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April 1, 2004

Ms. Jean Jewell
Commission Secretary
Idaho Public Utilities Commission
P. O. Box 83720
Boise, ID 83720-0074

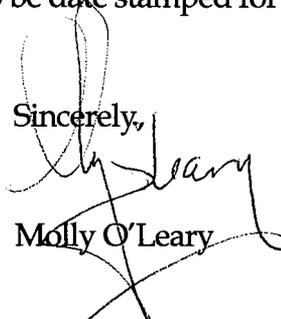
Via U.S. Mail

RE: Case No. GNR-T-03-8
and Case No. GNR-T-03-16

Dear Ms. Jewell:

Enclosed please find the original and seven (7) copies of Clear Talk's SUPPLEMENTAL POST-HEARING BRIEF in the above-referenced case.

I have also enclosed an additional copy to be date stamped for our records.

Sincerely,

Molly O'Leary

Enclosures

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IDAHO PUBLIC
UTILITIES COMMISSION

BEFORE THE

IDAHO PUBLIC UTILITIES COMMISSION

In the Matter of the Petition of IAT
Communications, Inc., d.b.a. NTCH-Idaho, Inc.
or Clear Talk, for Designation as an Eligible
Telecommunications Carrier.

CASE NO. Docket No. GNR-T-O3-08

In the Matter of the Application of NPCR, INC.
d/b/a NEXTEL PARTNERS
Seeking Designation as an Eligible
Telecommunications Carrier that may receive
Federal Universal Service Support.

CASE NO. Docket No. GNR-T-O3-16

**CLEAR TALK'S SUPPLEMENTAL FILING TO ADDRESS THE FCC'S
VIRGINIA CELLULAR DECISION**

IAT Communications, Inc., d.b.a. NTCH-Idaho, Inc. or Clear Talk ("Clear Talk" or the "Company"), submits this Supplemental Filing in support of its Application for designation as a federal eligible telecommunications carrier ("ETC") to address the Federal Communication Commission's ("FCC") recent decision designating Virginia Cellular as an ETC in the Commonwealth of Virginia. *In the Matter of Federal-State Joint Board on Universal Service, Virginia Cellular, LLC Petition for Designation as an Eligible Telecommunications Carrier in*

the Commonwealth of Virginia, CC Docket No. 96-45, *Memorandum Opinion and Order*, FCC 03-338 (rel. Jan. 22, 2004) (“*Virginia Cellular Order*”).

I. **THE COMMISSION CAN ADDRESS CONCERNS RAISED BY INTERVENORS INCORPORATING CERTAIN CONDITIONS APPROVED IN VIRGINIA CELLULAR**

Clear Talk believes that, like the facts in *Virginia Cellular*, the record in this case clearly demonstrates that designation of Clear Talk as a wireless competitive ETC in the rural portions of its FCC-licensed Basic Trading Areas (“BTAs”) in southeast Idaho will serve the public interest and further the goals of universal service by providing, among other things, greater mobility, a choice of providers, and the benefits of larger local calling areas. *Virginia Cellular Order*, ¶¶ 12, 29. As determined by the FCC in *Virginia Cellular*, greater access to mobile emergency services from wireless carriers such as Clear Talk “can mitigate the unique risks of geographic isolation associated with living in rural communities,” and thus, designation of competitive ETCs is in the public interest. *Virginia Cellular Order*, ¶ 29.

Clear Talk believes that, based on the record before it, the Idaho Public Utilities Commission (“Commission”) can address concerns raised by the Intervenor in this matter by incorporating certain of the conditions recently approved by the FCC in *Virginia Cellular*.

