

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE FILING BY )  
FIBERCOMM, L.C. FOR APPROVAL OF )  
REVISIONS TO ITS ACCESS SERVICES TARIFF )  
NO. 2 (VOIP) )  
)

**ORDER GRANTING  
REQUEST TO WITHDRAW  
TARIFF FILING**

**TC13-009**

On January 24, 2013, the Public Utilities Commission (Commission) received a filing from FiberComm, L.C. (FiberComm). This filing proposes to modify FiberComm's switched exchange access tariff, Tariff No. 2, to comply with the Federal Communications Commission's (FCC) Intercarrier Compensation Reform Order, the November 18, 2011, Report and Order and Further Notice of Proposed Rulemaking, in WC Docket No. 10-90, et al., FCC 11-161, allowing FiberComm to implement VoIP language in their tariff. On August 29, 2013, FiberComm filed a letter requesting to withdraw its tariff filing.

On January 31, 2013, the Commission electronically transmitted notice of the filing and the intervention deadline of February 15, 2013, to interested individuals and entities. No parties sought intervention.

At its September 24, 2013, meeting, the Commission considered this matter. The Commission has jurisdiction over this matter pursuant to SDCL chapters 1-26 and 49-31. The Commission voted unanimously to grant the request to withdraw the tariff filing. It is therefore

ORDERED, that FiberComm's request to withdraw the tariff filing is granted.

Dated at Pierre, South Dakota, this 26<sup>th</sup> day of September, 2013.

<b>CERTIFICATE OF SERVICE</b>
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically.
By: <u>Joy Lashley</u>
Date: <u>9-26-13</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson  
GARY HANSON, Chairman

Chris Nelson  
CHRIS NELSON, Commissioner

Kristie Fiogen  
KRISTIE FIEGEN, Commissioner