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October 18, 2024

Tennessee Public Utility Commission
502 Deaderick Street, 4th Floor
Nashville, TN 37243
Attn: Ectory Lawless

Electronically Filed in TPUC Docket
Room on October 18, 2024 at 4:39 p.m.

Re: Application of Tag Mobility, d/b/a Tag Mobile for Designation as an Eligible
Telecommunications Carrier in Tennessee, TPUC Docket No. 24-00068

Dear Tory,

Please accept for filing the two, attached documents in the above-captioned docket and
enter my appearance as the attorney for the applicant.

Thank-you, as always, for your assistance and call me if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Henry Walker", written in a cursive, flowing style.

Henry Walker (B.P.R. 000272)
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DA 22-992

Released: September 21, 2022

WIRELINE COMPETITION BUREAU APPROVES THE AMENDED COMPLIANCE PLAN OF TAG MOBILE, LLC

WC Docket Nos. 09-197 and 11-42

The Wireline Competition Bureau (Bureau) hereby approves the amended compliance plan¹ of TAG Mobile, LLC (TAG) filed pursuant to the requirements for the continued provision of Lifeline service.²

The Act provides that a carrier be designated as an eligible telecommunications carrier (ETC) to receive universal service support.³ The Commission has required that all non-facilities based telecommunications carriers seeking Lifeline-only ETC designation must meet the following conditions: (1) compliance with certain 911 and enhanced 911 (E911) public safety requirements; and (2) Bureau approval of a compliance plan providing specific information regarding the carrier and its service offerings and outlining the measures the carrier will take to implement its obligations.⁴

Any transfer of ownership or control of an ETC with an approved Lifeline compliance plan requires approval of an amended compliance plan in advance of the transaction.⁵ This includes renewing compliance plan approval for changes in the corporate structure of the ETC.⁶

In accordance with this requirement, TAG submitted an amended compliance plan to reflect the proposed change in ownership structure of TAG resulting from its purchase out of bankruptcy by Softel Holdings, LLC (Softel)⁷ and to otherwise update TAG's Compliance Plan to describe the measures TAG has implemented to comply with the rules and regulations of the Commission governing the provision of

¹ Amended Compliance Plan of TAG Mobile, LLC, WC Docket Nos. 09-197, 11-42 (filed July 28, 2022), <https://files.fcc.gov/ecfs/download/336731c9-d23a-425b-ab62-e7dcab376b76?orig=true&pk=cb77b2ec-1a58-dbc6-139b-ad192cfd5d9b> (Amended TAG Compliance Plan).

² See *Lifeline and Link Up Reform and Modernization et al*, 27 FCC Rcd 6656, 6816, paras. 379-380 (2012) (2012 Lifeline Reform Order); *In the Matter of Lifeline & Link Up Reform & Modernization*, 30 FCC Rcd 7818 (2015) (2015 Lifeline Order).

³ 47 U.S.C. § 214(e)(1)(A).

⁴ See 2012 Lifeline Reform Order, 27 FCC Rcd at 6814, 6819, paras. 373 and 389. Subsequently, the Bureau provided guidance for carriers submitting compliance plans pursuant to the 2012 Lifeline Reform Order. See *Wireline Competition Bureau Provides Guidance for the Submission of Compliance Plans Pursuant to the Lifeline Reform Order*, Public Notice, 27 FCC Rcd 2186 (WCB 2012).

⁵ *Wireline Competition Bureau Reminds Carriers of Eligible Telecommunications Carrier Designation and Compliance Plan Approval Requirements for Receipt of Federal Universal Service Support*, Public Notice, 29 FCC Rcd 9144, 9145 (WCB 2014) (2014 ETC Public Notice).

⁶ *Id.*

⁷ See Amended TAG Compliance Plan at 17-18.

prepaid wireless Lifeline services since TAG's original Compliance Plan was previously approved.⁸ TAG is a Lifeline ETC in nineteen states.⁹ As approved by TAG's bankruptcy trustee, Softel will acquire one hundred percent of the membership interests of TAG after the transaction closes.¹⁰ Softel is a Texas limited liability company controlled by Henry Do, and Mr. Do also operates several other service providers that participate in the Commission's low-income programs.¹¹

The Bureau has reviewed TAG's amended compliance plan for conformance with the relevant requirements and now approves the Amended Compliance Plan. We note that with respect to this matter, TAG will remain the only entity with an approved compliance plan. Additionally, TAG must continue to comply with any future additions to or amendments of the Lifeline program rules unless it has relinquished its relevant designation(s) pursuant to section 214(e)(4) of the Act.¹²

People with Disabilities: To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an email to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at (202) 418-7400 or TTY (202) 418-0484.

For further information, please contact Allison Jones, Telecommunications Access Policy Division, Wireline Competition Bureau at allison.jones@fcc.gov.

- FCC -

⁸ See *id.* at 3.

⁹ These states are: Arizona, Arkansas, California, Colorado, Iowa, Kentucky, Louisiana, Maine, Maryland, Michigan, Minnesota, Missouri, Nevada, Oklahoma, Pennsylvania, South Carolina, Texas, West Virginia, and Wisconsin. *Id.* at 2.

¹⁰ *Id.* at 18.

¹¹ See *id.* at 18-19.

¹² See 47 U.S.C. § 214(e)(4).


STATE OF TEXAS)
)
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COUNTY OF HARRIS)

AFFIDAVIT

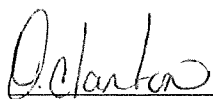
I, Henry Hung Do, hereby state upon oath and affirmation of belief and personal knowledge (1) that I am the Chief Executive Officer of TAG Mobility, LLC d/b/a TAG Mobile, and as such am authorized to make this affidavit on its behalf (2) that the statements in the Application are true to the best of my knowledge and belief and (3) that the following statements are true to the best of my knowledge and belief.

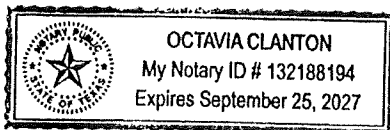
TAG Mobility, LLC d/b/a TAG Mobile satisfies each of the below listed requirements:

- Section 254(e) of the Act provides that, “only an eligible telecommunications carrier designated under section 214(e) shall be eligible to receive specific federal universal service support.”
- Section 214(e)(2) of the Act authorizes state commissions, such as the Tennessee Public Utility Commission (“Commission”), to designate ETC status for federal universal service purposes and authorizes the Commission to designate wireless ETCs.
- Section 214(e)(1) of the Act and Section 54.201(d) of the FCC’s rules provide that applicants for ETC designation must be common carriers that shall, throughout the designated service area, offer all of the services supported by universal service, either using their own facilities or a combination of their own facilities and the resale of another requirement.
- Applicants must also commit to advertise the rates if such services.


Henry Hung Do

Subscribed and sworn to before me this 18th day of October, 2024


Notary Public



My commission expires on: 9/25/27