In particular, Clear Talk states that it is ready, willing and able to:

1. Adopt and adhere to the CTIA Consumer Code for Wireless Service.
2. Commit to providing the Commission, on an annual basis, with the number of consumer complaints per 1,000 handsets; provide the Commission with a point of contact within the Company to contact to address any customer service or service quality complaint received by the Commission; and ensure that said contact person will have access to customer account information and the authority to resolve customer service issues.
3. Commit to the service provisioning standards outlined in *Virginia Cellular* at Paragraph 15, pp. 8-9:

- a. Take steps to provide service in instances where a request comes from a potential customer within Clear Talk's licensed service area but outside its existing network coverage, including determining whether:
 - i. the requesting customer's equipment can be modified or replaced to provide service; or
 - ii. a roof-mounted antenna or other equipment can be deployed to provide service; or
 - iii. adjustments can be made to the nearest cell tower to provide service; or
 - iv. there are any other adjustments that can be made to network or customer facilities to provide service; or
 - v. it can offer resold services from another carrier's facilities to provide service; or
 - vi. an additional cell site, cell extender, or repeater can be employed or can be constructed to provide service.
 - b. Notify the requesting party if service still cannot be provided after taking the preceding steps, and include that information in an annual report filed with the Commission detailing how many requests for service were unfulfilled for the past year.
4. Use Universal Service Fund support to improve Clear Talk's existing coverage.
 5. Diligently build out and deploy a rural CMRS infrastructure in the areas where it is designated an ETC. Clear Talk will carry out its ETC build-out at a similar pace as that demonstrated in its more urban southeast Idaho BTA service areas since the Fall of 2000. (See Clear Talk Exhibit 3, attached to Rebuttal Testimony of Larry Curry.) Clear Talk reiterates that the driving force in its ETC build-out will be customer demand.
 6. Submit information to the Commission on an annual basis detailing its progress towards meeting its build-out plans in the service areas where it has been designated as an ETC, in addition to adhering to the FCC's rules governing the use of Universal Service funds.

Clear Talk believes that the formalization of this process should serve to give the Commission and Idaho consumers confidence that Clear Talk will meet its obligations to provide service "upon reasonable request" as an ETC.

II. CLEAR TALK IS COMMITTED TO SERVING ALL CUSTOMERS WITHIN ITS FCC-LICENSED BASIC TRADING AREAS

Clear Talk wishes to make it clear to the Commission that it seeks designation as an ETC *throughout* the southeast Idaho portion of its Idaho BTAs and is committed to providing service upon reasonable request to *all* requesting customers within its designated ETC area.

Clear Talk’s Idaho BTAs include the following Idaho counties and related telephone exchanges:

BTA 353	BTA 202	BTA 451
Bannock County Bear Lake County Caribou County Oneida County Power County	Bingham County Bonneville County Butte County Fremont County Jefferson County Madison County Teton County (Idaho)	Blaine County Camas County Cassia County Gooding County Jerome County Lincoln County Minidoka County Twin Falls County

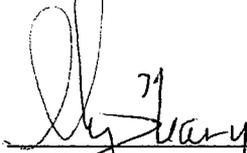
Clear Talk is committed to meeting its ETC obligation to respond to reasonable requests for service throughout its FCC-licensed service areas in southeast Idaho, pursuant to the *Virginia Cellular* service provisioning standards enunciated in Section I, above. To aid in clarifying its request for ETC designation and service commitment, Clear Talk submits herewith a color copy of the Commission’s “Idaho Telephone Exchanges and Company Areas” map dated October 30, 2001 that shows an overlay of Clear Talk’s southeast Idaho BTAs. EXHIBIT A. Clear Talk is committed to providing service throughout the BTA areas designated on the attached map.

CONCLUSION

Clear Talk respectfully requests that the Commission grant its Application promptly based on the existing record, so it may begin providing service as an ETC in Idaho.

RESPECTFULLY SUBMITTED, this 1st day of April, 2003.

RICHARDSON & O'LEARY, PLLC


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Molly O'Leary
Attorneys for
IAT Communications, Inc. dba Clear Talk

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 1st day of April, 2004, I caused a true and correct copy of the foregoing **SUPPLEMENTAL POST-HEARING BRIEF OF CLEAR TALK** to be served by the method indicated below, and addressed to the following:

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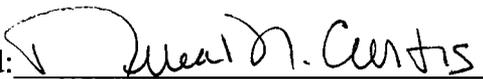
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Signed: 
Nina Curtis