Applicant Name: M3 Wireless, Inc.

Public Notice Submissions

Service Area: M3 Expansion

Submitter: Air Advantage, LLC

Comment: Air Advantage, LLC is an ISP based in Frankenmuth, Michigan currently providing telecommunications services to customers in contiguous counties in Northeastern lower Michigan in an area called the ‘Thumb’. The counties in the service area are Huron, Sanilac, and Tuscola and the northern parts of Lapeer and St Clair Counties. There are over 4,500 customers throughout the service area that are currently receiving high-speed broadband service from us. This application proposes to serve an area where we already provide wireless high speed services that exceed NOFA requirements. To claim this area is un-served or even under-served is an error on their part. This applicant wants to expand their territories at the expense of current providers effectively putting them out of business.

Submitter: SpeedNet, LLC

Comment: SpeedNet, LLC, a Michigan financed, owned and operated company offers wireless broadband service to thousands of residential and commercial customers as the incumbent broadband ISP throughout Huron, Sanilac, and Tuscola counties.

In October of 2005, SpeedNet acquired the 2.5 GHz – 2.7 GHz spectrum from Puvalowski Entertainment as part of a $17,000,000 broadband investment in the State of Michigan. The area from this spectrum lease acquisition covers 100% of the estimated 67,627 households in the proposed application map submitted by M3 Wireless, Inc with an advertised broadband connection of 3.0 Mbps x 384 Kbps at a rate of $34.95/month.

SpeedNet provides licensed wireless broadband service with investments in both a fixed wireless DOCSIS 2.0 technology purchased from Arris, and an OFDM (WiMAX) technology purchased from Motorola. These broadband delivery methods are provisioned by SpeedNet through a matrix of company financed, built, managed, and maintained server technologies, co-located cell tower attachments, billing system, licensed backhaul paths, and a team of twenty employees based in Saginaw Michigan.
This privately funded investment was financed by Michigan natives John Ogren and Robert Liggett. These two partners continue to own and operate the company today. If funded, M3 Wireless, Inc. would use federal stimulus funds to not only damage the private investments made by these individuals but also utilize stimulus dollars to build technology in areas currently served by SpeedNet and other broadband competitors that cannot be viewed as unserved or underserved by the definitions in the NOFA and put in jeopardy 20 full time employees at SpeedNet.

**Submitter:** Charter Communications

**Comment:** Charter Communications (‘Charter’), a broadband service provider, has invested capital to provide a full range of Broadband services, including High Speed Internet services, in this service area. The applicant’s request in the proposed under-served service area would create an overlap in Charter’s service area. Charter’s response includes the necessary information to validate the overlapping condition as a result of this applicant’s request.

**Submitter:** CenturyLink

**Comment:** CenturyLink is submitting data that shows the application’s proposed service area is not underserved or unserved, under program guidelines. Accordingly, the application must be denied as ineligible. With limited funding and a large pool of applications, program grants and loans must be directed only to areas that are truly underserved or unserved, as stipulated in the program guidelines.

CenturyLink can certify that its affiliates currently offer broadband service in some or all of the applicant’s proposed service areas. Attached is a state map that is a representative sample of areas where the application overlaps our existing broadband deployment. CenturyLink also provides data showing broadband availability in our local telephone exchanges within the proposed service areas. We will provide additional information on request if that will further assist the agency’s review.

This data is not exhaustive; the application may include other areas also currently served with broadband by other providers, which should be considered in the assessment of the application. Our data combined with that of other broadband providers would likely show further duplication and overlap of broadband services in the proposed service areas.