

## Broadband USA Applications Database

**Applicant Name:** Executive Office State of West Virginia

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### Public Notice Submissions

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**Submitter:** FiberNet

**Comment:** FiberNet currently provides middle mile and lastmile fiber through areas of Greenbrier County. We advertise DSL speeds of 3 Mb in the Lewisburg and White Sulphur Springs areas to business and residential customers. Therefore, the service areas are NOT "underserved." The restrictions of this response instrument do not allow for additional support documentation to be included. FiberNet will provide this information upon request.

**Submitter:** JetBroadband WV, LLC.

**Comment:** Since 2005, Jetbroadband WV, LLC has provided full, robust broadband service in its service areas (see service area maps). JetBroadband WV, LLC advertises service of speeds above 3 Mbps throughout the identified service area[s]. JetBroadband WV, LLC passes over 50% of households within our service area and together with its existing competitors provide broadband services that combined exceed 40% subscribership penetration. Here is a recap of Jetbroadband's presence in the State:

- Jetbroadband WV, LLC has invested nearly \$25,000,000 of private capital in Wyoming County & McDowell County, WV
- Operates out of local offices
- Employs 30 local residents
- Services the local communities with its existing 637 miles of cable plant, 15 vehicles and related equipment

- Jetbroadband currently offers last-mile broadband services that includes High Speed Data, Video and Digital Phone (Triple Play offerings)
- Jetbroadband service offerings are available to over 21,000 homes/households
- Serves nearly 11,000 customers in Wyoming and McDowell Counties, WV.

**Submitter:** West Virginia PCS Alliance LC dba NTELOS

**Comment:** NTELOS herein provides information on its existing broadband services within Applicant's proposed service area to be funded.

**Submitter:** Suddenlink

**Comment:** Regarding the application for broadband stimulus funds filed by the Executive Office of the State of West Virginia, Suddenlink enthusiastically supports those portions of the State's proposal that would (1) expand/upgrade West Virginia's wireless emergency communication system, and (2) serve anchor institutions in the specific areas of West Virginia that are unserved and underserved, as those terms are defined by NTIA in the NOFA.

Suddenlink's Chief Executive Officer Jerry Kent met recently with West Virginia Governor Joe Manchin and members of his administration to discuss the State's application. During that meeting, Mr. Kent pledged that any response Suddenlink submitted to NTIA would NOT challenge the entirety of the State's application, but instead focus on helping NTIA determine which areas of West Virginia are unserved and underserved, so that any funds awarded to the State could be precisely focused on those unserved and underserved areas, in keeping with the objectives of the broadband stimulus program.

We are confident the maps and data submitted with this response help accomplish that goal by demonstrating that, (1) within the areas of the state we have mapped, Suddenlink and its competitors already offer robust broadband service, and (2) these mapped areas are neither unserved nor underserved.

Additional information is provided in the uploaded document, including (1) sample marketing material; (2) a guide on how to read the data we entered in the "Existing Broadband Subscribers" section of this response; (3) a summary of the vendor and methodology used for estimating competitive-service subscribers in the mapped areas; (4) Suddenlink contact information, should one or more federal agencies have questions or require additional information; and (5) a summary of our concerns with the overall response process and the limitations that process has placed on our ability to provide NTIA/RUS with relevant, timely data.

**Submitter:** Armstrong Cable Services

**Comment:** Significant portions of the proposed funded service area (PFSA) in the above Application do not satisfy the BIP or BTOP definitions of "unserved" or "underserved," and thus, should not be eligible to receive BIP or BTOP funding. Armstrong Cable provides broadband service at speeds of 3MBPS or greater throughout the portions of Applicant's PFSA mapped in this response. (Advertisement uploaded). Armstrong's high speed broadband network passes more than 50%, and its high speed broadband exceeds 40%, of its households within the areas of Applicant's PFSA mapped herein. Given the presence of other broadband service providers in neighboring towns, it is reasonable to conclude that Applicant has failed to meet the required showings for its entire PFSA, and its application should be denied. At a minimum, Applicant has failed to meet the required showing in the portions of its PFSA served by Armstrong, and therefore, its Application should be denied with respect to the areas mapped herein.

**Submitter:** Time Warner Cable

**Comment:** As shown in the attached map and exhibit, TWC currently provides broadband Internet access service in the Proposed Funded Service Area. In addition, we advertise service of speeds above 3 Mbps throughout this service area. We pass over 50% of households, and either (1) have actual broadband subscribership of over 40% of the households in these census blocks or (2) the combined broadband subscribership of the wireline broadband providers (including TWC) in these census blocks is reasonably likely to exceed 40%. Therefore, that portion of the proposed funded service area that overlaps Respondent's service area reflected in this response is neither "unserved" or "underserved."

**Submitter:** Armstrong Telephone Company

**Comment:** Significant portions of the proposed funded service area (PFSA) in the above Application do not satisfy the BIP or BTOP definitions of "unserved" or "underserved," and thus, should not be eligible to receive BIP or BTOP funding. Armstrong Telephone provides broadband service at speeds of 3MBPS

or greater throughout the portions of Applicant's PFSA mapped in this response. (Advertisement uploaded). Armstrong's high speed broadband network passes more than 50%, and its high speed broadband exceeds 40%, of its households within the areas of Applicant's PFSA mapped herein. Given the presence of other broadband service providers in neighboring towns, it is reasonable to conclude that Applicant has failed to meet the required showings for its entire PFSA, and its application should be denied. At a minimum, Applicant has failed to meet the required showing in the portions of its PFSA served by Armstrong, and therefore, its Application should be denied with respect to the areas mapped herein.

**Submitter:** Armstrong Utilities Inc.

**Comment:** Significant portions of the proposed funded service area (PFSA) in the above Application do not satisfy the BIP or BTOP definitions of "unserved" or "underserved," and thus, should not be eligible to receive BIP or BTOP funding. Armstrong (Telephone or Cable) provides broadband service at speeds of 3MBPS or greater throughout the portions of Applicant's PFSA mapped in this response. (Advertisement uploaded). Armstrong's high speed broadband network passes more than 50%, and its high speed broadband exceeds 40%, of its households within the areas of Applicant's PFSA mapped herein. Given the presence of other broadband service providers in neighboring towns, it is reasonable to conclude that Applicant has failed to meet the required showings for its entire PFSA, and its application should be denied. At a minimum, Applicant has failed to meet the required showing in the portions of its PFSA served by Armstrong, and therefore, its Application should be denied with respect to the areas mapped herein.