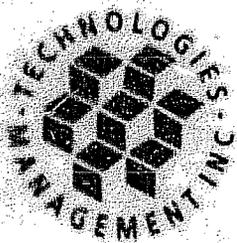


TC00-002

~~0000-24 pg~~

1735 - 24 pg



TC00-002

January 7, 2000
Overnight

210 N. Park Ave.
Winter Park, FL
32789

PO Drawer 200
Winter Park, FL
32790-0200

Tel: 407-740-8575

Fax: 407-740-0613

tmi@tminc.com

Mr. William Bullard, Jr.
Executive Director
South Dakota Public Utilities Commission
500 East Capitol
Pierre, SD 57501

RECEIVED

JAN 11 2000

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

RE: Petition of CCCSD, Inc., d/b/a Connect! For Exemption from Developing
Company-specific Cost-based Switched Access Rates

Dear Mr. Bullard:

Enclosed please find an original and ten (10) copies of a petition submitted on behalf of CCCSD, Inc., d/b/a Connect! for exemption from developing Company-specific cost-based switched access rates

Please acknowledge receipt of this petition by returning a date-stamped copy of this letter in the envelope provided. Any questions regarding this petition should be directed to my attention at (407) 740-3006.

Sincerely,

Carey Roesel
Consultant to CCCSD, Inc., d/b/a Connect!

Enclosures

cc: Carole Hamon - CCC

file: CCC - SD Access

tms: SDA0000

STATE OF SOUTH DAKOTA
SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

Petition of

CCCSD, Inc., d/b/a Connect!
for exemption from developing
company-specific cost-based switched
access rates)
)
)
)

Docket No. _____

PETITION

CCCSD, Inc., d/b/a Connect! (Connect!), pursuant to Administrative Rule 20:10:27:11, hereby petitions the Commission for exemption from developing company-specific cost-based switched access rates.

I. PETITIONER

Petitioner is a South Dakota company incorporated on October 5, 1998. Connect! was granted authority to provide Local Exchange Service in South Dakota in Order No. TC99-025 on August 26, 1999.

II. CONTACT INFORMATION

Correspondence or communications pertaining to this petition should be directed to:

Carey Roesel
Consultant to CCCSD, Inc., d/b/a Connect!
Technologies Management, Inc.
210 N. Park Avenue
Winter Park, Florida 32789

with a copy to:

Carole Hamon, Regulatory Specialist
CCCSD, Inc., d/b/a Connect!

III. DESCRIPTION OF PETITION

As a facilities-based local exchange service provider, Connect! also provides switched access services to interexchange carriers (IXCs). Pursuant to Administrative Rule 20:10:27:11, a telecommunications company may petition the Commission to be exempted from the requirements of developing intrastate switched access rates based on company-specific costs. In this petition, the Company demonstrates that it does not have the available resources to prepare the type of cost study which might be used to develop switched access rates and, moreover, the expense of such a cost study would far exceed any benefit which may be derived from it.

IV. EXEMPTION RATIONALE

Pursuant to Administrative Rule 20:10:27:06, each carrier's carrier or association shall file a tariff that is designed to recover no more than its intrastate switched access costs as determined by the Commission and developed pursuant to chapters 20:10:28 and 20:10:29, including a commission-approved return on investment. The evaluation of costs described in the Commission's Administrative Rules involves a cumbersome and complicated process of cost separations and allocation ("fully allocated" cost studies) which has historically only been relevant to rate of return regulated companies. An integral part of the ratemaking process for these companies has also included a determination of an appropriate Company-specific rate of return.

Since Connect! is not rate of return regulated in South Dakota – or in any other jurisdiction – the Company has never had any reason to evaluate its costs in the same manner as a rate of return regulated company. Consequently, the Company has neither the personnel nor the expertise to perform the cost studies which are contemplated under chapters 20:10:28 and 20:10:29.

