
**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of the)	
)	
Telecommunications Carriers Eligible for)	WC Docket No. 09-197
Universal Service Support)	
)	WC Docket No. 11-42
Lifeline and Link Up Reform and Modernization)	
)	
Safari Communications, Inc.)	
Compliance Plan)	

SAFARI COMMUNICATIONS, INC.'S WIRELINE COMPLIANCE PLAN

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I. INTRODUCTION

Safari Communications, Inc. (“Safari” or the “Company”) is a prepaid competitive local exchange telecommunications carrier (“CLEC”) seeking designation as an Eligible Telecommunications Carrier (“ETC”) solely for the purpose of participating in the Lifeline program.¹ Although Section 214(e)(1)(A) of the Act requires an ETC to offer USF-supported services to some extent over its own facilities, the Federal Communications Commission (“FCC” or “Commission”) has forborne from that requirement for carriers that are, or seek to become, Lifeline-only ETCs.² Safari is able to provide service in part over its own facilities through the use of unbundled network elements (UNEs). According to FCC Rules, facilities obtained as UNEs satisfy the requirement that an ETC provide the supported services using either its own facilities

¹ This Compliance Plan applies only to the Company’s wireline services; Safari has a separate Compliance Plan pending in regards to its wireless services.

² *In the Matter of Lifeline and Link Up Reform and Modernization, Lifeline and Link Up, Federal-State Joint Board on Universal Service, Advancing Broadband Availability Through Digital Literacy Training*, WC Docket No. 11-42, WC Docket No. 03-109, CC Docket No. 96-45, WC Docket No. 12-23, Report and Order and Further Notice of Proposed Rulemaking, FCC 12-11 (rel. Feb. 6, 2012) (“*Order*”).

or a combination of its own facilities (including UNEs) and resale of another carrier's services.³ However, obtaining and maintaining UNEs is costly, and some state public utility commissions do not recognize UNEs as facilities. Therefore, Safari will avail itself of the FCC's conditional grant of forbearance and, by its attorney, hereby files its Compliance Plan outlining the measures it will take to implement the conditions of forbearance outlined in the *Order*.⁴ Given the severe economic environment that is forcing many low-income customers to forego telecommunications service, Safari respectfully requests expeditious approval of this plan so that the Company, upon designation as an ETC, may quickly deploy much-needed Lifeline services to qualified low-income customers.

II. BACKGROUND

In the *Order*, the Commission granted forbearance from the "own-facilities" requirement contained in Section 214(e)(1)(A) for carriers that are, or seek to become, Lifeline-only ETCs, subject to the following conditions:⁵

(1) the carrier must comply with certain 911 requirements [(a) providing its Lifeline subscribers with 911 and E911 access, regardless of activation status and availability of minutes; (b) providing its Lifeline subscribers with E911-compliant handsets and replacing,

³ 47 C.F.R. § 54.201(f) states, "[f]or the purposes of this section, the term 'own facilities' includes, but is not limited to, facilities obtained as unbundled network elements pursuant to Part 51 of this chapter, provided that such facilities meet the definition of the term 'facilities' under this subpart." The term "facilities" under Section 54.201 is defined as "any physical components of the telecommunications network that are used in the transmission or routing of the services that are designated for support pursuant to subpart B of this part" (47 C.F.R. § 54.201(e)). The Company's use of UNEs, including §251 loops, or equivalents thereof, commingled with § 271 elements, meets this definition of "facilities."

⁴ Although the Company qualifies for and seeks to avail itself of the Commission's grant of forbearance from the facilities requirement of section 214(e)(1)(A), the Company reserves the right to demonstrate to a state public utilities commission that it provides service using its own facilities in a state (by obtaining UNEs, which are recognized as facilities under 47 C.F.R. § 54.201(f)), particularly for purposes of state universal service funding under state program rules and requirements. The Company will follow the requirements of the Commission's Lifeline rules and this Compliance Plan in all states in which it provides Lifeline service and receives reimbursements from the federal Low-Income fund.

