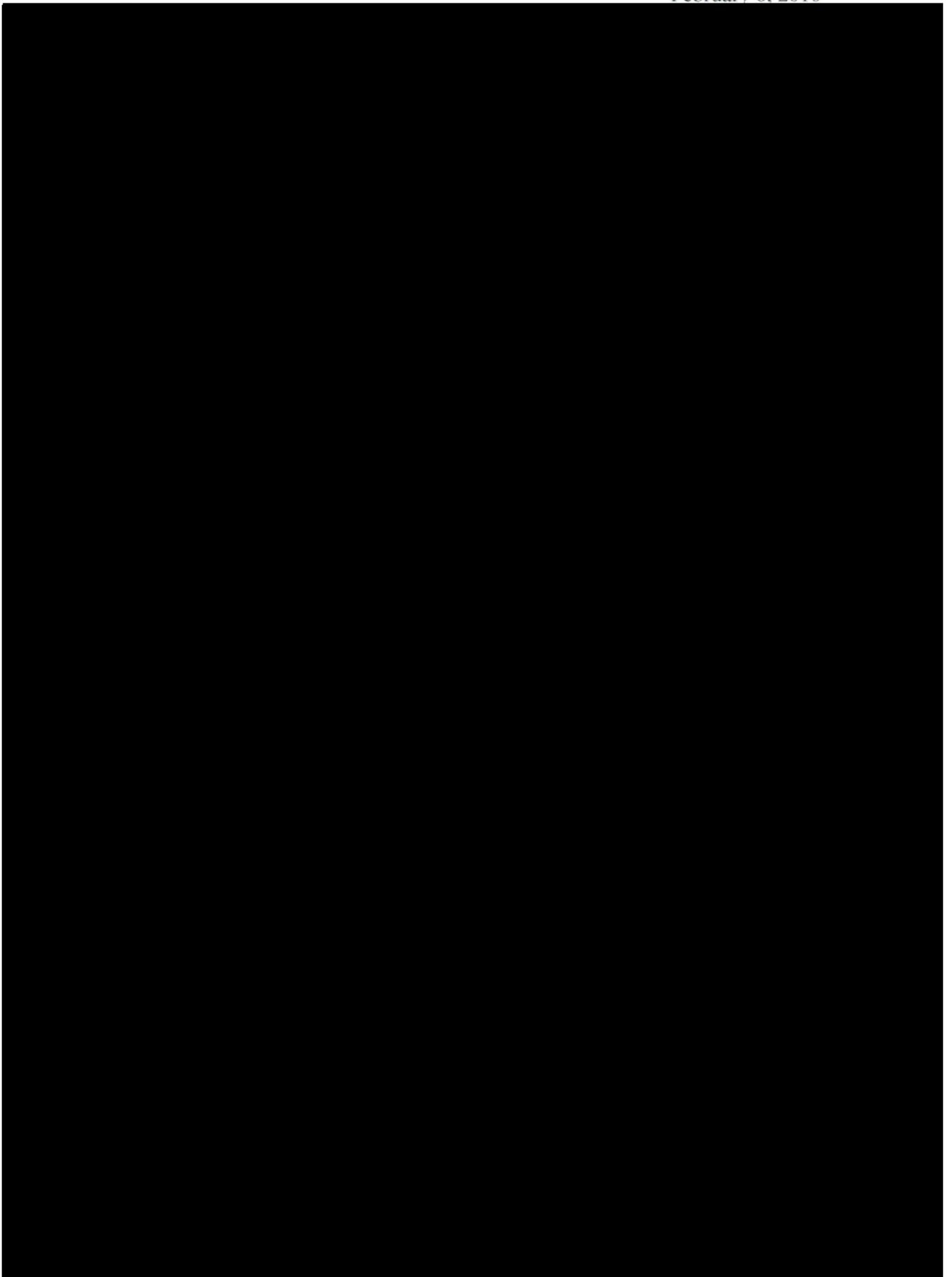




February 6, 2010



# ***Pyramid Lake Paiute Tribe***

*Post Office Box 256*

*Nixon, Nevada 89424*

*Telephone: (775) 574-1000 / 574-1001 / 574-1002*

*FAX (775) 574-1008*

**RESOLUTION NO.: PL 15-10**

## **RESOLUTION OF THE TRIBAL COUNCIL OF THE PYRAMID LAKE PAIUTE TRIBE NIXON, NEVADA**

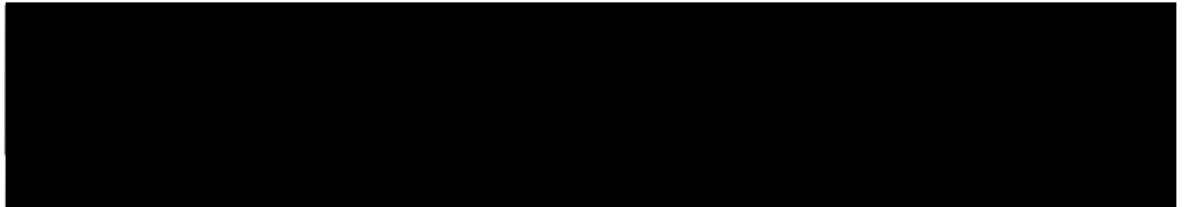
**WHEREAS,** the Pyramid Lake Paiute Tribe is organized pursuant to the provisions of Section 16 of Indian Reorganization Act (25 U.S.C. § 476) and is federally recognized by the United States government through the Secretary of the Interior and the Bureau of Indian Affairs; and