Requiring companies like Connect! to prepare cost studies would diminish the potential

benefits of competition in the telecommunications market by introducing unwarranted costs for new market entrants. For example, rate of return regulated Local Exchange Companies (LECs) typically have entire departments dedicated to the task of preparing fully allocated cost studies on a year-round basis. In addition, the results of such a cost study would be practically meaningless for a new market entrant which is not regulated on a rate of return basis.

Finally, since the Company is not yet operational in South Dakota, it has no South Dakota-specific data upon which to base the kinds of cost studies which are described in chapters 20:10:28 and 20:10:29.

Pursuant to Administrative Rule 20:10:27:12, the intrastate switched access rates of a telecommunications company which is granted its petition for exemption pursuant to Administrative Rule 20:10:27:11 are based on the costs of all the telecommunications companies with less than 100,000 access lines that determine switched access costs pursuant to chapters 20:10:28 and 20:10:29. Switched access rates for companies exempted pursuant to Administrative Rule 20:10:27:11 are calculated by dividing the sum of switched access revenue requirements for cost companies with less than 100,000 access lines for intraLATA and interLATA intrastate switched access traffic by the sum of switched access minutes for those same cost companies for intraLATA and interLATA intrastate switched access traffic. The Company asserts that this ratemaking approach would avoid the unnecessary burden and expense of a Company-specific cost study and subsequent rate proceeding, and would result in switched access rates which appropriately balance the needs of the Company to recover its costs and the need for just and reasonable switched access rates.

WHEREFORE, for the reasons stated above, CCCSD, Inc., d/b/a Connect! petitions the Commission for exemption from developing company-specific cost-based switched access rates.

Respectfully submitted,



Cindy Lee
Manager of Regulatory Affairs
CCCSD, Inc., d/b/a Connect!

Dated:

1/6/00

VERIFICATION

I, Cindy Lee, hereby declare under penalty of perjury, that I am Manager of Regulatory Affairs for CCCSD, Inc., d/b/a Connect!, Applicant in this proceeding; that I am authorized to make this verification on the Applicant's behalf; that I have read the foregoing petition, and that the facts stated therein are true and correct to the best of my knowledge, information and belief.

Cindy Lee
Cindy Lee

Sworn to and subscribed before me this 6th day of January 2000.

Sonya K. Hill
Notary Public

My Commission expires:

April 5, 2005



South Dakota Public Utilities Commission

WEEKLY FILINGS

For the Period of January 6, 2000 through January 12, 2000

If you need a complete copy of a filing faxed, overnight expressed, or mailed to you, please contact
Delaine Kolbo within five business days of this filing.
Phone: 605-773-3705 Fax: 605-773-3809

CONSUMER COMPLAINTS

CT00-010 In the Matter of the Complaint filed by Edward C. Fritz, Watertown, South Dakota, against OLS, Inc. Regarding Switching Telecommunications Services Through Deceptive Tactics.

The Complainant alleges that through a deceptive telemarketing call, his long distance service was switched. The Complainant seeks revocation of OLS's license to do business in South Dakota, assessment of fines, and credit of all charges.

Staff Analyst: Leni Healy
Staff Attorney: Karen Cremer
Date Received: 01/03/00
Date Filed: 01/06/00
Intervention Deadline: NA

CT00-011 In the Matter of the Complaint filed by Herman H. Schamber, Yankton, South Dakota, against OLS, Inc. Regarding Unauthorized Switching of Services.

The Complainant alleges that his long distance service was switched without authorization.

Staff Analyst: Leni Healy
Staff Attorney: Karen Cremer
Date Received: 01/05/00
Date Filed: 01/06/00
Intervention Deadline: NA

CT00-012 In the Matter of the Complaint filed by William G. Kissel, Yankton, South Dakota, against Qwest Communications, Inc. Regarding Unauthorized Switching of Services.

On January 7, 2000, the Commission received a complaint from William G. Kissel, Yankton, South Dakota, against Qwest regarding unauthorized switching of services. The complainant alleges that his long distance provider was switched to Qwest without his authorization.