⁵ See *Order* at ¶¶ 368, 373 and 379.

at no additional charge to the subscriber, noncompliant handsets of Lifeline-eligible subscribers who obtain Lifeline-supported services; and (c) complying with conditions (a) and (b) starting on the effective date of this Order]; and

(2) the carrier must file, and the Bureau must approve, a compliance plan that: (a) outlines the measures the carrier will take to implement the obligations contained in this Order, including but not limited to the procedures the ETC follows in enrolling a subscriber in Lifeline and submitting for reimbursement for that subscriber from the Fund, materials related to initial and ongoing certifications and sample marketing materials, as well as further safeguards against waste, fraud and abuse the Bureau may deem necessary; and (b) provides a detailed description of how the carrier offers service, the geographic areas in which it offers service, and a description of the carrier's various Lifeline service plan offerings, including subscriber rates, number of minutes included and types of plans available.

III. SAFARI WILL COMPLY WITH THE REQUIREMENTS SET FORTH IN THE ORDER

Safari will comply with all conditions set forth in the *Order*, the provision of this Compliance Plan, and all laws and regulations governing its provision of Lifeline-supported prepaid wireline service to customers throughout the United States.⁶

A. Access to 911 and E911 Services

In the *Order*, the Commission requires Safari to provide its Lifeline customers with access to 911 and E911 services, regardless of activation status and availability of minutes.⁷ The Commission and consumers are hereby assured that all Safari customers will have available access to emergency calling services at the time that Lifeline service is initiated, and that such 911 and E911 access will be available from Safari phones as long as the phone remains connected, even if there are no minutes remaining on the account. Safari resells the network services of incumbent local exchange carriers ("ILEC") and the ILECs route 911 calls from the Company's customers in the same manner as 911 calls from their own customers. As a wireline carrier, the requirement to

⁶ To the extent that future changes in federal regulations render the commitments herein invalid, the Company reserves the right to modify its operations in accordance with federal regulations in effect at that time.

⁷ See *Order* at ¶ 373.

provide only E911-compliant handsets does not apply to Safari.

B. Consumer Eligibility and Enrollment

Safari will certify and verify consumer eligibility for Lifeline in accordance with the requirements set forth in the *Order*. In instances where a state agency or third-party administrator is responsible for the initial determination and annual recertification of consumer eligibility, Safari will rely on the state identification or database.⁸ In instances where Safari is responsible for the initial determination and annual recertification of consumer eligibility, the Company will follow the procedures set forth below.

1. One-Per-Household

Safari understands that Lifeline is limited to a single subscription per household, and that the Commission has defined household as “any individual or group of individuals who are living together at the same address as one economic unit.”⁹ Upon receiving an application for Lifeline support, Safari will check the duplicates database, once in place, to determine whether an individual at the applicant’s residential address is currently receiving Lifeline-supported service. Safari will also search its own internal database of active customers, real-time, pre-sale, to ensure that it does not already provide Lifeline-supported service to someone at that residential address. If Safari determines that an individual at the applicant’s address is currently receiving Lifeline-supported service, Safari will take an additional step to ensure that the applicant and the current subscriber are part of different households. To enable applicants to make this demonstration, Safari will require applicants to complete and submit to the Company USAC’s one-per-household template, which will contain the following: (1) an explanation of the Commission’s

⁸ See *Order* at ¶ 98.

⁹ See *Order* at ¶ 74.

one-per-household rule; (2) a check box that an applicant can mark to indicate that he or she lives at an address occupied by multiple households; (3) a space for the applicant to certify that he or she shares an address with other adults who do not contribute income to the applicant's household and share in the household's expenses or benefit from the applicant's income; and (4) the penalty for a consumer's failure to make the required one-per-household certification (i.e., de-enrollment).¹⁰ Safari will deny the Lifeline application of any individual residing at the same address as a current Lifeline subscriber who is part of the same household, and will advise the applicant of the basis for the denial.

On its certification forms, a draft sample of which is attached,¹¹ Safari will obtain a consumer's permanent residential address (which cannot be a P.O. Box or General Delivery address), unless they only have a temporary address, and a billing address for the service, if different (which may include a P.O. Box or General Delivery address).¹² Safari will inquire on its certification forms whether or not the applicant's address is a temporary one.¹³ If and when the 90-day verification rules becomes effective, Safari will notify the consumer that if they have a temporary address, the Company will contact the consumer every 90 days, by phone or mail, to verify that he or she continues to rely on that address, and that if the consumer fails to respond within 30 days of Safari's attempt to verify the temporary address, he or she will be de-enrolled from the Lifeline program.¹⁴ Also on its certification forms, Safari will explain that if the subscriber moves, they must provide their new address to the Company within 30 days of

¹⁰ See Order at ¶ 78.