**WHEREAS,** the Pyramid Lake Paiute Tribal Council, the duly elected governing body of the Pyramid Lake Paiute Tribe, has the authority to adopt resolutions regulating the procedure of the Council and other Tribal agencies and Tribal officials pursuant to Article VI, Section 1 of the Constitution and By-laws of the Tribe; and

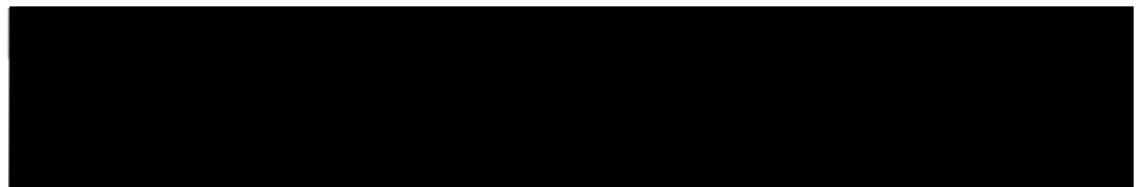
**WHEREAS,** it is the duty and responsibility of the Pyramid Lake Tribal Council to support efforts to improve the functioning of its communities, as well as to advance opportunities within the reservation communities for economic and job development; and the federal government has posted the last round of Recovery Act funding for Rural Broadband Development; and

**WHEREAS,** the Pyramid Lake Paiute Tribe already owns the fiber optic line in Reno; but because this line is not connected to the reservation communities, the Tribe and its members cannot derive the benefits from owning this system that would allow it to expand services and businesses, assist with educational and job opportunities and help secure future grant opportunities that will require a fiber optic broadband network; and

**WHEREAS,**



**WHEREAS,**



**NOW, THEREFORE BE IT RESOLVED**, that the Pyramid Lake Paiute Tribal Council hereby approves and authorizes the Tribal Chairman to apply to the U.S. Department of Agriculture and/or the Department of Commerce to connect the Tribe's fiber optic line in Reno to Wadsworth, Nixon and Sutcliffe and join all reservation communities and facilities to a common network; [REDACTED]

***CERTIFICATION***

It is hereby certified that the foregoing resolution of the Pyramid Lake Paiute Tribal Council, governing body of the Pyramid Lake Paiute Tribe, composed of ten members, of whom 10 constituting a quorum were present at a meeting duly held on the 19<sup>th</sup> day of February, 2010 was adopted by the affirmative vote of 9 FOR and 0 AGAINST, with 0 ABSTENTIONS: pursuant to the authority contained in the Constitution and By-laws of the Pyramid Lake Paiute Tribe.

  
\_\_\_\_\_  
Carol Smith, Tribal Secretary  
Pyramid Lake Paiute Tribal Council

# *Pyramid Lake Paiute Tribe*

*Post Office Box 256*

*Nixon, Nevada 89424*

*Telephone: (775) 574-1000 / 574-1001 / 574-1002*

*FAX (775) 574-1008*

To Whom This May Concern,

On behalf of the Economic Development Department for the Pyramid Lake Paiute Tribe, I am writing this letter in support of the Tribe's Broadband Technologies Opportunities Program (BTOP) grant application. The objective of the Economic Development Department is to improve the quality of life on the Pyramid Lake Indian Reservation by creating jobs and revenue opportunities for Tribal Members. The Department believes that the Tribe's proposed grant application will greatly support Tribe in achieve its Economic Development goals and to develop an industrial park on the reservation.

The Tribe has recently prepared a strategic plan to guide Economic Development on the reservation. Included in the strategic plan are four goals that could be accelerated by the development of new broadband infrastructure on the reservation. The first goal in the plan to be benefited by the project is Goal 2.2: *"Create New Tribal Enterprise Opportunities Both On and Off the Reservation"*. The Department believes that the proposed broadband project could help the Tribe develop new opportunities for the Tribe's existing enterprises and develop additional e-commerce related enterprises that are currently unfeasible due to the limited amount of broadband service on the reservation. The second goal in the plan to be benefited by the project is Goal 4.2: *"Create Optimum Employment Opportunities for Tribal Members"*. According to a 2003 Needs Assessment Study conducted by the Small Business Development Center at the University of Nevada, Reno 65% of Tribal Members commute off the reservation for work. The Department believes that the proposed project could assist Tribal Members to develop their own businesses on the reservation and encourage the development of other businesses that would provide Tribal Member employment opportunities.

