



February 4, 2013

Via Regular Mail
and Email

Luly E. Massaro, Clerk
Public Utilities Commission
89 Jefferson Boulevard
Warwick, RI 02888

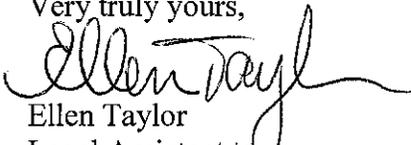
Re: Petition of Blue Jay Wireless, LLC for
Designation as an Eligible Telecommunications
Carrier for the Purpose of Offering Lifeline Service
on a Wireless Basis
Docket No.: 4375

Dear Ms. Massaro:

Enclosed for filing on behalf of Blue Jay Wireless, LLC are an original and six
copies of **Declaration of Blue Jay Wireless, LLC**.

Please do not hesitate to contact us should you have any questions or need further
information.

Very truly yours,



Ellen Taylor
Legal Assistant to
J. Richard Ratcliffe

:et

Enclosures

cc: Leo Wold, Esq. (via e-mail)
John Heitmann, Esq. (via e-mail)
Joshua T. Guyan, Esq. (via e-mail)
David Wareikis, CEO (via e-mail)

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
PUBLIC UTILITIES COMMISSION**

In RE: :
: :
Petition of Blue Jay Wireless, LLC for :
Designation as an Eligible : Docket No.: 4375
Telecommunications Carrier for the Purpose :
of Offering Lifeline Service on a Wireless :
Basis :
:

DECLARATION OF BLUE JAY WIRELESS, LLC

I, Marc Sparks, duly sworn, depose and state as follows:

1. I am Manager of Blue Jay Wireless, LLC, a Texas limited liability company with its principal offices located at 5010 Addison Circle, Addison, TX 75001, and am authorized to sign this Declaration on behalf of Blue Jay Wireless, LLC.

2. Blue Jay Wireless, LLC possesses a Certificate of Registration to transact business in the State of Rhode Island, see Exhibit A, and has filed its application for certification as an authorized telecommunications carrier under the laws of the State of Rhode Island.

3. I have read the Petition of Blue Jay Wireless, LLC for Designation as an Eligible Telecommunications Carrier in the State of Rhode Island for the Limited Purpose of Offering Wireless Lifeline Service to Qualifying Households and confirm that the information contained therein to be true and correct to the best of my knowledge.

4. To the best of my knowledge, Blue Jay Wireless, LLC, including all officers, directors, or persons holding five percent or more of the outstanding stock or shares (voting or non-voting) of the company, are not subject to denial of federal benefits, including FCC benefits, pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862.

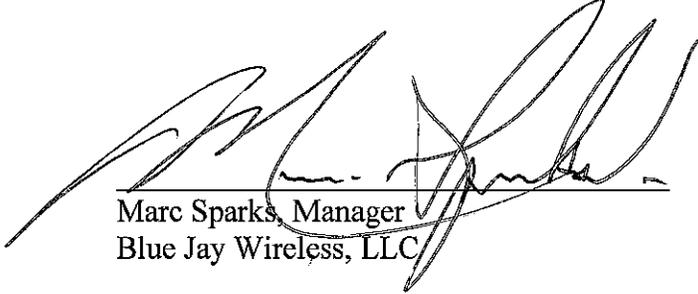
5. Blue Jay Wireless, LLC will satisfy all federal and state laws and regulations regarding the protection of customer proprietary network information ("CPNI") and consumer information generally, and in accordance with 47 C.F.R. part 64.2009(e), Blue Jay Wireless, LLC will certify annually with the FCC, its compliance with the FCC's rules addressing CPNI.

6. Blue Jay Wireless, LLC will provide all federally-required and state-required services throughout its service area, and advertise them in media of general circulation.

7. I have reviewed and am familiar with both the federal and Rhode Island's ETC rules and Blue Jay Wireless, LLC will offer Lifeline services that comply with the federal and state requirements.

[signature and jurat to follow on page two]

Further, affiant says not.



Marc Sparks, Manager
Blue Jay Wireless, LLC

Subscribed and sworn to before me in Addison, Texas on the 28 day of January, 2013.





Notary Public
My Commission Expires: 3-8-14

**Docket No. 4375 – Blue Jay Wireless, LLC - ETC Designation Petition
Service List as of 1/8/13**

CERTIFICATION

I hereby certify that on the 4th day of February, 2013, a true copy of the attached document was sent to the persons on the service list below by regular mail and via email at the addresses indicated.