¹¹ See Exhibit A. The draft form remains subject to change, but substantially reflects the content of the Company's application.

¹² See Order at ¶ 85.

¹³ See Order at ¶ 89.

¹⁴ See *id.* As of the date of filing of this Compliance Plan, this requirement has not been approved pursuant to the Paperwork Reduction Act.

moving.¹⁵ If the subscriber has moved, Safari will update the duplicates database, once in place, with the information within 10 business days of receipt of the information.¹⁶

As detailed below, Safari's certification form will clearly explain the one-per-household requirement and all consumers must certify that they receive Lifeline support for a single subscription per household.

2. Initial and Annual Certification

Consumers will be signed up in person or directed, via company literature, collateral or advertising, to a toll-free telephone number and to the Company website, which will provide information regarding the Company's Lifeline service plans, including a detailed description of the program and state-specific eligibility criteria. Safari's application form will identify that it is a "Lifeline" application. Safari will provide Lifeline-specific training to all personnel, whether employees, agents or representatives, that interact with actual or prospective consumers with respect to obtaining, changing or terminating Lifeline services.

Safari's initial and annual certification forms will conform to the list of requirements provided in the *Order*, Appendix C and with C.F.R. § 54.410(d), as amended. Safari's Lifeline certification forms, a draft sample of which is attached as Exhibit A, will require each prospective subscriber to provide the following information:

- (i) The subscriber's full name;
- (ii) The subscriber's full residential address;
- (iii) Whether the subscriber's residential address is permanent or temporary;
- (iv) The subscriber's billing address, if different from the subscriber's residential address;
- (v) The subscriber's date of birth;
- (vi) The last four digits of the subscriber's social security number, or the subscriber's Tribal identification number, if the subscriber is a member of a Tribal nation and does not have a social security number;
- (vii) If the subscriber is seeking to qualify for Lifeline under the program-based criteria, as set forth in § 54.409, the name of the qualifying assistance program from which the

¹⁵ See *Order* at ¶ 85.

¹⁶ See *id.*

subscriber, his or her dependents, or his or her household receives benefits; and
(viii) If the subscriber is seeking to qualify for Lifeline under the income-based criterion, as set forth in § 54.409, the number of individuals in his or her household.

The certification forms will also explain in clear, easily understandable language that:

- (i) Lifeline is a federal benefit;
- (ii) Lifeline service is available for only one line per household;
- (iii) a household is defined, for purposes of the Lifeline program, as any individual or group of individuals who live together at the same address and share income and expenses;
- (iv) households are not permitted to receive benefits from multiple providers;
- (v) that violation of the one-per-household requirement would constitute a violation of the Commission's rules and would result in the consumer's de-enrollment from the program, and potentially, prosecution by the United States government; and
- (vi) a Lifeline subscriber may not transfer his or her service to any other individual, including another eligible low-income consumer.

Safari will require all consumers, at sign up and annually thereafter, to certify under penalty of perjury that:

- (i) The subscriber meets the income-based or program-based eligibility criteria for receiving Lifeline, provided in § 54.409;
- (ii) The subscriber will notify the carrier within 30 days if for any reason he or she no longer satisfies the criteria for receiving Lifeline including, as relevant, if the subscriber no longer meets the income-based or program-based criteria for receiving Lifeline support, the subscriber is receiving more than one Lifeline benefit, or another member of the subscriber's household is receiving a Lifeline benefit.
- (iii) If the subscriber is seeking to qualify for Lifeline as an eligible resident of Tribal lands, he or she lives on Tribal lands, as defined in 54.400(e);
- (iv) If the subscriber moves to a new address, he or she will provide that new address to the eligible telecommunications carrier within 30 days;
- (v) If the subscriber provided a temporary residential address, he or she will be required to verify his or her temporary residential address every 90 days;
- (vi) The subscriber's household will receive only one Lifeline service and, to the best of his or her knowledge, the subscriber's household is not already receiving a Lifeline service;
- (vii) The information contained in the subscriber's certification form is true and correct to the best of his or her knowledge,
- (viii) The subscriber acknowledges that providing false or fraudulent information to receive Lifeline benefits is punishable by law; and
- (ix) The subscriber acknowledges that the subscriber may be required to re-certify his or her continued eligibility for Lifeline at any time, and the subscriber's failure to re-certify as to his or her continued eligibility will result in de-enrollment and the termination of the subscriber's Lifeline benefits pursuant to § 54.405(e)(4).

