

### Standard Questions for Applicants Seeking Local Exchange Service Authority

1. Is your company seeking any waivers or variances of certain Commission rules and regulations in this proceeding that pertain to local exchange service? Please provide evidence as to why your company is seeking any waiver or variance.

Yes, Applicant submits that the various waivers or temporary waivers requested in this application are necessary because compliance with the rules for which waivers are sought is either technically infeasible or financially burdensome.

2. Will your company comply with 83 Illinois Administrative Code Part 772, Pay-Per-Call Services, including Part 772.55(a)(1), Billing and Part 772.100(d) Notices?

Yes NewPath Networks, LLC does not anticipate offering pay-per call services in Illinois, but if it should later do so, it will comply in all respects of the code parts identified in this question.

3. Will your company comply with 83 Illinois Administrative Code Part 705, Preservation of Records of Telephone Utilities?

Yes. NewPath will follow the requirements set forth in Part 705, to the extent the requirements are applicable to the services being offered by NewPath.

4. Will your company abide by 83 Illinois Administrative Code Part 735, "Procedures Governing the Establishment of Credit, Billing, Deposits, Termination of Service and Issuance of Telephone Directories for Telephone Utilities in the State of Illinois"?

Yes.

5. Will your company abide by 83 Illinois Administrative Code Part 732, "Customer Credits"?

Yes

6. Who will provide customer repair service for your company?

Applicant provides its own technical support and repair service.

7. How many people does the company employ?

Applicant currently employs approximately twenty three (23) employees at its Seattle, Washington headquarters. Applicant will make more employees available as required to meet the needs of Applicant's on going work.

8. Will your company meet the requirements as they pertain to the Telephone Assistance Programs imposed by Sections 13.301 and 13.301.1 of the Illinois Public Utilities Act and 83 Illinois Administrative Code Part 757?

Yes.

9. Will your company solicit, collect, and remit the voluntary contributions from its telephone subscribers to support the Telephone Assistance Programs?

Yes.

10. Does your company plan on filing to become an Eligible Telecommunications Carrier?

No.

11. Does the company realize that it will not be able to receive any of the federal reimbursements for the Lifeline and Link Up Programs if it is not an eligible carrier?

Yes.

12. Will your company offer all of the waivers associated with the Universal Telephone Service Assistance Programs (UTSAP)?

Yes, to the extent that the UTSAP is applicable to services NewPath offers in Illinois, it will offer all of the required waivers.

13. Will your company abide by the regulations as prescribed in 83 Illinois Administrative Code Part 755, "Telecommunications Access for Persons with Disabilities," 83 Illinois Administrative Code Part 756 "Telecommunications Relay Service," and Sections 13-703 of the Illinois Public Utilities Act?

Yes.

14. Will the company's billing system be able to distinguish between resale and facilities based service for the collection of the ITAC line charge?

Yes.

15. Has your company signed and return the Universal Telephone Assistance Corporation ("UTAC") and the Illinois Telecommunications Access Corporation ("ITAC") to Commission staff?

Yes, the forms are attached. Please see Exhibit "E".

16. How does your company plan to solicit customers once it begins to provide local service?

Applicant's customer base is the Wireless Carriers group. A Wireless Carrier will contact Applicant with a particular area of interest and Applicant will determine its viability through a feasibility study. A proposal is then developed and presented to the Wireless Carrier and negotiations take place to finalize a contract.

17. Has your company provided service under any other name?

No.

18. Have any complaints or judgments been levied against the company? (Instate, out-of-state, or FCC).

No.

Appendix B

**9-1-1 Questions for Applicants Seeking Local Exchange Service Authority**

1. Will your company ensure that 911 traffic is handled in accordance with the 83 Illinois Administrative Code Part 725 and the Emergency Telephone System Act?

Yes.

2. Will your company contact and establish a working relationship with the 911 systems when you begin to provide local telephone service?

Yes.

3. Will your company coordinate with the incumbent LEC(s) and local 911 systems to provide transparent service for your local exchange customers?

Yes.

4. Who will be responsible for building and maintaining the 911 database for your local exchange customers?

Applicant will utilize the incumbent LEC's service.

5. How often will your company update the 911 database with customer information?

Applicant will utilize the incumbent LEC's service schedules.

6. Will your company's billing system have the ability to distinguish between facilities based and resale for the collection of the 911 surcharge?

Yes.

7. Does your company have procedures for the transitioning of the 911 surcharge collection and disbursement to the local 911 system?

Yes, NewPath Networks will implement the proper procedure for such a transition prior to providing local dial tone telephone service.

8. Will your company's proposal require any network changes to any of the 911 systems?

No.

9. Will your company be able to meet the requirements specified under Part 725.500(o) and 725.620(b) for the installation of call boxes?

Yes.

10. Does your company plan to file for a waiver of Part 725.500(o) and 725.620(b) in the future?

Yes.

