

USAC

Universal Service Administrative Company

FILED/ACCEPTED

May  
JUN 19 2009

Federal Communications Commission  
Office of the Secretary

May 19, 2009

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VIA E-MAIL AND FIRST-CLASS MAIL

Julie Veach  
Acting Chief, Wireline Competition Bureau  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

CC Docket Nos. 96-45, 97-21

Re: Resignation of Gene Kimmelman from the USAC Board of Directors

Dear Ms. Veach:

In a letter dated April 20, 2009, Mr. Gene Kimmelman informed the Chairman of the Board and Acting Chief Executive Officer of the Universal Service Administrative Company (USAC) of his resignation from the USAC Board of Directors, effective immediately. Mr. Kimmelman represented low-income consumers as provided by 47 C.F.R. § 54.701. His term was scheduled to expire on December 31, 2011.

A copy of Mr. Kimmelman's letter, which USAC received today, is attached. In accordance with USAC's Bylaws and the Commission's rules, a USAC director may resign at any time upon written notice to the Corporation, or shall be subject to removal if a director changes his or her affiliation with the entity that made him or her eligible for membership on the Board, and upon such change is not affiliated with the entity or constituency that nominated him or her.

When a Board member (other than the Chief Executive Officer) vacates his or her seat, USAC is required to notify the Wireline Competition Bureau Chief of such vacancy, and a successor will be chosen to serve the remaining term of the vacating director in accordance with the nomination and selection process of 47 C.F.R. § 54.703(c). Accordingly, USAC is hereby notifying you of Mr. Kimmelman's resignation from the USAC Board of Directors, and is hereby requesting that the Wireline Competition Bureau begin the nomination and selection process to fill the seat in accordance with the Commission's rules.

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Julie Veach  
Federal Communications Commission  
May 19, 2009  
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If you have any questions or concerns regarding this matter, please do not hesitate to call.

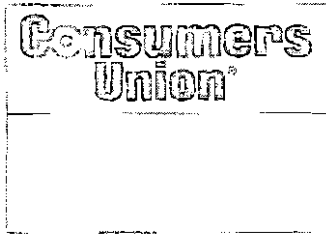
Sincerely,

A handwritten signature in black ink, appearing to read "D. Scott Barash". The signature is written in a cursive style with some loops and is positioned above the printed name.

D. Scott Barash  
Acting Chief Executive Officer

Enclosure

cc: (via electronic mail only)  
Mindy Ginsberg  
Jennifer McKee  
Joseph Hall



April 20, 2009

Dr. Brian Talbott  
Chairman of the USAC Board of Director  
2000 L Street, NW, Suite 200  
Washington, DC 20036

Dear Dr. Talbott:

It is with regret that I tender my resignation from the USAC board of directors, effective immediately.

I am grateful for having had the opportunity to serve on the board of this fine organization for the past several months, and I offer my best wishes for its continued success.

Sincerely,

  
Gene Kimmelman

cc:

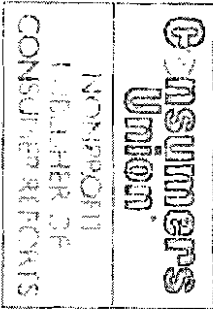
Scott Barash  
Acting Chief Executive Officer

**Consumers Union**  
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(914) 378-2029  
(914) 378-2992 (fax)

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(512) 477-4431  
(512) 477 8934 (fax)



Washington Office  
1401 Seventeenth Street, NW Suite 500  
Washington, DC 20035

Dr. Brian Falbot  
Chairman of the USAC Board of Director  
2000 L Street, NW, Suite 200  
Washington, DC 20036

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