Applicants will also be required to initial a number of disclosure statements intended to ensure that the applicant understands applicable eligibility requirements. Consumers who do not complete the application process in person must return the signed application and support documentation to the Company by mail, fax, email or other electronic transmission. The Company will accept electronic signatures, including Interactive Voice Response (IVR) recordings, that meet the requirements of the Electronic Signatures in Global and National Commerce Act, 15 USC 7001-7006.¹⁷

Enrollment by phone. Safari anticipates to primarily enroll customers via the phone, whereby the Company is able to verbally explain the Lifeline program and its eligibility requirements, including required information and disclosures. Safari's call center is staffed by Telecom Service Bureau ("TSB") employees ("agent(s)" or "representative(s)"). When a prospective customer calls in, a representative will collect and input the required information into an electronic copy of the Company's application form, at which point they will validate the address via a USPS/Melissa Database, check the information against Safari's internal database to confirm that the applicant is not already receiving a Lifeline subsidy from the Company,¹⁸ and review all certifications and disclosures verbally with the applicant.¹⁹ If the customer indicates on the application form that their address is a multi-household residence, a representative will require the applicant to complete USAC's one-per-household template as well. If an eligibility database is

¹⁷ See Order at ¶ 168.

¹⁸ Moreover, before filing its Form 497 Safari's subsidy data is checked against a pooled database of all other TSB companies to prevent duplicate subsidy requests across multiple carriers. When it becomes available, the Company will query the National Accountability Database prior to enrolling customers in its Lifeline program.

¹⁹ When the Company implements IVR technology, the representative will make sure the applicant verbally acknowledges each required certification before moving onto the next, and will obtain the applicant's signature via IVR. Customers will then be able to complete USACs one-per-household template, when applicable, over the phone as well.

available, the representative will query the database to determine eligibility. Until the Company implements IVR technology, the representative will advise the applicant that they will receive a copy of Safari's Lifeline certification form in the mail along with a postage-prepaid return envelope, and that they are required to return the completed form to Safari (along with verification of benefits, if no eligibility database is available) before their Lifeline service can be activated. The representative will explain how to submit the required documentation to the Company as well as what documentation qualifies as proof of benefits. The application will be placed in a "hold" status and Safari's system will automatically mail a welcome letter along with the Lifeline certification form for the applicant to complete and sign (and USAC's one-per-household template, when applicable, and a request for verification of benefits, if no eligibility database is available), as well as a postage-prepaid envelope to return all documentation to Safari. When Safari receives the applicant's completed form(s) and, if applicable, proof documentation, a representative will review the documentation and complete and sign the "Office Use Only" section of the application form, which will record a description about the specific documentation reviewed as part of the eligibility verification process, including type of documentation (i.e. Food Stamps) and a unique identifier (last 3 digits of document ID). Safari will destroy copies of proof documentation and initiate provisioning of the phone line with the underlying carrier for eligible customers.

Enrollment online. Prospective customers will be able to fill out an application form online and sign electronically. Safari will highlight the certifications that are required, for example, by requiring consumers to acknowledge each certification before moving on to the next field.²⁰ If the customer indicates that their address is a multi-household residence, online interface will require the applicant to complete USAC's one-per-household template as well. If no eligibility database is available, the online interface will advise the applicant that they are required

²⁰ See *Order* at ¶ 123.

to provide verification of benefits before their Lifeline service can be activated; applicants will be made aware of how to submit the required documentation to the Company as well as what documentation qualifies as proof of benefits. The Company will qualify the applicant by accessing necessary databases (USPS/Melissa, duplicates database, eligibility databases). If no eligibility database is available, the application will be placed in a “hold” status until the Company receives copies of the applicant’s proof documentation, at which point a representative will review the documentation and complete and sign the “Office Use Only” section of the application form, which will record a description about the specific documentation reviewed as part of the eligibility verification process, including type of documentation (i.e. Food Stamps) and a unique identifier (last 3 digits of document ID). Safari will destroy copies of proof documentation and initiate provisioning of the phone line with the underlying carrier for eligible customers.