The third goal in the plan to be benefitted by the project is Goal 4.3: *"Increase Tribal Member Access to High Quality Education and Job Skills Training"*. The closest university, community college or major job training center is located in Reno (35 miles from the reservation). This distance makes it difficult for Tribal Members to attain a higher educational degree or job training certification. The Department believes that the proposed project would allow Tribal Members to enroll in online classes and training programs which are currently unavailable due to limited amount of broadband service on the reservation. The fourth goal in the plan to be benefited by the project is Goal 5.5: *"Develop New and Improve Existing Infrastructure"*. The Tribe lacks basic telecommunications infrastructure that can attract commercial and industrial development to the reservation. The Department believes that the proposed project will enable the Tribe to attract industrial and commercial development on the reservation.

In 2007, the Tribe prepared a preliminary cost estimate for an industrial park on the reservation located in the Tribal community of Wadsworth. The industrial park is approximately 725 acres in size, within 2 miles of two interchanges off Interstate 80 and has close access to a major intercontinental rail line. In addition to the its location on the reservation the park has a strategic

geographic advantage in that it is 4 hours from the Port of Oakland and a day by trucking haul to all of the major markets located on the West Coast. The development of the industrial park consists of 3 phases; grading and infrastructure work, individual pad preparation and utility connections. Since the preliminary cost estimate was prepared, the Tribe has been working towards developing Phase 1 of the industrial park. Phase 1 of the project consists of grading, utility connections, telecommunications infrastructure, roadway construction and water systems.

By developing broadband infrastructure, as outline in the proposed project, the Tribe can enhance the attractiveness of the industrial park to outside developers and create optimal employment opportunities for Tribal Members. Without sufficient broadband infrastructure, the Tribe cannot compete with existing and planned industrial parks planned in other jurisdictions throughout Northwestern Nevada. Upon build out of the Industrial park, the Tribe anticipates 25 major businesses to develop inside of the park. These businesses include such industrial and commercial uses as: warehousing, distribution, manufacturing, computer centers, telecommunication industries and retail commercial. All of these uses require broadband service that the Tribe currently cannot provide.

Upon completion, the Tribe anticipates the industrial park to create 2500 directly related permanent jobs and 1600 in-directly created permanent jobs in the Tribe's economy. According to a survey made by the U.S. Chamber of Commerce in 1984, 100 new manufacturing workers in a rural town such as Wadsworth would mean the following to the overall economy:

- \$1,948,353 more in personal income per year.
- 7 new retail establishments.
- 64 additional persons employed in non-manufacturing sector.
- 202 more people in the community.
- 102 more families.
- 61 more school children.
- \$1,477,453 more in retail sales per year.

Furthermore, the study found that the 64 new jobs in the non-manufacturing sector would be further distributed throughout the overall economy as follows:

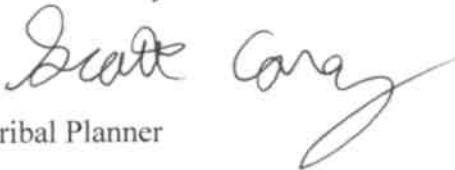
- 45 employed in wholesale and retail trade, entertainment, and recreation.
- 7 employed in transportation.
- 3 employed in finance insurance and real estate.
- 3 employed in business repairs and services.
- 3 employed in construction.
- 3 employed in public administration.

The Department believes that a broadband infrastructure project as outlined in the Tribe's, Broadband Technologies Opportunities Program grant application could have a profound impact on improving the overall quality of life for all Tribal Members. Through the development of a modern infrastructure project the Tribal Government to create additional revenue to support Tribal Members to prosper economically. Furthermore, the increase in broadband service could create employment opportunities at a scale never seen before on the Pyramid Lake Indian Reservation.

Thank You for Your Time and Consideration in this Matter.

Sincerely,

Scott H. Carey

A handwritten signature in cursive script that reads "Scott Carey". The signature is written in dark ink and is positioned to the right of the printed name "Scott H. Carey".

Tribal Planner





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**DEPARTMENT OF HEALTH & HUMAN SERVICES PUBLIC HEALTH SERVICE**

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Indian Health Service  
Schurz Service Unit  
PO Drawer A  
Schurz, NV 89427

RECEIVED

MAR 22 2010

PYRAMID LAKE TRIBE

March 22, 2010

To Whom It May Concern:

This letter is written in behalf of the Pyramid Lake Paiute Tribe of Nixon, Nevada in support of the tribe's efforts to obtain fiber optic services to enhance communications. The tribe needs such enhanced communications in order to carry out its mission to deliver healthcare to the native population which obtains healthcare services from Pyramid Lake Tribal Health Center.

The tribal health center is currently taking steps to implement advanced services for telemedicine and electronic health record and these services would benefit greatly as well as patient care. The tribal health center currently serves a user population of 1790 patients.

Should you have any questions concerning this matter, please call me at 775-773-2345 ext. 222.

Sincerely

A handwritten signature of Steve Fox is written over the word "Sincerely". The signature is in black ink and appears to be "S. Fox".

Steve Fox  
CEO

Schurz Service Unit



# PYRAMID LAKE FISHERIES

603 SUTCLIFFE DR - Reno, NV 89510

(775) 476-0500 FAX (775) 476-0558

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To Whom It May Concern

March 05, 2010

Dear,

The Pyramid Lake Fisheries is in support of the Pyramid Lake Paiute Tribes proposal to develop fibre optic capacities on the Pyramid Lake Indian Reservation.

