

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA

Approval of Funding for the Grant Application of WillitsOnline LLC and Rural Broadband Now! LLC (U-7073-C), from The California Advanced Services Fund (CASF) in the amount of \$149,364.00 for the Westport Unserved and Underserved Broadband Project.

DRAFT RESOLUTION T-17421

WillitsOnline LLC and Rural Broadband Now! LLC reply comments to comments submitted by Verizon California, Inc.

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DATED: October 16, 2013

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA

Approval of Funding for the Grant Application of WillitsOnline LLC and Rural Broadband Now! LLC (U-7073-C), from The California Advanced Services Fund (CASF) in the amount of \$163,908.00 for the Westport Unserved and Underserved Broadband Project.

DRAFT RESOLUTION T-17421

WillitsOnline LLC and Rural Broadband Now! LLC reply comments to comments submitted by Verizon California, Inc.

WillitsOnline LLC and its subsidiary Rural Broadband Now! LLC respectfully submit these comments in response to those of Verizon California concerning the Westport CASF application.

Verizon is effectively challenging the application for Westport, and recommends unspecified revisions to the draft resolution which would likely amount to outright denial or requiring so substantial modifications as to have the same effect. The deadline for challenging this application was March 4, 2013, but Verizon admits to only contacting cpuc staff as of March 11, 2013 – after the deadline for challenges had passed - and only vaguely suggesting that new data could be available in July (“Round 8”), but which is still not available.

WillitsOnline developed the respective grant applications with substantial community input, experience as a rural focused provider, and in compliance with all CASF provisions and in conjunction with feedback from cpuc staff to ensure that the spirit and the letter of the grant program was honored in making its application for these grant funds. This included providing the required documentation to cpuc staff concerning available services using available maps as well as mobile testing within the proposed service area and the results uploaded to the cpuc at the time of the application deadline noted above. Verizon has had ample opportunity and resources to file any challenges but did not do so, while WillitsOnline did all the required work and met all required deadlines and program requirements.

Verizon also mentions that it's intent in it's post-deadline email to Staff was to assist Staff in “ensuring public funds are expended for only meritorious and compliant projects”, but then fails to enumerate any compliance issues or raise any points demonstrating lack of merit. Its sole argument seems to be that it alluded to a vague promise of 'something coming', without specifics, and to suggest that Staff rely on unverified data which wasn't available as of deadline for challenges to be filed.

WillitsOnline submits that it is inequitable to accept such a late and unverified challenge and recommend that the application continue to be considered on its own merits. The project meet the statutory requirements, as well as the spirit and intention of the CASF program, and that approval of these projects will result in quality and affordable broadband service which is on-par with that offered in the more urban areas of the state, which ultimately is the entire purpose of the program in the first place.

Respectfully submitted,

/s/ Mike Ireton

Mike Ireton

President

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Certificate of Service

I, Mike Ireton, hereby certify that copies of a true and correct Adobe Acrobat PDF copy was E-mailed to those parties on the official electronic service list for DRAFT RESOLUTION T-17421, foregoing “WillitsOnline LLC and Rural Broadband Now! LLC reply comments to comments submitted by Verizon California, Inc.” this 16th day of October, 2013 at Willits, California.

/s/ Mike Ireton

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