Staff Analyst: Keith Senger
Staff Attorney: Camron Hoseck

Date Received and Filed: 01/07/00

Intervention Deadline: N/A

CT00-013 In the Matter of the Complaint filed by Mary Ann Becker, Madison, South Dakota, against OLS, Inc. Regarding Switching Telecommunications Services Through Deceptive Tactics.

After a deceptive telephone call, the Complainant's long distance service was switched. The Complainant wants all charges removed.

Staff Analyst: Leni Healy

Staff Attorney: Karen Cremer

Date Received: 01/10/00

Date Filed: 01/11/00

Intervention Deadline: NA

CT00-014 In the Matter of the Complaint filed by Julie Roessler on behalf of Sleep Inn, Sioux Falls, South Dakota, against Sprint Communications Company L.P. Regarding Unauthorized Disconnection and Unauthorized Switching of Services.

The complainant alleges that from September 20 through October 8, 1999 all the phone lines, including the fax line, at the Sleep Inn Hotel were inoperable. When trying to make a call a recording was heard that stated, you are not a Sprint customer, to become a customer please call this number to enroll. The complainant also alleges they were switched from AT&T to Sprint without authorization. The complainant is requesting that the \$10.25 in Sprint charges be removed from their bill. In addition they are requesting the Commission to impose a fine of \$1,000.00 per phone line in accordance with the slamming law. The complainant alleges that future revenue from irate guests was lost, as well as opportunities to bid on hotel rates for future events held in Sioux Falls. "Unfortunately, I can not place an honest or accurate value on lost business. But some compensation would be nice, as I consider this business interruption."

Staff Analyst: Michele Farris

Staff Attorney: Karen Cremer

Date Received: 01/10/00

Date Filed: 01/11/00

Intervention Deadline: N/A

CT00-015 In the Matter of the Complaint filed by Edward and Marvel Hinkelman, Watertown, South Dakota, against OLS, Inc. Regarding Switching Telecommunications Services Through Deceptive Tactics.

A telemarketer promised the Complainants a rate of seven cents per minute with no service charges. Based on these rates, the Complainants agreed to switch their service. The Complainants request that OLS stop misrepresentation and remove all charges.

Staff Analyst: Leni Healy
Staff Attorney: Karen Cremer
Date Received and Filed: 01/11/00
Intervention Deadline: NA

CT00-016 In the Matter of the Complaint filed by Angela L. Berget, Aberdeen, South Dakota, against OLS, Inc. Regarding Unauthorized Switching of Services.

The Complainant alleges that she received a telemarketing call in which she instructed the caller to leave her service as it was. As a result of this call, the Complainant's long distance service was switched. The Complainant requests that OLS be stopped, that her charges be reimbursed and fines assessed.

Staff Analyst: Leni Healy
Staff Attorney: Karen Cremer
Date Received and Filed: 01/11/00
Intervention Deadline: NA

ELECTRIC

EL00-001 In the Matter of the Filing by Otter Tail Power Company for Approval of Updated Summary List of Contracts with Deviations.

On January 10, 2000, Otter Tail Power Company filed for a tariff revision. This tariff revision provides an updated summary list of contracts with deviations for street lighting with various municipalities. These contracts of deviation require commission approval.

Staff Analyst: Keith Senger
Staff Attorney: Karen Cremer
Date Filed: 01/10/00
Intervention Deadline: 01/28/00

TELECOMMUNICATIONS

TC00-002 In the Matter of the Filing by CCCSD, Inc., d/b/a Connect! for an Exemption from Developing Company-Specific Cost-Based Switched Access Rates.

CCCSD, Inc. d/b/a Connect! has requested an exemption from the requirement to develop switched access rates based on company specific costs.