The Pyramid Lake Fisheries would benefit from the fibre optic system because we have remote sites that could then share and contribute to our databases.

The PLF also uses an offsite data backup system that requires large bandwidth to transmit and the fibre optic system would greatly enhance our abilities to keep our data secure.

Sincerely,

A handwritten signature in black ink, reading 'Dan Fairbank'. The signature is written in a cursive, flowing style.

Dan Fairbank  
Executive Director



## PYRAMID LAKE TRIBAL COURT

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221 Nixon Hwy 447  
Post Office Box 257  
Nixon, Nevada 89424  
Phone (775) 574-1094  
Fax (775) 574-1096

March 19, 2010

U.S. Department of Commerce  
National Telecommunications and  
Information Administration

TO WHOM IT MAY CONCERN:

Thank you for giving the Pyramid Lake Tribal Court an opportunity to submit a letter of support for the Pyramid Lake Fiber Optic grant.

If fiber optics were installed in this community it would enhance the speed to our internet system and allow access to other departments to our Full Court Computer program. This would also allow the Tribal Court to coordinate efforts with other departments on our Full Court Computer Program. This would allow our Chief Judge and other court staff the ability to work on court pleadings outside the Court.

It would allow the Tribal Police certain abilities to get information from our computer program i.e. warrant status, court calendars and court hearing dockets and updated information on Temporary Restraining Order.

The Tribal Rangers and Tribal Police have to depend on calendars to schedule court hearing dates on citations. There is room for errors to put a wrong calendar date on a citation. The fiber optic would allow the Police and Rangers the ability to get court dockets, and calendars right off the Full Court System. It would even allow the Police and Rangers to enter a citation in the computer system. In the past we have had problems of receiving the hard copy of citations before a scheduled court hearing.

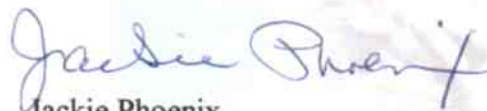
Recently, I attended a Full Faith and Credit on Restraining Orders training and was informed that a national database is being formed to better incorporate the Full Faith and Credit Law in regards to restraining orders. The national database will allow local police and tribal police to enforce restraining orders throughout the county. With the fiber optics we would have better access to the national database.

Fiber optic's would allow the Social Service Department access to the legal document forms in our Full Court computer system. It would allow them access to get information in the system on minors in need of care as well as juveniles.

Overall, Fiber Optic's would greatly improve communications within all health and safety departments of the Tribe for the benefit of the Pyramid Lake Paiute people.

Should you have any questions please contact Jackie Phoenix, Court Administrator at (775) 574-1094.

Sincerely,



Jackie Phoenix  
Court Administrator



---

*David Humke*  
Chief Judge

*Ryan Bellows*  
Associate Judge

*Lea Geurts*  
Probation Officer

*Mitch Wright*  
Tribal Prosecutor

*Charlene Dressler*  
Defense Advocate

*Jackie Phoenix*  
Court Administrator



## **Pyramid Lake Paiute Tribe**

**Consolidated Higher Education Program**

**P.O. Box 256**

**Nixon, NV. 89424**

**Phone; 775-5740300**

**Fax; 775-5741008**

**Program Director; Anthony Sampson**

**March 11, 2010**

**To Whom It May Concern,**

This letter is in support of the Pyramid Lake Paiute Tribes' application for the Broadband and Technology Opportunity Program in the hopes of replacing the Tribe's outdated system to access the internet with fiber.

Currently, the Consolidated Higher Education Program depends upon this internet system. The bandwidth that services our program hardly serves its purpose in running three computers, let alone being capable to provide an internet connection to local colleges for extension learning.

Our current system is at times too slow due to heavy traffic usage. Our online college students have complained of not being able to connect to their online class. We have lost several of our students due to this problem. By upgrading to a system that supports our objectives, more students will be able to take the classes they need and be able to do so without having to travel 100 miles round trip to attend a college class. Internet speed capacity also affects our ability to participate in newly emerging technologies in education such as the video-interactive class.

While all three communities have limited access to broadband, the service is slow and expensive. We would like our reservation to have the same capacity as other American households. Internet is now indispensable to the student in any household to be able to: research topics for school, check out books from the Library System, or fill out online college or job applications, but also the parent who can shop online to access lower prices, research job opportunities or be part of the growing online business market.

An upgraded system would most certainly enhance our Higher Education Program by providing a cutting edge system would not only meet our native students' goals, but could also broaden our Higher Education Program in the implementation of a long distance higher educational learning program.

**Sincerely,**

**Anthony Sampson**

**Consolidated Higher Education System Program Director**



March 16, 2010

To Whom It May Concern:

The Pyramid Lake Police Department supports the installation of a fiber optic cable to link the three communities and to provide a modern telecommunications platform to enhance telephone, television, internet and private data services and to improve law enforcement services. The advantage of fiber optic cable is its capacity to carry a large amount of data, its faster transmission rate and broadband width. Because of the Tribe's somewhat remote location, the installation of a fiber optic line would allow both Law Enforcement and the Courts to expand our capacity and work together more effectively.

