (4) The Company acknowledges that the commission may require it to provide equal access to long-distance carriers in the event that no other eligible telecommunications carrier is providing equal access within the designated service area. The Company also acknowledges that the Federal Communications Commission may require it to provide equal access to long-distance carriers in the event no other eligible telecommunications carrier is providing equal access within the designated service area.

I certify under penalty of perjury under the laws of the State of North Dakota that the foregoing is true and correct.

Signature

  
\_\_\_\_\_  
Alex Valencia  
Chief Compliance Officer

## ATTACHMENT 1

Tempo Telecom, LLC

### **North Dakota ETC Annual Certification Reporting Requirements Pursuant to NDAC § 69-09-05-12.1**

1. NDAC § 69.09-05-12.1(1): A report describing the amount of high-cost universal service support the eligible telecommunications carrier received in the prior calendar year and how that support was used for the provision, maintenance, or upgrading of the carrier's facilities and services. The report must also explain any changes from reports that have been previously provided to the commission. The report must include an estimate of the amount of federal high-cost universal service support the carrier anticipates receiving in the following calendar year and describe 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 prior calendar year and following calendar year reports must identify specific construction or upgrade projects, describe how service will be improved by each project, 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. For eligible telecommunications carriers that are classified as the incumbent local exchange carrier, the information required must be submitted at the study area level. For other eligible telecommunications carriers, the information must be submitted at the incumbent local exchange carrier study area level. If a study area or designated service area includes geographic areas in more than one state, the information must also be submitted at the North Dakota level.

COMPANY RESPONSE: Tempo Telecom, LLC is not a High Cost provider.

## ATTACHMENT 2

Tempo Telecom, LLC

### **North Dakota ETC Annual Certification Reporting Requirements Pursuant to NDAC § 69-09-05-12.1**

2. NDAC § 69.09-05-12.1(2): Detailed information on any outage, as that 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 the end users served in a designated service area, or a 911 special facility, as defined in 47 C.F.R. section 4.5(e). Specifically, the eligible telecommunications carrier's annual report must include information detailing:
- (a) The date and time of onset of the outage;
  - (b) A brief description of the outage and its resolution;
  - (c) The particular services affected;
  - (d) The geographic areas affected by the outage;
  - (e) Steps taken to prevent a similar situation in the future; and
  - (f) The number of customers affected.

Eligible telecommunications carriers may file a copy of federal communications commission outage reports that include the information required by this subsection to satisfy this requirement.

**Company Response:** Tempo Telecom, LLC had no outages.

ATTACHMENT 3

Tempo Telecom, LLC

**North Dakota  
ETC Annual Certification Reporting Requirements  
Pursuant to NDAC § 69-09-05-12.1**

3. NDAC § 69.09-05-12.1(3): The number of requests for service from potential customers within the designated service area that were unfulfilled during the past year. The carrier shall also detail how it attempted to provide service to those potential customers.

**Company Response:** Tempo Telecom, LLC had no unfulfilled service requests in 2022

ATTACHMENT 4  
Tempo Telecom, LLC

**North Dakota**  
**ETC Annual Certification Reporting Requirements**  
**Pursuant to NDAC § 69-09-05-12.1**

4. NDAC § 69.09-05-12.1(4): The number of complaints per one thousand handsets or lines.

**Company Response:** Tempo Telecom, LLC had no customer complaints in 2022

---

## Chadwick Greene

---

**From:** Chadwick Greene  
**Sent:** Thursday, July 27, 2023 11:38 AM  
**To:** ndpsc@nd.gov  
**Cc:** Domingo Chalusant  
**Subject:** Tempo Telecom, LLC - ND ETC Annual Report - for the year ending December 31, 2022  
**Attachments:** Tempo Telecom, LLC - ND ETC Annual Report.pdf

Dear Sir or Madam:

Attached please find the ND ETC Annual Report for the year ending December 31, 2022, filed on behalf of Tempo Telecom, LLC.

If you have any questions please contact Domingo Chalusant at 407-659-8754.

Best Regards,



**Chadwick Greene | Regulatory Compliance Associate Specialist**

E: [cgreene@inteserra.com](mailto:cgreene@inteserra.com) | [www.inteserra.com](http://www.inteserra.com)

P: 470.291.0670 ext. 203