

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 Boonville Unserved and Underserved Broadband Project.

DRAFT RESOLUTION T-17422

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

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DATED: October 16, 2013

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

Verizon is effectively challenging the application for Boonville, 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 its intent in its 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.

Verizon also mentions that pricing should not be a determining factor in the availability of broadband. Per discussion with CPUC staff, the proposed pricing schedule was not actually a primary determinant of the availability of broadband, but it was a consideration in the overall scoring criteria. Pricing, however, is very much a primary determinant in the minds of consumers as to whether or not 'broadband service' is actually available to them. The proposed project contains pricing commitments which compare very favorably to cellular broadband, making it affordable to many who otherwise would be forced to limit or forgo use of such service due to the high prices and data caps associated with cellular service.

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

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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-17422, 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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