**Digital Court Arraignments**

The tribe will have the capacity to conduct digital court arraignments and thus eliminate the need for law enforcement to pick up and transport suspects back and forth from detention facilities to the court for mandated appearances. Washoe County Detention facilities have been set up for digital appearances/arraignments for some time; but the Courts have not had the capacity to support digital arraignments. The savings in time, personnel, vehicle-wear and fuel expense would be significant. Additionally, increased safety for victims and witnesses would occur as Tribal facilities are small and do not have the needed security space to separate adversarial parties. Digital arraignments save time and money and can eliminate physical proximity issues.

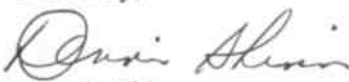
**Digital Conferencing and Training Etc.**

Fiber optic cabling also would enable digital conferencing and voice communication via voice over internet protocol between Tribal Agencies and off-reservation entities. The police department would benefit from the ability to access remote training classes to meet annual training requirements. Numerous devices with optical connectivity such as digital pole cameras also allow law enforcement to monitor specific areas, traffic, roadway and weather conditions while supplementing routine patrols. Wireless "hot spots" allow officers to download and upload data to network attached storage servers dedicated to file sharing or a content addressed storage device to store fixed information that cannot be changed, such as police records, invoices and archived files.

**Broadcast CATV, HDTV**

Law enforcement would be better able to host or conduct community meetings and transmit the discussion and results to the residents of the reservation. Live feeds could provide breaking news and updates on local incidents.

Sincerely,

  
Dennis Shinn

Pyramid Lake Health Clinic  
705 Hwy 446  
Nixon, NV. 89424  
775-574-1018

March 3, 2010

To Whom It May Concern:

This is a letter of support for the installation of fiber cables on the Pyramid Lake Paiute Reservation.

The installation of fiber cables would allow the Pyramid Lake Tribal Health Clinic to provide better patient care, including electronic records management, access to specialists, improved clinical practice. The clinic would be able to better coordinate responses to major public health incidents and enable access to distance education and other existing networks.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cindy Curley".

Cindy Curley  
Health Director  
Pyramid Lake Paiute Tribe

## Pyramid Lake Paiute Tribe Broadband In-kind Match

<u>Tribal Employee</u>	<u>Service Rendered</u>	<u>Hrs of work</u>	<u>Rate of pay/ hr.</u>	<u>Cost</u>
Fisheries Department	site leveling in two locations			
• Heavy equipment operator		80	225.00	18,000.
• Backhoe Operator		80	125.00	10,000.
• Site manager		80	25.00	2,000.

Environmental Director	NEPA documentation			
• Consultant fees		443	70.00	31,000.
• Sampling fees				3,000.
• Permits				2,000.

Technology Director	Redeploy Nixon for C Node site	430	34.88	15,000.
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Technology Director	Building site permits (2)	172	34.88	6,000.
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<u>Tribal Resource</u>	<u>Goods Rendered</u>	<u>size</u>	<u>amount</u>	<u>Approximate Value</u>
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Pyramid Lake Paiute Tribe	Land for two node site	6,428 sq. ft.	\$7/ sq. ft.	45,000.
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Pyramid Lake Paiute Tribe	Access to two dark fibers	30 miles		\$300,000 to \$2,300,000.
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<b>Total:</b>			<b>Minimum</b>	<b>\$ 432,000.</b>
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**Maximum      \$2,432,000.**





March 24, 2010

Larry Strickling  
Assistant Secretary and Administrator  
US Department of Commerce / NTIA  
1401 Constitution Avenue N.W.  
Washington, D.C. 20230

Dear Assistant Secretary Strickling:

Level 3 Communications, LLC (Level 3) supports the efforts of the Pyramid Lake Paiute Tribe (Tribe) to bring fiber to the reservation to boost economic growth, assist tribal government services and facilities to function more efficiently and, in general, to level the telecommunication playing field for Native America.

It is our understanding that the broadband adoption rate of Native American reservations is only 5-10%. DSL or T1 telecommunication services are costly and thus reduce the projected profit margins for newly emergent business enterprises and development. Native American Tribes lack funding mechanisms available to local and state governments to create a fiber infrastructure.

Level 3 has deep experience in the deployment and management of national and regional fiber networks. Level 3 currently owns and operates over 38,000 miles of intercity network and 25,000 route miles of metro network in North America alone.

We look forward to working with the Tribe and hope that the NTIA will approve the Tribe's BTOP Round II grant application. If you have any questions about this letter or our organization, please contact me as indicated below.

Sincerely,

A handwritten signature in dark ink, appearing to read "Paul Savill", written over a horizontal line.