Safari will determine eligibility utilizing the income and program criteria currently utilized by federal default states (47 C.F.R. § 54.409(a),(b)), as well as any additional state-specific criteria. Prior to enrolling a new subscriber, Safari will check the eligibility of low-income consumers first by accessing state or federal social services electronic eligibility databases, where available.²¹ If a database is used to establish eligibility, Safari will not require documentation of the consumer’s participation in a qualifying federal program; instead, Safari or its representative will note in its records a description of what specific data was relied upon to confirm the consumer’s initial eligibility for Lifeline.²² However, in states where there is no state administrator, the state commission or other state agency is not making eligibility determinations, and there is no automated means for Safari to check electronic databases for eligibility, Safari will review documentation to determine eligibility for new subscribers until

²¹ See Order at ¶ 97.

²² See Order at ¶ 98.

such time as a qualifying eligibility database is available.²³ Safari will require acceptable documentation both for income eligibility and for program eligibility. The Company will not retain copies of the documentation but rather will establish policies and procedures to review such documentation and keep accurate records detailing how the consumer demonstrated his or her eligibility.²⁴ Safari understands that it may permit agents or representatives to review documentation of consumer program eligibility for Lifeline, and in such cases Safari remains liable for ensuring the agent or representative's compliance with the Lifeline program rules.²⁵

Safari provides employees, agents, and representatives with training designed to give them an understanding of Lifeline program requirements and permit them to review customer documentation and determine whether it is sufficient to establish a customer's eligibility to participate in the Lifeline program under the Commission's rules. No Company employee, agent, or representative may accept a Lifeline application unless he or she has first completed this training program and demonstrated an understanding of the underlying material. Among other things, the Lifeline program training discusses the Company's Lifeline application form (see Exhibit A) on a section-by-section basis. The training explains what sections of the form must be completed by the customer and reviews the form disclosures in detail, to facilitate an employee's ability to explain each item contained therein and answer any customer questions.

3. Annual Re-Certification

Safari understands that it must re-certify the eligibility of its entire Lifeline subscriber base as of June 1, 2012 by the end of 2012 and report the results to USAC by January 31, 2013, and the Company may elect to perform this re-certification on a rolling basis throughout the

²³ See Order at ¶ 99.

²⁴ See Order at ¶ 101.

²⁵ See Order at ¶ 110.

year.²⁶ By December 31, 2012, Safari will re-certify the continued eligibility of all of its subscribers by contacting them—either in person, in writing, by phone, by email, or otherwise through the Internet—to confirm their continued eligibility.²⁷ The re-certification notice will explain the actions the customer must take to retain Lifeline benefits, when Lifeline benefits may be terminated, and how to contact the Company. Safari will obtain a signed certification from the subscriber that meets the certification requirements of 47 C.F.R. § 54.410(d), as amended, as detailed in section III.B.2 above. The Company will provide written notice of impending service termination to subscribers who do not respond to the annual re-certification within 30 days. Safari understands that such certifications may be obtained through a written format or an IVR system, and will use one or more of such options for its certifications.²⁸

Alternatively, where a database containing consumer eligibility data is available, Safari (or state agency or third-party, where applicable) will instead query the database by the end of 2012 and maintain a record of what specific data was used to re-certify eligibility and the date of re-certification. If a subscriber's address cannot be verified through the state data, Safari will contact the subscriber every year during the annual certification process to obtain a valid address.²⁹ After 2012, Safari will continue to annually certify the continued eligibility of its entire subscriber base, either by accessing a qualifying database, or by electing to have USAC administer the self-certification process on the Company's behalf.³⁰

Safari will certify its compliance with Commission rules on an annual Lifeline eligible telecommunications carrier certification form and when submitting FCC Forms 497 to USAC for reimbursement. As part of Safari's submission of re-certification data pursuant to 47 C.F.R. §

²⁶ See Order at ¶ 130.

²⁷ See *id.*

²⁸ See Order at ¶ 132.

²⁹ See Order at ¶ 131.

³⁰ See Order at ¶ 133.