**Financial Questions for Applicants Seeking Local Exchange Service Authority**

1. (Answer if requesting waiver of Part 710) What circumstances warrant a departure from the prescribed Uniform System of Accounts ("USOA")?

NewPath Networks believes that it would require substantial resources to establish such an accounting system and that such resources would be better directed to operational activities such as deploying facilities to meet customers' needs. NewPath Networks uses a system of accounts that provides the same types of information as the USOA, in a form that can be easily interpreted by anyone examining the company's records. Further, NewPath is a small market entrant and does not anticipate having a large number of accounts, thus a review of its financial records will be straightforward.

2. Will records be maintained in accordance with Generally Accepted Accounting Principles ("GAAP")?

Yes.

3. Will applicants accounting system provide an equivalent portrayal of operating results and financial condition as the USOA?

Yes.

4. Will applicants accounting procedures maintain or improve uniformity in substantive results as among similar telecommunications companies?

Yes.

5. Will applicant maintain its records in sufficient detail to facilitate the calculation of all applicable taxes?

Yes.

6. Does the accounting system currently in use by applicant provide sufficiently detailed data for the preparation of Illinois Gross Receipts Tax returns? What specific accounts or sub-accounts provide this data?

NewPath Networks currently has no revenue-generating operations in Illinois. When it commences such operations, NewPath Networks anticipates that all end-user taxes will be collected and remitted to Illinois by its Wireless Service Provider customers. To the extent that NewPath Networks is required to collect and remit Illinois Gross Receipts Taxes, NewPath Networks will have a separate account group for sales and use tax collections.

7. If a waiver of Part 710 is granted, will applicant provide annual audited statements or all periods subsequent to granting of the waiver?

Yes – Applicant will provide such statements upon request.

8. Does applicant agree that the requested waiver of Part 710 will not excuse it from compliance with future Commission rules or amendments to Part 710 otherwise applicable to the Company?

Yes.

9. Please attached a copy of applicant's chart of accounts.

See Confidential Exhibit 7 - Filed separately under seal.

**Prepaid Service Questions for Applicants Seeking Local Exchange Service Authority**

1. Will customers have the ability to sign up with any long distance company they choose?  
N/A – Applicant will not provide prepaid service.
2. Will customers have the ability to use dial around long distance companies?  
N/A – Applicant will not provide prepaid service.
3. Does the applicant have interexchange authority in Illinois? If yes, please provide the docket number.  
N/A – Applicant will not provide prepaid service.
4. Will customers have access to the Illinois Relay Service?  
N/A – Applicant will not provide prepaid service.
5. Will customers be able to make 1-800 calls for free?  
N/A – Applicant will not provide prepaid service.
6. Will the Company offer operator services?  
N/A – Applicant will not provide prepaid service.
7. Please describe how applicant plans to collect the monthly fee to be paid in advance.  
N/A – Applicant will not provide prepaid service.
8. Will customers' monthly bills show a breakdown of services, features, surcharges, taxes, etc.?  
N/A – Applicant will not provide prepaid service.
9. Will customers pay an installation fee? If yes, will payment arrangements be offered for the installation fee?  
N/A – Applicant will not provide prepaid service.
10. Will telephone service be in the Company's name or the customer's name. If in the Company's name how will information appear in data bases, such as 9-1-1, directory assistance, etc.?  
N/A – Applicant will not provide prepaid service.
11. Will applicant offer prepaid service as a monthly service or as a usage service?  
N/A – Applicant will not provide prepaid service.
12. Will applicant provide a warning when the remaining value of service is about to cease?  
N/A – Applicant will not provide prepaid service.
13. Is the customer given more than one notice of the remaining value of service?  
N/A – Applicant will not provide prepaid service.

14. How much advance notice is given to the customer of the remaining value of service?

N/A – Applicant will not provide prepaid service.

15. If the customer is in the middle of a call will they be disconnected when the remaining value of service has expired?

N/A – Applicant will not provide prepaid service.

16. Has the customer been made aware of potentially being disconnected during a call when the remaining value of service expires?

N/A – Applicant will not provide prepaid service.

17. When does the timing of a call start?

N/A – Applicant will not provide prepaid service.

18. If the person called does not answer, is any time deducted from the customer's account?

N/A – Applicant will not provide prepaid service.

19. Will there be any other instances in which the Company would disconnect a customer, other than running out of prepaid time?

N/A – Applicant will not provide prepaid service.

20. When a customer runs out of time is their phone immediately disconnected or on suspension? (Will they still be able to receive calls?)

N/A – Applicant will not provide prepaid service.

21. Are applicant's services available to TTY callers?

N/A – Applicant will not provide prepaid service.

22. How will the applicant handle a complaint from a customer who disputes the amount of time used or remaining?

N/A – Applicant will not provide prepaid service.

23. The Public Utilities Act requires a local calling area that has no time or duration charges. How will the Company define each customer's untimed local calling area?

N/A – Applicant will not provide prepaid service.