Paul Savill  
Senior Vice President  
Email: [Paul.Savill@Level3.com](mailto:Paul.Savill@Level3.com)

---

**U.S. Department of Commerce  
Broadband Technology Opportunities Program  
Authentication and Certifications**

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1. I certify that I am the duly Authorized Organization Representative (AOR) of the applicant organization, and that I have been authorized to submit the attached application on its behalf.
2. I certify that I have examined this application, that all of the information and responses in this application, including certifications, and forms submitted, all of which are part of this grant application, are material representations of fact and true and correct to the best of my knowledge, that the entity(ies) that is requesting grant funding pursuant to this application and any subgrantees and subcontractors will comply with the terms, conditions, purposes, and federal requirements of the grant program; that no kickbacks were paid to anyone; and that a false, fictitious, or fraudulent statements or claims on this application are grounds for denial or termination of a grant award, and/or possible punishment by a fine or imprisonment as provided in 18 U.S.C. §1001 and civil violations of the False Claims Act.
3. I certify that the entity(ies) I represent have and will comply with all applicable federal, state, and local laws, rules, regulations, ordinances, codes, orders and programmatic rules and requirements relating to the project. I acknowledge that failure to do so may result in rejection or deobligation of the grant or loan award. I acknowledge that failure to comply with all federal and program rules could result in civil or criminal prosecution by the appropriate law enforcement authorities.
4. I certify that the entity(ies) I represent has and will comply with all applicable administrative and federal statutory, regulatory, and policy requirements set forth in the Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements ("DOC Pre-Award Notification"), published in the Federal Register on February 11, 2008 (73 FR 7696), as amended; DOC Financial Assistance Standard Terms and Conditions (Mar. 8, 2009); the Department of Commerce American Recovery and Reinvestment Act Award Terms (Apr. 9, 2009); and any Special Award Terms and Conditions that are included by the Grants Officer in the award.
5. I certify that any funds awarded to the entity(ies) I represent as a result of this application will not result in any unjust enrichment of such entity(ies) or duplicate any funds such entity(ies) receive under federal universal service support programs administered by the Universal Service Administrative Corporation (USAC).
6. I certify that the entity(ies) I represent has secured access to pay the 20% of total project cost or has petitioned the Assistant Secretary of NTIA for a waiver of the matching requirement.

03/26/10  
Date

  
Authorized Organization Representative Signature

Mervin Wright Jr.  
Print Name

Pyramid Lake Paiute Tribe, Chairman  
Title



## CERTIFICATION REGARDING LOBBYING

Applicants should also review the instructions for certification included in the regulations before completing this form. Signature on this form provides for compliance with certification requirements under 15 CFR Part 28, "New Restrictions on Lobbying." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Commerce determines to award the covered transaction, grant, or cooperative agreement.

### LOBBYING

As required by Section 1352, Title 31 of the U.S. Code, and implemented at 15 CFR Part 28, for persons entering into a grant, cooperative agreement or contract over \$100,000 or a loan or loan guarantee over \$150,000 as defined at 15 CFR Part 28, Sections 28.105 and 28.110, the applicant certifies that to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure occurring on or before October 23, 1996, and of not less than \$11,000 and not more than \$110,000 for each such failure occurring after October 23, 1996.

### Statement for Loan Guarantees and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

In any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure occurring on or before October 23, 1996, and of not less than \$11,000 and not more than \$110,000 for each such failure occurring after October 23, 1996.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above applicable certification.

NAME OF APPLICANT

Pyramid Lake Paiute Tribe

AWARD NUMBER AND/OR PROJECT NAME

"Natukwena Naawesenoo"

PRINTED NAME AND TITLE OF AUTHORIZED REPRESENTATIVE

Mervin Wright Jr., Chairman

SIGNATURE

DATE

05/24/00

**CERTIFICATIONS REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION-LOWER TIER COVERED TRANSACTIONS AND LOBBYING**

Applicants should refer to the regulations cited below to determine the certification to which they are required to attest. Applicants should also review the instructions for certification included in the regulations before completing this form. Signature on this form provides for compliance with certification requirements under 15 CFR Part 26, "Governmentwide Debarment and Suspension (Nonprocurement)" and 15 CFR Part 28, "New Restrictions on Lobbying."

**1. DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION-LOWER TIER COVERED TRANSACTIONS**

As required by Executive Order 12549, Debarment and Suspension, and implemented at 15 CFR Part 26, Section 26.510, Participants responsibilities, for prospective participants in lower tier covered transactions (except subcontracts for goods or services under the \$25,000 small purchase threshold unless the subtier recipient will have a critical influence on or substantive control over the award), as defined at 15 CFR Part 26, Sections 26.105 and 26.110 -

(1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

(2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

**2. LOBBYING**

As required by Section 1352, Title 31 of the U.S. Code, and implemented at 15 CFR Part 28, for persons entering into a grant, cooperative agreement or contract over \$100,000 or a loan or loan guarantee over \$150,000 as defined at 15 CFR Part 28, Sections 28.105 and 28.110, the applicant certifies that to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, 'Disclosure Form to Report Lobbying,' in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

**Statement for loan Guarantees and Loan Insurance**

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, 'Disclosure Form to Report Lobbying,' in accordance with its instructions.

Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above applicable certification(s).

NAME OF APPLICANT

Pyramid Lake Paiute Tribe

AWARD NUMBER AND/OR PROJECT NAME

"Natukwena Naawesenoo"

PRINTED NAME AND TITLE OF AUTHORIZED REPRESENTATIVE

Mervin Wright Jr., Chairman

SIGNATURE



DATE

05/29/10




**BROADBAND TECHNOLOGY OPPORTUNITIES PROGRAM**  
**Federal Request and Match Verification**

Name of Applicant Organization Pyramid Lake Paiute Tribe  
DUNS Number 099539793  
Easy Grants # of Submitted Application 5374

As an Authorized Organizational Representative of the entity listed above, I verify that

(i.) The amounts in the "Grant Request" column from the budget table submitted by the entity I represent in response to Question 44 on page 17 of the Broadband Infrastructure Application completely and accurately reflect the amount of the organization's Federal grant request to NTIA; and

(ii.) The amounts in the "Cash \$" and "In-kind \$" fields submitted by the entity I represent in response to Question 52 on page 19 of the Broadband Infrastructure Application completely and accurately reflect, respectively, the organization's cash and in-kind matching contributions for the proposed project.

Signature of authorized person  Date 05/24/10  
Print name of authorized person Mervin Wright Jr.  
Title or position Chairman, Pyramid Lake Paiute Tribe

# DISCLOSURE OF LOBBYING ACTIVITIES

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352  
(See reverse for public burden disclosure.)

Approved by OMB  
0348-0046

<b>1. Type of Federal Action:</b> <input checked="" type="checkbox"/> a. contract <input type="checkbox"/> b. grant <input type="checkbox"/> c. cooperative agreement <input type="checkbox"/> d. loan <input type="checkbox"/> e. loan guarantee <input type="checkbox"/> f. loan insurance		<b>2. Status of Federal Action:</b> <input checked="" type="checkbox"/> a. bid/offer/application <input type="checkbox"/> b. initial award <input type="checkbox"/> c. post-award		<b>3. Report Type:</b> <input checked="" type="checkbox"/> a. initial filing <input type="checkbox"/> b. material change <b>For Material Change Only:</b> year _____ quarter _____ date of last report _____	
<b>4. Name and Address of Reporting Entity:</b> <input checked="" type="checkbox"/> Prime <input type="checkbox"/> Subawardee Tier _____, if known: <i>Pyramid Lake Paiute Tribe</i> <i>208 Capitol Hill</i> <i>Nixon, NV 89424</i> Congressional District, if known: 4c <i>2</i>			<b>5. If Reporting Entity in No. 4 is a Subawardee, Enter Name and Address of Prime:</b> Congressional District, if known:		
<b>6. Federal Department/Agency:</b> <i>Department of Commerce</i> <i>National Telecommunications Information Administration</i>			<b>7. Federal Program Name/Description:</b> <i>Broadband Technology Opportunities Program</i> CFDA Number, if applicable: <i>11.557</i>		
<b>8. Federal Action Number, if known:</b> <i>RIN 0660-ZA28</i>			<b>9. Award Amount, if known:</b> \$		
<b>10. a. Name and Address of Lobbying Registrant</b> (if individual, last name, first name, MI): <i>N/A</i>			<b>b. Individuals Performing Services</b> (including address if different from No. 10a) (last name, first name, MI): <i>N/A</i>		
<b>11.</b> Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.			Signature: <i>[Signature]</i> Print Name: <i>Mervin Wright Jr.</i> Title: <i>Pyramid Lake Paiute Tribe</i> Telephone No.: <i>775-574-1000 ex102</i> Date: <i>05/24/10</i>		
<b>Federal Use Only:</b>				Authorized for Local Reproduction Standard Form LLL (Rev. 7-97)	



# Comprehensive Community Infrastructure Key Metrics Dashboard

Please refer to the CCI Grant Guidelines for instructions on completing this form.

Applicant Profile	
Applicant Name	Pyramid Lake Paiute Tribe
Title	Pyramid Lake Paiute: Natukwena Nagwesenoo
Easygrants ID	5374
Headquarters	Nixon, NV
Size (2009 Data) of Applicant Entity	<ul style="list-style-type: none"> <li>Current Year Revenues: ~ \$21,000,000</li> <li>Employees: 174</li> </ul>
Technology Type	Fiber
Key Partners	Praxis Associates

Project Economics			
Budget Information		Project Financials	
Project Budget	\$11,058,568	Project Revenues (Yr 8)	318,160
Federal Contribution (%)	76.58	Net Income and Margin (Yr 8)	(816,759)
Cash Match Amount (%)	0	EBITDA and Margin (Yr 8)	129,135
In Kind Match Amount (%)	23.42	Rate of Return (w/o BTOP Funds)	NaN
Middle Mile/Last Mile Budget Allocation		Rate of Return (w/ BTOP Funds)	NaN
Middle Mile Percentage (%)	100	Cost Efficiency	
Last Mile Percentage (%)	0	Cost per Mile (MM)	133,629
Rural Last Mile Percentage	NA	Cost per Household (LM)	NA