Name/Address	E-mail	Phone
John Heitmann, Esq. Joshua T. Guyan, Esq. Kelley Drye & Warren LLP 3050 K Street, NW, Suite 400 Washington, DC 20007	jheitmann@kelleydrye.com	202-342-8566
	jguyan@kelleydrye.com	
David Wareikis, CEO Blue Jay Wireless, LLC 5010 Addison Circle Addison, TX 75001	dwareikis@bluejaywireless.com	972-788-8860
Leo Wold, Esq. Dept. of Attorney General 150 South Main St. Providence RI 02903	Lwold@riag.ri.gov	401-222-2424
	bkent@ripuc.state.ri.us	
	jlanni@ripuc.state.ri.us	
	Jmunoz@riag.ri.gov	
	dmacrae@riag.ri.gov	
File an original & six (6) copies w/: Luly E. Massaro, Commission Clerk Public Utilities Commission 89 Jefferson Blvd. Warwick RI 02888	Lmassaro@puc.state.ri.us	401-780-2107
	Cwilson@puc.state.ri.us	



Exhibit A

Filing Fee: \$150.00



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Office of the Secretary of State
Division of Business Services
148 W. River Street
Providence, Rhode Island 02904-2615

LIMITED LIABILITY COMPANY

APPLICATION FOR REGISTRATION

Pursuant to the provisions of Section 7-16-49 of the General Laws of Rhode Island, 1956, as amended, the undersigned foreign limited liability company hereby applies for a Certificate of Registration to transact business in the state of Rhode Island, and for that purpose submits the following statement:

1. The name of the limited liability company is:

Blue Jay Wireless, LLC

[] This company has been duly organized in its state of formation as a low-profit limited liability company. (Check box if applicable)

2. The name, if different, under which it proposes to register and transact business in Rhode Island is:

3. The limited liability company is organized under the laws of Texas

4. The date of its organization is March 15, 2012

5. The period of duration of the limited liability company is (if perpetual, so state) Perpetual

6. The address of the limited liability company's resident agent in Rhode Island is:

222 Jefferson Boulevard, Suite 200 Warwick, RI 02888
(Street Address, not P.O. Box) (City/Town) (Zip Code)

and the name of the resident agent at such address is Corporation Service Company
(Name of Agent)

7. The secretary of state is appointed the agent of the foreign limited liability company for service of process if at any time there is no resident agent or if the resident agent cannot be found or served following the exercise of reasonable diligence.

8. The address of any office required to be maintained in the state or other jurisdiction under the laws of which the limited liability company is organized is:

5010 Addison Circle, Addison, TX 75001

9. The mailing address for the limited liability company is:

5010 Addison Circle, Addison, TX 75001

FILED

NOV 30 2012
BY 184528
DS 12:42

10. Management of the Limited Liability Company:

A. The limited liability company is to be managed by its members. (If you have checked this box, go to item no. 11.)

OR

B. The limited liability company is to be managed by one (1) or more managers. (If the limited liability company has managers at the time of the filing of these Articles of Organization, state the name and address of each manager.)

<u>Manager</u>	<u>Address</u>
Marc Sparks	5010 Addison Circle, Addison, TX 75001

11. This application is accompanied by a certificate of good standing duly authenticated by the secretary of state or other authorized officer of the jurisdiction under which the foreign limited liability company was organized.

12. The date this Application for Registration is to become effective, if later than the date of filing, is:

upon filing

(not prior to, nor more than 30 days after, the filing of this Application for Registration)

Under penalty of perjury, I declare and affirm that I have examined this Application for Registration, including any accompanying attachments, and that all statements contained herein are true and correct.

Date: November 28, 2012

Blue Jay Wireless, LLC

Print Exact Name of Limited Liability Company Making Application

By Dawn Williams
Signature of Authorized Person

Corporations Section
P.O.Box 13697
Austin, Texas 78711-3697



Hope Andrade
Secretary of State

Office of the Secretary of State

Certificate of Fact

The undersigned, as Secretary of State of Texas, does hereby certify that the document, Certificate of Formation for Blue Jay Wireless, LLC (file number 801566614), a Domestic Limited Liability Company (LLC), was filed in this office on March 15, 2012.

It is further certified that the entity status in Texas is in existence.

In testimony whereof, I have hereunto signed my name officially and caused to be impressed hereon the Seal of State at my office in Austin, Texas on November 07, 2012.



A handwritten signature in cursive script, appearing to read "Hope Andrade".

Hope Andrade
Secretary of State



State of Rhode Island and Providence Plantations

A. Ralph Mollis

Secretary of State

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

I, A. RALPH MOLLIS, Secretary of State of the State of Rhode Island
and Providence Plantations, hereby certify that this document, duly
executed in accordance with the provisions of Title 7 of the General Laws
of Rhode Island, as amended, has been filed in this office on this day:
November 30, 2012 12:42 PM

A handwritten signature in black ink that reads "A. Ralph Mollis".

A. RALPH MOLLIS

Secretary of State