Staff Analyst: Heather Forney
Staff Attorney: Camron Hoseck
Date Filed: 01/11/00
Intervention Deadline: 01/28/00

TECHNOLOGIES MANAGEMENT, INC.
210 North Park Avenue
P.O. Drawer 200
Winter Park, Florida 32790-0200

FACSIMILE COVER SHEET

DATE: May 2, 2000

TO: NAME: Heather K. Forney

COMPANY: SD Commission

TELEPHONE:

FAX: (605) 773-3809

ACCOUNT NUMBER:

DIAL CODE: 5703

FROM: Carey Roesel

PHONE: (407) 740-8575

FAX: (407) 740-0613

NOTES:

Heather, attached is the filing documentation, as discussed. Please give me a call if you have any questions.

CC:

To file: CCC - SD Access

Fax Only Fax & Mail

Pages Sent (including cover) : 7

Billing \$ _____

This message is intended only for the use of the individual or entity to which it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communications is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone, and return the original message to us at the above address via the U.S. Postal Service. Thank you.

REGULATIONS AND SCHEDULE OF CHARGES
APPLICABLE TO SWITCHED ACCESS SERVICES
WITHIN THE STATE OF SOUTH DAKOTA

CCCSD, Inc., d/b/a Connect!, concurs in the rates, terms, and conditions of Local Exchange Carrier Association, Inc., Tariff No. 1 governing Intrastate Switched Access Service as filed by the Local Exchange Carrier Association, Inc., in the State of South Dakota. CCCSD, Inc., d/b/a Connect! concurs in the current Local Exchange Carrier Association, Inc., Tariff No. 1 as of January 15, 2000, as shown by the attached Tariff Checklist pages.

CCCSD, Inc., d/b/a Connect!, hereby expressly reserves the right to cancel or void this statement of concurrence at any time consistent with state law and the best interests of CCCSD, Inc., d/b/a Connect! by filing a replacement tariff with the South Dakota Public Utilities Commission.

ISSUED: March 22, 2000

EFFECTIVE: April 18, 2000

Issued by: Ted L. Snider, Jr.
Chief Executive Officer
124 W. Capitol, Suite 250
Little Rock, Arkansas 72201

TARIFF CHECKLIST
All Pages Are Original Unless Otherwise Noted

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Index 18	1st	2-19		2-60	1st
Index 19		2-20		2-61	
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Index 23		2-24	1st	3-2	
Index 24		2-25		3-3	
Index 25		2-26		3-4	
Index 26		2-27		3-5	
Index 27		2-28		3-6	
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Index 31	1st	2-32		3-10	1st
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TARIFF CHECKLIST
 All Pages Are Original Unless Otherwise Noted

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10-3		15-13		18-6.1	2nd*
10-4		15-14		18-7	2nd
10-5		15-15		18-7.1	1st*
		15-16		18-8	4th*
11-1		15-17		18-9	3rd*
11-2		15-18			
		15-19			

* New This Issue

RECEIVED

JUN 01 2000

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

May 31, 2000

Heather K. Forney
Utility Analyst
South Dakota Public Utilities Commission
500 East Capitol Avenue
Pierre, South Dakota 57501-5070

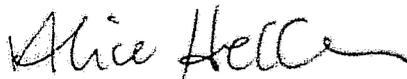
Re: TC00-002- Access Services Tariff of CCCSD, Inc., d/b/a Connect!
Revision of Original Title Sheet and Switched Access Rates

Dear Ms. Forney:

Enclosed for filing is an original and ten (10) copies of CCCSD, Inc., d/b/a Connect! required Access Services tariff revisions. This filing is to replace CCCSD, Inc., d/b/a Connect! pages 17-1, 17-4, and Original Title Sheet. The changes were made in response to your letter (addressed to Carey Roesel) dated May 12, 2000.

Please acknowledge this filing by returning a date-stamped copy of this letter in the envelope provided. If you have any questions regarding this submission, please call me at 501-401-7805 or e-mail me at aheller@connect.com.