Market Territory	
Geographic Area(s)	
Middle Mile Network Composition	
Total Proposed Network Miles (MM only)	<ul style="list-style-type: none"> <li>Total Miles: 84</li> <li>Backbone Miles: 82</li> <li>Lateral Miles: 2</li> </ul>
New Construction Network Miles (MM only)	<ul style="list-style-type: none"> <li>Total Miles: 44</li> <li>Backbone Miles: 42</li> <li>Lateral Miles: 2</li> </ul>
Existing Applicant Network Miles Utilized (MM only)	<ul style="list-style-type: none"> <li>Total Miles: 40</li> <li>Backbone Miles: 40</li> <li>Lateral Miles: 0</li> </ul>
Leased Network Miles Utilized (MM only)	<ul style="list-style-type: none"> <li>Total Miles: 0</li> <li>Backbone Miles: 0</li> <li>Lateral Miles: 0</li> </ul>
Underserved/Unserved	<ul style="list-style-type: none"> <li>Percentage of Backbone Miles in Underserved/Unserved Areas: 96%</li> <li>Percentage of Lateral Miles in Underserved/Unserved Areas: 100%</li> </ul>
Existing Customer Base	
Existing Residential/Individual Customers within PFSA	None

## Comprehensive Community Infrastructure Key Metrics Dashboard

Existing Business Customers within PFSA	<b>None</b>
Existing Community Anchor Institution Customers within PFSA	<ul style="list-style-type: none"> <li>• Total CAI's: 21</li> <li>• Community Colleges:0</li> <li>• Public Safety Entities:2</li> </ul>
Existing Third Party Service Provider Customers within PFSA	<b>3</b>
<b>Potential Customer Base</b>	
Market Potential Households (within PFSA)	<ul style="list-style-type: none"> <li>• Total HH's: 630</li> <li>• Located in Underserved/Unserved Areas: 630</li> </ul>
Market Potential Businesses (within PFSA)	<ul style="list-style-type: none"> <li>• Total Businesses: 8</li> <li>• Located in Underserved/Unserved Areas: 8</li> </ul>
Market Potential Community Anchor Institutions (within PFSA)	<ul style="list-style-type: none"> <li>• Total CAI's: 29</li> <li>• Located in Underserved/Unserved Areas: 29</li> <li>• Community Colleges:0</li> <li>• Public Safety Entities:4</li> </ul>
Market Potential Third Party Service Providers (within PFSA)	<ul style="list-style-type: none"> <li>• Total Third Party Service Providers in PFSA: 3</li> <li>• Expressing Commitment or Letter of Interest: 1</li> </ul>
<b>Funded Network Coverage</b>	
Households Connected to Network (via BTOP Funds by end of Year 3)	<ul style="list-style-type: none"> <li>• Total Households Connected: <b>NA</b></li> <li>• Located in Underserved/Unserved Areas: NA</li> </ul>
Businesses Connected to Network (via BTOP Funds by end of Year 3)	<ul style="list-style-type: none"> <li>• Total Businesses Connected: 3</li> <li>• Located in Underserved/Unserved Areas: <b>3</b></li> </ul>
Community Anchor Institutions Directly Connected (via BTOP Funds by end of Year 3)	<ul style="list-style-type: none"> <li>• Total Directly Connected CAI's: 29</li> <li>• Located in Underserved/Unserved Areas: <b>29</b></li> <li>• Community Colleges:0</li> <li>• Public Safety Entities:4</li> </ul>
Projected Subscribers by Year Five	<p><b><u>Directly Served by Applicant</u></b></p> <ul style="list-style-type: none"> <li>• Community Anchor Institutions: 29</li> <li>• Households: 0</li> <li>• Businesses: 3</li> <li>• Third Party Service Providers: <b>1</b></li> </ul> <p><b><u>Served by Proposed Network Via Third Party Service Provider</u></b></p> <ul style="list-style-type: none"> <li>• Community Anchor Institutions: 0</li> <li>• Households: 400</li> <li>• Businesses: 3</li> </ul>

## Comprehensive Community Infrastructure Key Metrics Dashboard

Other	
Proposed MM Network Capacity	<ul style="list-style-type: none"> <li>• Backbone: 100mbps</li> <li>• Laterals: 10mbps</li> </ul>
Proposed LM Network Speed	<ul style="list-style-type: none"> <li>• Highest offered speed tier:NA</li> <li>• Estimated Average speed for highest speed tier:NA</li> </ul>
Total Points of Interconnection	<ul style="list-style-type: none"> <li>• Total Pol's: 4</li> <li>• Pol's in Underserved/Unserved Areas: 4</li> <li>• Environmentally-controlled, non-passive Pols:3</li> </ul>
Jobs Created	<ul style="list-style-type: none"> <li>• <b>Direct Job-years: 119</b></li> <li>• <b>Indirect Job-years: 73</b></li> <li>• <b>Induced Job-years: 41</b></li> </ul>
Required Time for Project Completion (Number of Required Quarters to Fully Build-out and Test Network and Make Ready for Commercial Service)	6