



Federal Communications Commission
Washington, D.C. 20554

August 22, 2008

Peter McGowan
Acting General Counsel
New York State Public Service Commission
Empire State Plaza
Agency Building 3
Albany, NY 12223-1350

Re: Petition by the Federal Communications Commission, Pursuant to 47 C.F.R. § 54.207(d), for New York State Public Service Commission (PSC) Agreement in Redefining the Service Areas of Citizens Tel. Co. of NY, Empire Tel. Corp. Taconic Tel. Corp., The Middleburgh Telephone Company, and Citizens Telecommunications Co. of NY d/b/a Frontier Communications.

Dear Mr. McGowan:

Attached is an order released by the Federal Communications Commission (Commission) on May 1, 2008. In the order, the Commission grants the petition of Dobson Cellular Systems, Inc. (Dobson) and New York RSA 2 Cellular Partnership (NY RSA 2) to be designated eligible telecommunications carriers (ETC) in the state of New York pursuant to section 214(e)(6) of the Communications Act of 1934, as amended (the Act).¹

In accordance with section 214(e)(5) of the Act, the order also proposes to redefine the service areas for five of the rural telephone companies for which Dobson and NY RSA 2 have been granted ETC status: Citizens Tel. Co. of NY, Empire Tel. Corp., Taconic Tel. Corp., The Middleburgh Telephone Company, and Citizens Telecommunications Co. of NY d/b/a Frontier Communications.² The wire centers affected by the reclassification are listed in Exhibits 10 and 17 of the order.

The Commission's decision to redefine the service areas of these telephone companies is subject to the review and final agreement of the PSC.³ The Wireline Competition Bureau therefore requests that the PSC examine this redefinition based on its unique knowledge of the rural areas in question. Pursuant to section 54.207(d)(1) of the Commission's rules, the attached order includes the definition proposed by the Commission and contains the Commission's reasons for adopting the proposed redefinitions.⁴

¹ See 47 U.S.C. § 214(e)(6).

² See 47 U.S.C. § 214(e)(5); *High Cost Universal Service Support; Federal-State Board on Universal Service, Alltel Communications, et al. Petitions for Designation as Eligible Telecommunications Carriers*, WC Docket No. 05-337, CC Docket No. 96-45, Order, FCC 08-122, App. D, Ex. 28 (rel. May 1, 2008).

³ See 47 U.S.C. § 214(e)(5).

⁴ See 47 C.F.R. § 54.207(d)(1).

The Commission requests that notice of the PSC's approval or other action be sent to: 1) Marlene H. Dortch, Secretary, Federal Communications Commission, Office of the Secretary, 445 12th Street, S.W., Washington, DC 20554; and 2) Jennifer McKee, Acting Division Chief, Telecommunications Access Policy Division, Wireline Competition Bureau, 445 12th Street, S.W., Washington, DC 20554.

Thank you for your attention to this matter and please do not hesitate to contact me at (202) 418-1500 if you have any questions.

Sincerely,

Dana R. Shaffer
Bureau Chief
Wireline Competition Bureau

Attachment

CC: Chad Hume
Acting Director, Office of Telecommunications
New York State Public Service Commission
Empire State Plaza
Agency Building 3
Albany, NY 12223-1350