Sincerely,



Alice Heller
Tariff Specialist

cc: sda1001

124 West Capitol Ave
Suite 290
Pierre, SD 57501
501 401 7100
Fax: 501 401 7100

REGULATIONS AND SCHEDULE OF CHARGES
APPLICABLE TO SWITCHED ACCESS SERVICES
WITHIN THE STATE OF SOUTH DAKOTA

CCCSD, Inc., d/b/a Connect!, concurs in the rates, terms, and conditions, except as noted below, of Local Exchange Carrier Association, Inc., Tariff No. 1 governing Intrastate Switched Access Service as filed by the Local Exchange Carrier Association, Inc., in the state of South Dakota. CCCSD, Inc., d/b/a Connect! concurs on the Local Exchange Carrier Association, Inc., Tariff No. 1 as of January 15, 2000, as shown by the attached Tariff Checklist pages. The only exceptions to this concurrence are the attached pages 17-1 and 17-4, which replace the current Local Exchange Carrier Association, Inc. Tariff No. 1 pages 17-1 and 17-4.

CCCSD, Inc., d/b/a Connect!, hereby expressly reserves the right to cancel or void this statement of concurrence at any time consistent with state law and the best interests of CCCSD, Inc., d/b/a Connect! by filing a replacement tariff with the South Dakota public Utilities Commission.

ISSUED: March 22, 2000

EFFECTIVE May 30, 2000

Issued by: Ted L. Snider, Jr.
Chief Executive Officer
124 W. Capitol, Suite 250
Little Rock, AR 72201

SOUTH DAKOTA SWITCHED ACCESS SERVICES

17. Rates and Charges (Cont'd)

17.2 Switched Access Service

17.2.1 Nonrecurring Charges

Rates

- | | |
|--|----------|
| (A) <u>Local Transport Element-
Installation Per Line or Trunk</u> | \$295.00 |
| (B) <u>Reserved for Future Use</u> | |
| (C) <u>Interim NXX Translation Per Order
Per LATA or Market Area</u> | \$181.00 |

17.2.2 Traffic Sensitive

Local Switching (End Office)

Per Access Minute \$0.0210

Local Transport

Per Access Minute \$0.0330

Network Blocking Per Blocked Call

Applies to FGD only \$0.0271

8XX Data Base Query Service

Per Query

Basic \$0.0079

Vertical Feature \$0.0082

ISSUED: March 22, 2000

EFFECTIVE: May 30, 2000

Issued by: Ted L. Snider, Jr.
Chief Executive Officer
124 W. Capitol, Suite 250
Little Rock, AR 72201

SOUTH DAKOTA SWITCHED ACCESS SERVICES

17. Rates and Charges

17.1 Common Line Access Service

17.1.1 Carrier Common Line Access Service

Rate

Regulations concerning Carrier Common Line Access
are set forth in Section 3. Preceding.

Per Access Minute

0.0364

17.1.2 Reserved for Future Use

ISSUED: March 22, 2000

EFFECTIVE: May 30, 2000

Issued by: Ted L. Snider, Jr.
Chief Executive Officer
124 W. Capitol, Suite 250
Little Rock, AR 72201

TC00-002

CCCSO, INC., D/B/A/ CONNECT!

South Dakota Tariff No.

1

Original Title

Sheet

REGULATIONS AND SCHEDULE OF CHARGES
APPLICABLE TO SWITCHED ACCESS SERVICES
WITHIN THE STATE OF SOUTH DAKOTA

RECEIVED

JUN 23 2000

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

CCCSO, Inc., d/b/a Connect!, concurs in the rates, terms, and conditions, except as noted below, of Local Exchange Carrier Association, Inc., Tariff No. 1 governing Intrastate Switched Access Service as filed by the Local Exchange Carrier Association, Inc., in the state of South Dakota. CCCSO, Inc., d/b/a Connect! concurs on the Local Exchange Carrier Association, Inc., Tariff No. 1 as of January 15, 2000, as shown by the attached Tariff Checklist pages. The only exceptions to this concurrence are the attached pages 17-1 and 17-4, which replace the current Local Exchange Carrier Association, Inc. Tariff No. 1 pages 17-1 and 17-4.