54.416, an officer of the Company will certify annually to USAC:

(1) that the Company has procedures in place to review consumers' documentation of income-and program-based eligibility. In instances where the Company confirms consumer eligibility by relying on official program eligibility data, such as a state or federal database, an officer of the Company will attest to what data the Company uses to confirm consumer eligibility in each state, and

(2) that the Company is in compliance with all federal Lifeline certification procedures.³¹

C. Other Reforms to Eliminate Waste, Fraud and Abuse

Safari shares the Commission's concern about abuse of the Lifeline program and is thus committed to the safeguards stated herein, with the belief that the procedures it will implement will prevent Company customers from engaging in such abuse of the program, inadvertently or intentionally. The Company's service plans offer landline calling for a monthly fee, and thus do not invite instances of duplicative support or present the broader concerns regarding waste, fraud and abuse that arise from the "free" plans offered by many prepaid wireless providers. For this reason, there is no need for the Company to implement a customer usage requirement.³²

Safari has implemented enrollment procedures designed to prevent subsidies for duplicate or ineligible subscribers. The Company contracts with a third party Lifeline service bureau, currently CGM, LLC of Roswell, Georgia, to process and validate the Company's subsidy data to prevent Duplicate Same-Month Lifeline Subsidies (Double Dip): any name/address that is already receiving a lifeline subsidy from the Company or any other TSB company will be automatically prevented from receiving a second lifeline subsidy in that same month. Through the processes

³¹ See *Order* at ¶ 126-27.

³² The Company is not required to implement customer usage requirements. See *Order* at ¶ 257.

described herein, Safari ensures that it does not over-request from support funds.

As detailed in section III.B.2, Safari requires the applicant to provide their date of birth (DOB) and last four digits of their social security number (SSN). Requiring DOB and SSN ensures that neither the applicant nor the Company representative can forge certification forms based on false names and addresses. Once the applicant's identity is confirmed, Safari verifies that the applicant is eligible to receive the Lifeline subsidy. To do this, Safari checks any available eligibility database. If one is not available, the applicant is required to provide proof of eligibility. This prevents ineligible applicants from receiving the subsidy.

Safari validates the address of the applicant via a USPS/Melissa Database to ensure the address is correct. In order to prevent duplicate subsidies, the customer is required to affirm verbally and in writing that they (and, to the best of their knowledge, no one else in their household) do not currently receive a Lifeline subsidy. Company software checks the name/address combination for duplicates against the Company's client base and the representative details the one-per-household rule with the applicant.

1. National Lifeline Accountability Database

Safari will participate in the National Lifeline Accountability Database, once it is established. As required by the *Order*, Safari will provide to the database subscriber name, address, phone number, the last four digits of Social Security number, date of birth, Lifeline service initiation and de-enrollment date (when applicable), and amount of federal Lifeline support being sought for that subscriber.³³ Safari will provide the information listed above for existing subscribers within 60 days of Commission notice that the database is capable of accepting subscriber information.³⁴

Furthermore, on its certification form, Safari will obtain acknowledgement and consent

³³ See *Order* at ¶ 189.

³⁴ See *Order* at ¶ 190.

from each of its subscribers that is written in clear, easily understandable language that the subscriber's name, telephone number, and address will be divulged to USAC (the administrator of the program) and/or its agents for the purpose of verifying that the subscriber does not receive more than one Lifeline benefit.³⁵

Within 30 days following Commission notice that the database is capable of accepting queries, Safari will query the database to check to see if a prospective subscriber is already receiving service from another ETC at a residential address prior to seeking reimbursement from the Fund.³⁶

2. Toll Limitation Service

As a local exchange carrier, Safari distinguishes between toll and non-toll calls. Therefore, the Company offers toll limitation service (TLS) at no cost to its Lifeline customers in order to afford them the ability to manage the cost of their monthly service plans and avoid higher expenditures that could prove to be devastating to a household of limited means. Safari provides unlimited minutes per month available for local calls only and a separate pool of minutes available for long distance calls (toll control). Customers may purchase additional long distance minute packages in advance or, with payment of a deposit, may elect long distance calling on a postpaid basis. Customers may also opt out of the long distance minutes provided by Safari and either choose a different long distance provider, or request that the option for long distance calls be blocked altogether (toll block). Safari incurs a monthly fee for both toll block and toll control (the Company purchases resold TLS with periodic agreements sometimes purchased months in advance), and will thus seek reimbursement from the USF for TLS provided to eligible Lifeline subscribers. Safari understands that TLS support is currently limited

³⁵ See *Order*, Appendix C.

³⁶ See *Order* at ¶ 203.

to \$3.00 per month per TLS subscriber, and will be reduced to \$2.00 in 2013 and eliminated at the beginning of 2014.³⁷

3. Marketing & Outreach

Safari will implement the measures outlined herein to help ensure that only eligible consumers enroll in the program and that those consumers are fully informed of the limitations of the program, so as to prevent duplicative or otherwise ineligible service as well as other forms of waste, fraud, and abuse. Safari will explain in clear, easily understood language the following disclosures in all marketing materials related to the supported service:³⁸ (1) the offering is a Lifeline-supported service; (2) only eligible consumers may enroll in the program; (3) the program is limited to one benefit per household, consisting of either wireline or wireless service; and (4) Lifeline is a government benefit program. Safari's website and printed collateral will explain the documentation necessary for enrollment, and the details of Safari's plans. Such collateral and website information, as well as its application, will make clear that consumers who willfully make false statements in order to obtain the benefit can be punished by fine or imprisonment or can be barred from the program.³⁹ For broadcast advertisements and outdoor signs, and any other situation in which inclusion of documentation information and warnings against willful false statements are not practicable, Safari will include the URL link for its website where disclosures will be listed. Additionally, Safari will disclose the company name under which it does business.⁴⁰

³⁷ See *Order* at ¶ 234.

³⁸ See Exhibit B for a sample advertisement. The Company understands the term "marketing materials" includes materials in all media, including but not limited to print, audio, video, Internet (including email, web, and social networking media), and outdoor signage, that describe the Lifeline-supported service offering, including application and certification forms. See *Order* at ¶ 275.

³⁹ See *Order* at ¶ 275.

⁴⁰ See *id.*

4. Audits

The *Order* requires ETCs that draw \$5 million or more in the aggregate on an annual basis from the low-income program, as determined on a holding company basis taking into account all operating companies and affiliates, to hire an independent licensed certified public accounting firm to conduct a biennial audit according to government accounting standards to assess the ETC's overall compliance with the program's requirements.⁴¹ Safari will comply with this requirement if and when it is approved, including applicable rules regarding the dissemination of audit findings to the Commission, USAC, and relevant state and Tribal governments within 30 days upon issuance.⁴²

D. De-Enrollment

Safari will de-enroll consumers from the Company's Lifeline program in the following instances, according to C.F.R. § 54.405(e):

Ineligibility. Any subscriber who indicates that he or she is receiving more than one Lifeline-supported service per household, or neglects to make the required one-per-household certification on his or her certification form, will be de-enrolled from Lifeline pursuant to the process for resolving duplicative Lifeline subscriptions described in section 54.405(e)(2).⁴³

If a customer does not respond to the Company's annual verification survey within 30 days, or if Safari has reasonable basis to believe that the subscriber no longer meets the Lifeline-qualifying criteria (including instances where a subscriber informs the Company or the state that he or she is ineligible for Lifeline), Safari will provide a written notice of impending service termination to

⁴¹ See *Order* at ¶ 291.

⁴² See *Order* at ¶ 294. As of the date of filing of this Compliance Plan, this audit requirement has not been approved pursuant to the Paperwork Reduction Act.

⁴³ See *Order* at ¶ 122.

the subscriber and then give the subscriber 30 days after the date of the letter to demonstrate that his or her Lifeline service should not be terminated.⁴⁴ Similarly, Safari will de-enroll a subscriber if they fail to respond to the Company's attempt to verify a temporary address within 30 days.⁴⁵

Duplicative Support. Subject to USAC's Duplicate Resolution Process and anticipated Duplicate Scrubbing Process,⁴⁶ Safari will de-enroll a subscriber within 5 business days if the Company is informed by USAC that the subscriber is receiving Lifeline service from another ETC or that more than one member of a subscriber's household is receiving Lifeline service.

E. Additional Rule Amendments

1. Terms and Conditions of Service

The Company's Lifeline offering is summarized in section IV.C below. The Company's terms and conditions are subject to change as needed. Safari maintains current tariffs, which are public record, with the public service commissions in the states in which it operates, and also makes its tariffs available to customers at their request.

2. Reporting Requirements

Safari will report all information required by section 54.422, including as it may heretofore be amended. This includes the names of the Company's holding company, operating companies and affiliates, and any branding ("doing-business-as company" or brand designation), and provide to the Commission and USAC general information regarding the terms and conditions of the Lifeline plans for voice telephony service offered specifically for low income consumers through the program offered during the previous year, including the number of

⁴⁴ *See id.* In states that have dispute resolution procedures applicable to Lifeline termination, the Company will comply with the state requirements.

⁴⁵ *See Order* at ¶ 89.

⁴⁶ *See Order* at ¶ 214-16.

minutes provided, and whether there are additional charges to the consumer for service, including minutes of use and/or toll calls.⁴⁷

3. Reimbursement from USAC

In seeking reimbursement for Lifeline, Safari will comply with the requirements of C.F.R § 54.407, as revised by the *Order*.⁴⁸ Safari will certify when seeking reimbursement that the Company has obtained a valid certification form for each consumer for whom the Company seeks Lifeline reimbursement,⁴⁹ and the Company will seek reimbursement for actual lines served, not projected lines.⁵⁰

4. Section 54.202 Certifications

Safari certifies the following in accordance with newly amended C.F.R. § 54.202: (1) Safari will comply with the service requirements applicable to the support that it receives; (2) Safari is able to remain functional in emergency situations; (3) Safari will satisfy applicable consumer protection and service quality standards.

IV. COMPANY INFORMATION

Safari is a Florida corporation. Safari will provide prepaid wireline telecommunications services to consumers by using the network of underlying carriers such as AT&T, Verizon, and Qwest/CenturyLink.

A. Names and Identifiers

Safari does not have any holding companies, operating companies, or affiliates.

⁴⁷ See *Order* at ¶ 296, 390. Section 153 of the Communications Act defines “affiliate” as “a person that (directly or indirectly) owns or controls, is owned or controlled by, or is under common ownership or control with, another person.

⁴⁸ See *Order* page 221.

⁴⁹ See *Order* at ¶ 128.

⁵⁰ See *Order* at ¶ 302.

B. Financial and Technical Capability

Safari is financially and technically capable of providing Lifeline-supported services.⁵¹ Safari has not been subject to enforcement action or ETC revocation proceedings in any state. Safari does not intend to rely exclusively on USF disbursements to operate; Safari will offer both Lifeline and non-Lifeline services and will seek to further develop its retail platform in an effort to secure increasing non-Lifeline revenue. Safari has a commitment from TSB to assist with operational costs via a promissory note until the Company is self-reliant. Furthermore, the senior management of Safari has great depth in the telecommunications industry and offers extensive telecommunications business technical and managerial expertise to the Company.⁵² Safari will also rely upon the managerial and technical expertise of TSB, which has seven years of experience in building processes, teams and programs to support telecommunications carriers.⁵³

C. Lifeline Offering

Safari will offer its Lifeline service in the states where it is designated as an ETC and throughout the coverage area of its underlying carrier(s). The Company's Lifeline offering will provide customers with a discount on their monthly phone service package equal to the maximum federal (and state, where applicable) Lifeline subsidy. Exhibit D attached hereto reflects the Company's proposed rate plans for North Carolina. Rates may vary by state depending on ILEC territory.

⁵¹ See *Order* at ¶ 387.

⁵² See Exhibit C for key management resumes.

⁵³ The Company has contracted with TSB for development and management consultation. For more information on TSB, visit www.telecomservicebureau.com.

V. **CONCLUSION**

Safari submits that its Compliance Plan fully satisfies the conditions of forbearance set forth in the Commission's *Order*. Implementation of the procedures described herein will promote public safety and should ensure that Lifeline customers have access to 911 and E911 services while safeguarding against misuse of the Company's Lifeline services. Accordingly, Safari respectfully requests that the Commission expeditiously approve its Compliance Plan so that the Company may begin providing the benefits of much-needed Lifeline service to qualifying low-income consumers as quickly as possible.

Respectfully submitted,

Safari Communications, Inc.

/s/ Lance J.M. Steinhart

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Its Counsel

Dated June 29, 2012

Exhibit A

Sample Lifeline Certification Form

Exhibit B

Sample Advertisements

Exhibit C

Key Management Resumes

Exhibit D

Proposed Lifeline Rate Plans