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March 13, 2024

VIA EMAIL TO dtc.efiling@mass.gov

Ms. Shonda D. Green, Executive Administrative Coordinator
Commonwealth of Massachusetts
Department of Telecommunications and Cable
1000 Washington Street, Suite 600
Boston, Massachusetts 02118-6500

Re: IM Telecom, LLC d/b/a Infiniti Mobile
D.T.C. 24-1; Responses to Information Requests

Dear Ms. Green,

On behalf of IM Telecom, LLC d/b/a Infiniti Mobile (“Infiniti Mobile”), attached please find the responses to the Department of Telecommunications and Cable’s First Set of Information Requests.

If you have any questions or if I may provide you with additional information, please do not hesitate to contact me. Thank you for your assistance.

Respectfully submitted,

/s/ Lance J.M. Steinhart

Lance J.M. Steinhart, Esq.
Managing Attorney
Lance J.M. Steinhart, P.C.

Attorneys for IM Telecom, LLC d/b/a Infiniti Mobile

**RESPONSES TO FIRST SET OF INFORMATION
REQUESTS BY THE DEPARTMENT OF
TELECOMMUNICATIONS AND CABLE TO IM TELECOM,
LLC
D.T.C. 24-1
March 13, 2024**

1. Provide an organizational chart for the management of Infiniti Mobile. Include core responsibilities and executive names.

Response: Please see the organizational chart for management of Infiniti Mobile attached as Exhibit A.

Response prepared by: John Ripley, President

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March 13, 2024**

2. Confirm that Infiniti Mobile has received FCC approval for an updated compliance plan following its acquisition by KonaTel, Inc. Provide the relevant documentation demonstrating this approval.

Response: Please see the Public Notice approving the revised compliance plan attached as Exhibit B.

Response prepared by: John Ripley, President

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3. Explain how granting Infiniti Mobile's Petition will result in unique service offerings relative to other ETCs currently providing Lifeline services in Massachusetts.

Response: One of the biggest benefits Infiniti Mobile will provide is its commitment to increase Lifeline subscribership. Based upon USAC's online Lifeline funding disbursement tool, there appear to be only four (4) active prepaid wireless ETCs providing Lifeline service in Massachusetts, and only 7 carriers total. According to USAC, Massachusetts has a current Lifeline participation rate of only 13%, with more than 800,000 Lifeline-eligible households left unserved (*see <https://www.usac.org/lifeline/resources/program-data/>*). So, regardless of how Infiniti Mobile compares to existing Lifeline service providers, clearly there is a need for more providers that are actively enrolling low-income consumers in the Lifeline program. Infiniti Mobile is committed to reaching a substantial number of these subscribers.

Response prepared by: John Ripley, President

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Exhibit A

Organizational Chart for Management of Infiniti Mobile



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REQUESTS BY THE DEPARTMENT OF
TELECOMMUNICATIONS AND CABLE TO IM TELECOM,
LLC
D.T.C. 24-1
March 13, 2024**

Exhibit B

Public Notice Approving Revised Compliance Plan



PUBLIC NOTICE

Federal Communications Commission
445 12th St., S.W.
Washington, D.C. 20554

News Media Information 202 / 418-0500
Internet: <http://www.fcc.gov>
TTY: 1-888-835-5322

DA 18-1081

Released: October 23, 2018

WIRELINE COMPETITION BUREAU APPROVES THE WIRELESS COMPLIANCE PLAN OF IM TELECOM

WC Docket Nos. 09-197, 11-42

The Wireline Competition Bureau (Bureau) hereby approves the wireless compliance plan¹ of IM Telecom d/b/a Infiniti Mobile, (IM Telecom) 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 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

The Bureau has clarified that any transfer of ownership or control of an ETC with an approved Lifeline compliance plan requires Commission approval in advance of the transaction.⁵ This includes renewing compliance plan approval for changes in the corporate ownership and control of the ETC.⁶

In accordance with this requirement, IM Telecom submitted an amended compliance plan for its wireless Lifeline service for Bureau approval.⁷ IM Telecom has a previously-approved wireless compliance plan⁸ and currently provides wireless Lifeline service in seven states.⁹ IM Telecom was

¹ See IM Telecom, LLC Revised Compliance Plan – Acquisition by KonaTel, Inc., WC Docket No. 09-197, 11-42 (filed Apr. 16, 2018) (*IM Telecom 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 *IM Telecom Compliance Plan*.

⁸ See *Wireline Competition Bureau Approves the Compliance Plans of Birch Communications, Boomerang Wireless, IM Telecom, Q Link Wireless, and TAG Mobile*, Public Notice, 27 FCC Rcd 9184 (WCB 2012).

⁹ *IM Telecom Compliance Plan* at 2. See also Letter to Marlene Dortch, Secretary, Federal Communications

wholly-owned by Mr. Trevan V. Morrow, who transferred all of his interests to KonaTel Parent per the agreement reached on February 5, 2018.¹⁰ Pursuant to the terms of the agreement, IM Telecom will be a direct wholly-owned subsidiary of KonaTel Parent.¹¹

The Bureau has reviewed IM Telecom's wireless compliance plan for conformance with the relevant requirements, and now approves the compliance plan. We note that with respect to this matter, IM Telecom will remain the only entity with an approved compliance plan. Additionally, IM Telecom 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.

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 Michelle Schaefer, Telecommunications Access Policy Division, Wireline Competition Bureau at (202) 418-2705.

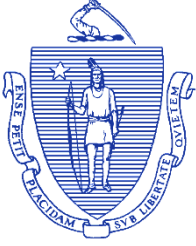
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Commission from John Heitmann, Counsel to KonaTel, Inc. Kelley Drye & Warren LLP, WC Docket Nos. 11-42, 09-197 (filed Jun. 29, 2018).

¹⁰ *IM Telecom Compliance Plan* at 2.

¹¹ *Id.*



COMMONWEALTH OF MASSACHUSETTS DEPARTMENT OF TELECOMMUNICATIONS AND CABLE

D.T.C. 24-1 Service List

Petition of IM Telecom, LLC d/b/a Infiniti Mobile for Designation as an Eligible Telecommunications Carrier in the Commonwealth of Massachusetts

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