

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

IN THE MATTER OF THE APPLICATION OF NATIVE)
AMERICAN TELECOM, LLC FOR A CERTIFICATE OF)
AUTHORITY TO PROVIDE INTEREXCHANGE)
TELECOMMUNICATION SERVICES AND LOCAL)
EXCHANGE SERVICES IN SOUTH DAKOTA)

**ORDER GRANTING
INTERVENTION**

TC11-087

On October 11, 2011, the Public Utilities Commission (Commission) received an application from Native American Telecom, LLC (NAT) for a certificate of authority to provide interexchange long distance service and local exchange services in South Dakota. On October 12, 2011, the Commission electronically transmitted notice of the filing and the intervention deadline of October 28, 2011, to interested individuals and entities. On October 13, 2011, the Commission received a Petition to Intervene by Midstate Communications, Inc. (Midstate). On October 26, 2011, the Commission received a Petition to Intervene by AT&T Communications of the Midwest, Inc. (AT&T). On October 28, 2011, the Commission received a Petition to Intervene from Sprint Communications Company, L.P. (Sprint), Qwest Communications Company LLC dba CenturyLink (CenturyLink) and South Dakota Telecommunications Association (SDTA). On November 1, 2011, CenturyLink re-filed its Petition to Intervene. On November 14, 2011, NAT filed its responses to the petitions for intervention. On November 18, 2011, CenturyLink filed CenturyLink's reply. On November 21, 2011, NAT filed a Notice of Supplemental Authority.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-31 and ARSD 20:10:01:15.05

At its regularly scheduled meeting of November 22, 2011, the Commission heard the arguments of the petitioners and NAT. NAT did not oppose the interventions of Midstate and SDTA. The Commission found that the Petitions to Intervene of Midstate, AT&T, Sprint, CenturyLink, and SDTA demonstrated good cause to grant intervention and voted unanimously to grant intervention to Midstate, AT&T, Sprint, CenturyLink, and SDTA. It is therefore

ORDERED, that the Petitions to Intervene of Midstate, AT&T, Sprint, CenturyLink, and SDTA is hereby granted.

Dated at Pierre, South Dakota, this 30th day of November, 2011.

CERTIFICATE OF SERVICE
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 King</u>
Date: <u>Nov 30, 2011</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson

GARY HANSON, Chairman

Chris Nelson

CHRIS NELSON, Commissioner

Kristie Fiegen

KRISTIE FIEGEN, Commissioner

**PLAINTIFF'S
EXHIBIT**

1