CCCSO, Inc., d/b/a Connect!, hereby expressly reserves the right to cancel or void this statement of concurrence at any time consistent with state law and the best interests of CCCSO, Inc., d/b/a Connect! by filing a replacement tariff with the South Dakota public Utilities Commission.

ISSUED: March 22, 2000

EFFECTIVE: June 21, 2000

Issued by: Ted L. Snider, Jr.
Chief Executive Officer
124 W. Capitol, Suite 250
Little Rock, AR 72201

SOUTH DAKOTA SWITCHED ACCESS SERVICES

17. Rates and Charges

17.1 Common Line Access Service

17.1.1 Carrier Common Line Access Service

Rate

Regulations concerning Carrier Common Line Access
are set forth in Section 3. Preceding.

Per Access Minute

0.0364

17.1.2 Reserved for Future Use

ISSUED: March 22, 2000

EFFECTIVE: June 21, 2000

Issued by: Ted L. Snider, Jr.
Chief Executive Officer
124 W. Capitol, Suite 250
Little Rock, AR 72201

SOUTH DAKOTA SWITCHED ACCESS SERVICES

17. Rates and Charges (Cont'd)

17.2 Switched Access Service

17.2.1 Nonrecurring Charges

Rates

\$295.00

(A) Local Transport Element-
Installation Per Line or Trunk

(B) Reserved for Future Use

(C) Interim NXX Translation Per Order
Per LATA or Market Area

\$181.00

17.2.2 Traffic Sensitive

Local Switching (End Office)

Per Access Minute

\$0.0210

Local Transport

Per Access Minute

\$0.0330

Network Blocking Per Blocked Call

Applies to FGD only

\$0.0271

8XX Data Base Query Service

Per Query

Basic

\$0.0079

Vertical Feature

\$0.0082

ISSUED: March 22, 2000

EFFECTIVE: June 21, 2000

Issued by: Ted L. Snider, Jr.
Chief Executive Officer
124 W. Capitol, Suite 250
Little Rock, AR 72201

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

IN THE MATTER OF THE FILING BY CCCSD, INC., D/B/A CONNECT! FOR AN EXEMPTION FROM DEVELOPING COMPANY SPECIFIC COST-BASED SWITCHED ACCESS RATES)	ORDER GRANTING EXEMPTION AND APPROVING TARIFF TC00-002
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On January 11, 2000, the Public Utilities Commission (Commission) received a petition from CCCSD, Inc., d/b/a Connect! (CCCSD) for an exemption from the requirement to develop intrastate switched access rates based on company specific costs.

On January 13, 2000, the Commission gave notice of this filing and set a January 28, 2000, intervention deadline. There were no intervenors.

On June 20, 2000, at a regularly scheduled Commission meeting, the Commission considered CCCSD's request for an exemption from establishing switched access rates based on company specific costs, as well as its intrastate switched access tariff no. 1. Commission staff recommended approval of the intrastate switched access tariff no. 1 and granting the exemption for a period not to exceed three years, during which CCCSD shall file a petition to continue the exemption or file cost-based rates.

The Commission has jurisdiction over this matter pursuant to Chapter 49-31 SDCL and ARSD 20:10:27:11.

The Commission, having considered the petition and the recommendation of the Commission staff and being fully advised in the premises hereby

ORDERED, that CCCSD's petition to be exempt from establishing company specific cost-based switched access rates is granted and its intrastate switched access tariff no. 1 is approved; and it is further

ORDERED, that CCCSD shall, within three years of the date of this Order, file a petition to continue the exemption granted in this proceeding or file cost-based intrastate switched access rates.

Dated at Pierre, South Dakota, this 6th day of July, 2000.

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, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.
By: <u><i>Delmar Koelsch</i></u>
Date: <u>7/7/00</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner