



# THE REBENS DORF GROUP, INC.

TC02-110

• MANAGEMENT CONSULTING • INVESTMENT BANKING • REGULATORY COMPLIANCE •

30211 Avenida de las Banderas, Suite 200  
Rancho Santa Margarita, CA 92688

Phone: (949) 766-6710  
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August 5, 2002

**RECEIVED**

AUG 26 2002

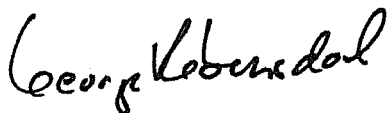
**SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION**

South Dakota Public Service Commission  
Attn: Executive Secretary  
500 East Capitol Avenue  
State Capitol  
Pierre, SD 57501-5070

Dear Sir or Madam,

Enclosed please find the Joint Application for Acquisition of Assets and Assignment of Authorization. There is one original and the required 1 copy. Please also find an additional copy included for you to date stamp and return in the enclosed self addressed, stamped envelope.

Sincerely,



George Rebensdorf  
Counsel for the Applicant

BEFORE THE  
SOUTH DAKOTA PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION OF )  
VOICECOM TELECOMMUNICATIONS, LLC, )  
VOICECOM TELECOMMUNICATIONS, INC., )  
AND PREMIERE COMMUNICATIONS, INC. )  
FOR APPROVAL OF ACQUISITION OF )  
ASSETS AND FOR ASSIGNMENT OF )  
AUTHORIZATION )

**RECEIVED**

AUG 26 2002

**SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION**  
DOCKET NO. \_\_\_\_\_

**JOINT APPLICATION FOR ACQUISITION OF ASSETS  
AND ASSIGNMENT OF AUTHORIZATIONS**

COME NOW VOICECOM TELECOMMUNICATIONS, LLC (“VTL”),  
VOICECOM TELECOMMUNICATIONS, INC. (“VTI”), and PREMIERE  
COMMUNICATIONS, INC. (“PCI”) (collectively the “Applicants”), and hereby  
respectfully request approval for the acquisition of certain assets and for the assignment  
of an authorization to provide intrastate, long distance telecommunications services  
within the State of South Dakota, as described herein. In support of this Joint  
Application, the Applicants hereby state as follows.

**I. DESCRIPTION OF THE APPLICANTS**

1.

PCI, a Florida corporation, is headquartered at 3399 Peachtree Road, NE, Suite  
700, Atlanta, Georgia 30326. PCI is a non-facilities based reseller of post-paid telephone  
calling card services. PCI is certificated or authorized to provide intrastate, long distance  
services in South Dakota and in approximately 46 other states.<sup>1</sup>

<sup>1</sup> Certificate of Authority, Docket No. TC95-132 (Feb. 13, 1996)

2.

VTL is a Delaware limited liability company headquartered at 3399 Peachtree Road NE, Suite 600, Atlanta, Georgia 30326. VTL is a newly formed entity organized for the purpose of providing telecommunications products and services to companies competing in the global telecommunications marketplace. VTL does not currently provide, nor is VTL authorized to provide, intrastate telecommunications services within the State of South Dakota.<sup>2</sup>

3.

VTI is a Delaware corporation headquartered at 6260 Lookout Road, Boulder, Colorado 80301. VTI owns 100% of the membership interests of VTL.

## **II. DESCRIPTION OF TRANSACTION**

4.

On March 25, 2002, the Applicants, along with several other entities affiliated with PCI, entered into a series of agreements in connection with the transaction described herein. Generally, VTL, PCI, and PCI's affiliates first entered into a Contribution Agreement, whereby PCI and its affiliates transferred certain information service-related assets and certain liabilities to VTL in return for which PCI and PCI's affiliates acquired membership interests of VTL. Immediately thereafter, the Applicants and PCI's affiliates entered into a Membership Interests Purchase Agreement whereby VTI purchased from PCI and PCI's affiliates all of the membership interests of VTL during an initial closing. Under the Membership Interests Purchase Agreement, the Applicants and PCI's affiliates agreed to conduct a final closing, following receipt of all necessary regulatory approvals, whereby PCI will transfer and VTL will acquire certain of PCI's telecommunications

assets, including, *inter alia*, customer rights, authorization codes, intellectual property rights, and authorizations to provide intrastate, long distance telecommunications services. The initial closing was completed on March 26, 2002.<sup>3</sup>

5.

Upon the consummation of the final closing, which is intended to occur only after receipt of all necessary regulatory approvals, VTL shall acquire from PCI ownership of certain telecommunications assets, including the state regulatory authorizations and certificates to provide intrastate, long distance telecommunications services. After the final closing, VTL will provide long distance services to customers in South Dakota. PCI, on the other hand, will cease offering or providing intrastate, long distance telecommunications services in South Dakota.

### **III. VTL'S QUALIFICATIONS**

6.

VTL possesses all financial, managerial and technical qualifications necessary to acquire and to operate the assets of PCI as described herein. Specifically, VTL's qualifications are described as follows.

7.

**A. Corporate Information.** VTL's correct name and address are:

Voicecom Telecommunications, LLC  
3399 Peachtree Road, NE, Suite 600  
Atlanta, GA 30326  
(404) 262-8474

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<sup>2</sup> Additional information regarding VTL is attached hereto at Exhibit "A".

<sup>3</sup> Copies of the Contribution Agreement and Membership Interests Purchase Agreement shall be provided upon request, as Exhibit "B".

VTL, a Delaware limited liability company, has filed an application for qualification to transact business in the State of South Dakota. A copy of VTL's Application for a Certificate to the South Dakota Secretary of State is attached hereto as Exhibit "C".

8.

**B. Description of Proposed Services.** VTL proposes to utilize the acquired assets to resell switched, intrastate, long distance (interLATA and intraLATA toll) voice communications services of certificated common carriers (*e.g.*, AT&T Corp. and WorldCom, Inc.) for the purpose of providing post-paid calling card services throughout the entire State of South Dakota. VTL will not own, control or install any transmission facilities, but instead will utilize the existing equipment and facilities of one or more of the above-described carriers.

9.

VTL intends to bill its customers directly for long distance telecommunications resale services. The charges, based upon the rates which will be set forth in VTL's tariff, and its toll free telephone number for customer assistance will all appear on monthly customer statements. In addition, customers may contact VTL's customer service representatives regarding a broad range of service matters, including: (i) the types of services offered by VTL and the rates associated with such services; (ii) monthly billing statements; and (iii) problems or concerns pertaining to the customer's current service. VTL's customer service representatives will be available to assist customers twenty-four hours per day, seven (7) days per week.

10.

C. **Technical and Managerial Capability.** VTL is led by a highly qualified team of management personnel who have the requisite technical, financial and managerial experience to provide long distance telecommunications resale services in South Dakota. Further, *the management team is comprised of essentially the same personnel of PCI that have managed these assets for a number of years.* Brief biographical statements concerning each of VTL's management personnel are attached hereto as Exhibit "D".

11.

D. **Financial Capability.** As a wholly-owned subsidiary of VTI, VTL has the assurance of its parent that it will be provided the financial resources necessary to operate its telecommunications resale business in a continuous manner. A copy of the Balance Sheet of VTI is attached hereto as Exhibit "E".

12.

E. **Compliance With Laws.** VTL has not been denied authority to provide intrastate telecommunications services in any state and has not been subject to any regulatory penalties for violation of state or federal telecommunications statutes, rules or regulations (*e.g.*, slamming). By submitting to the Commission's jurisdiction for approval to acquire the assets and to assign the authorization discussed herein, VTL hereby asserts its willingness and ability to comply with all rules and regulations that the Commission may impose subject to South Dakota laws as now or hereafter enacted.

#### **IV. CONFIDENTIALITY**

13.

Exhibit "B" and "E" contain commercial information which is proprietary due to the highly competitive nature of the telecommunications marketplace. The Applicants deem these exhibits to be proprietary. Accordingly, these exhibits are being submitted to the Commission subject to confidential treatment.

#### **V. PUBLIC INTEREST, CONVENIENCE AND NECESSITY**

14.

Commission approval of VTL's acquisition of PCI's assets is in the public interest. The infusion of PCI's assets into VTL will allow VTL to compete in the South Dakota market for long distance telecommunications services. South Dakota consumers will benefit from the availability of increased long distance telecommunications products and service options.

#### **VI. REGULATORY/LEGAL COMMUNICATIONS AND CORRESPONDENCE**

15.

The name and address of PCI's attorney in this matter is:

Charles A. Hudak, Esq.  
Friend, Hudak & Harris, LLP  
Three Ravina Drive, Suite 1450  
Atlanta, Georgia 30346-2131  
Tel: 770-399-9500  
Fax: 770-395-0000



The name and address of VTL's and VTI's regulatory counsel in this matter is:

George O. Rebensdorf  
The Rebensdorf Group, Inc.  
30211 Avenida de las Banderas  
Rancho Santa Margarita, California 92688  
Tel: 949-766-6710  
Fax: 949-766-6711

**VII. CONCLUSION**

16.

**WHEREFORE**, the Applicants respectfully request that this Commission:

(1) Issue an order approving the transaction described in this Joint Application in all respects, including without limitation PCI's sale, and VTL's acquisition of, the assets as described herein or in the exhibits attached hereto;

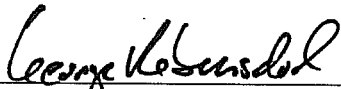
(2) Issue an order approving the assignment of PCI's existing authorization to VTL; and

(3) Grant any other and additional relief that the Commission may deem just and proper.

Respectfully submitted this 15 day of August, 2002.

*Signatures on next page*

**Voicecom Telecommunications, LLC (“VTL”)**  
and  
**Voicecom Telecommunications, Inc. (“VTI”)**

By 

George O. Rebensdorf  
The Rebensdorf Group, Inc.  
30211 Avenida de las Banderas  
Suite 200  
Rancho Santa Margarita, CA 92688  
Regulatory Counsel for VTL

**Premiere Communications, Inc. (“PCI”)**

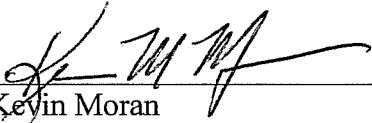
By 

Charles A. Hudak, Esq.  
Friend, Hudak & Harris, LLP  
Three Ravina Drive, Suite 1450  
Atlanta, GA 30346-2131  
Counsel for PCI

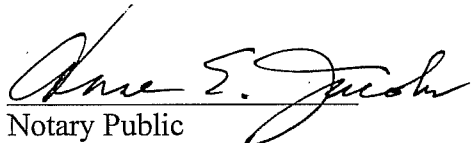
**VERIFICATION**

STATE OF GEORGIA     )  
  )  
COUNTY OF FULTON    )

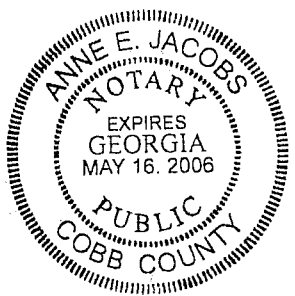
I, Kevin Moran, hereby declare under penalty of perjury, that I am President of Voicecom Telecommunications, LLC. (“VTL”) and Voicecom Telecommunications, Inc. (“VTI”); that I am authorized to make this verification on behalf of VTL and VTI; that I have read the foregoing Application; and that the facts stated therein are true and correct to the best of my knowledge, information, and belief.

  
\_\_\_\_\_  
Kevin Moran  
Voicecom Telecommunications, LLC  
Voicecom Telecommunications, Inc.

Sworn to and subscribed before me this 5<sup>th</sup> day of August, 2002.

  
\_\_\_\_\_  
Notary Public

My Commission expires:  
May 16, 2006



**VERIFICATION**

STATE OF GEORGIA     )  
  )  
COUNTY OF FULTON    )

I, James S. Thomas, Jr., hereby declare under penalty of perjury, that I am Vice President - Legal of PTEK Holdings, Inc.; that Premiere Communications, Inc., ("PCI") is a wholly owned subsidiary of PTEK Holdings, Inc.; that I am authorized to make this verification on behalf of PCI; that I have read the foregoing Application; and that the facts stated therein that are applicable to PCI are true and correct to the best of my knowledge, information, and belief.

*James S. Thomas, Jr.*

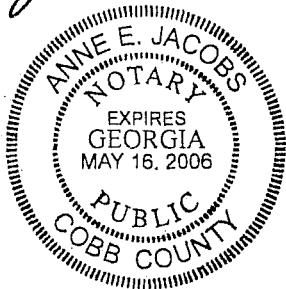
James S. Thomas, Jr., Esq.  
Vice President - Legal  
PTEK Holdings, Inc.  
The Lenox Building, Suite 700  
3399 Peachtree Road, N.E.  
Atlanta, Georgia 30326  
Tel: (404) 262-8400

Sworn to and subscribed before me  
this *2<sup>nd</sup>* day of *August*, 2002.

*Anne E. Jacobs*  
Notary Public

My Commission expires:

*May 16, 2006*



## EXHIBIT "A"

### ADDITIONAL INFORMATION REGARDING VOICECOM

VTL is a leading provider of integrated communications solutions, with service offerings in messaging, unified communications, call answering, mobile calling, and broadcast voice.

VTL's solutions are designed to meet a diversity of needs in the mobile, SOHO (small office/home office), and enterprise markets, including customer care, interpersonal messaging, and large-scale corporate communications. VTL delivers its solutions across a variety of industries, including financial services, healthcare, government organizations, real estate, and telecommunications.

Operating one of the world's largest privately-owned carrier-grade networks, VTL's messaging services are provided through local numbers in more than 4,500 cities throughout North America. In 2000, VTL processed more than 40 million messages, and handled more than 175 million calls.

VTL maintains a state-of-the-art frame relay network, utilizing Cisco and Extreme Networks products. The Company also hosts voicemail systems in the United Kingdom, Australia, and New Zealand. VTL has adopted an open-standards system architecture approach to maximize system flexibility, which also the company to use any telephony node that is IMAP compliant.

**EXHIBIT "B"**

**ASSET PURCHASE AGREEMENT BETWEEN VTL, VTI, AND PCI**  
**DATED MARCH 25, 2002**

**[Provided upon request]**

**EXHIBIT 'C'**

**VTL'S APPLICATION FOR A CERTIFICATE OF AUTHORITY TO  
TRANSACTION BUSINESS IN THE STATE OF \_\_\_\_\_**  
**(APPLICATIONS FOR AUTHORITY TO BE SUPPLIED)**

**EXHIBIT "D"**

**BIOGRAPHICAL STATEMENTS FOR DIRECTORS AND OFFICERS OF  
VOICECOM**

**Kevin Moran, President**

Kevin M. Moran is president of VTL. Mr. Moran joined Premiere in 1995 as Director of Wholesale Service, having over ten years of experience in business development, operations management, and strategic alliance formation. Prior to joining the company, Mr. Moran was a Southern Regional Sales manager with the Williams Companies' subsidiary, Wiltel Network Services, a predecessor of Worldcom, Inc.

Mr. Moran holds a B.S. from the University of Tulsa.

**Dan Mell, VP, Chief Financial Officer**

Dan Mell is the Chief Financial Officer for VTL. Mr. Mell joined VTL in 1995 as manager of International Business Development, and has sixteen (16) years of experience in the telecommunications industry. Prior to VTL, Mr. Mell held several positions with Nortel Networks in its finance organization.

Mr. Mell holds a Masters of Business Administration degree in Finance and Accounting from McGill University in Montreal, Canada.

**Keith Cumming, VP, Finance & Controller**

Keith Cummings is the VP of Finance and Controller of Voicecom. Mr. Cummings has fourteen (14) years of experience in the accounting and finance field. Prior to his work with the Company beginning in 1998, Mr. Cummings provided financial and accounting functions for both AT&T and BellSouth. He also worked in the public accounting arena for PriceWaterhouseCoopers.

Mr. Cummings is a Certified Public Accountant, and holds a Masters of Business Administration degree in Finance from Georgia State University in Atlanta.

**Jerry Hooks, VP Operations**

Jerry Hooks is the VP of Operations for VTL, having responsibility for all Network Operations, as well as technical support. Prior to joining Voicecom, Mr. Hooks served as VP, Customer Support and network Operation Officer for Intermedia Communications, a Worldcom company. Mr. Hooks career has also included various engineering, design technology, operations, and customer service assignments with Vista-United Telecommunications and The Disney Company, spanning 26 years.



Mr. Hooks earned his certificate in Executive Business Management from Rollins College in 1986.

**EXHIBIT "E"**

**BALANCE SHEET OF VTI**

# Voicecom Balance Sheet

March 25 2002

## ASSETS

### CURRENT ASSETS:

Cash	-
Marketable Securities	-
Accounts Receivable, Net	6,454,723
Allowance for Doubtful Accounts	(2,125,929)
Deferred Revenue	(712,105)
Prepaid Expenses and Other	456,363
<b>Total Current Assets</b>	<b>4,073,052</b>

### PROPERTY AND EQUIPMENT

Property and Equipment	124,078,578
Accumulated Depreciation	(105,617,760)
<b>Property and Equipment, Net</b>	<b>18,460,819</b>

### Other Long-Term Assets

58,181

### Other Long-Term Assets

18,519,000

### TOTAL ASSETS

22,592,052

## LIABILITIES & SHAREHOLDER EQUITY

### CURRENT LIABILITIES:

Accounts Payable	5,515,535
Accrued Expenses	3,488,006
Unearned Revenue	64,751
Line of Credit	1,475,000
Obligations under Capital Lease - Current	2,821,674
LTD Current Portion	1,212,130
<b>Total Current Liabilities</b>	<b>14,577,096</b>

### LONG-TERM LIABILITIES

Term Note	2,787,870
Obligations under Capital Leases	3,453,659
<b>Total Long-Term Liabilities</b>	<b>6,241,529</b>

### TOTAL LIABILITIES

20,818,625

### SHAREHOLDERS' EQUITY

Retained Earnings / Paid in Capital	1,773,427
<b>TOTAL SHAREHOLDER EQUITY</b>	<b>1,773,427</b>

### TOTAL LIABILITIES & EQUITY

22,592,052

**South Dakota Public Utilities Commission**

**WEEKLY FILINGS**

**For the Period of August 22, 2002 through August 28, 2002**

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 report. Phone: 605-773-3705 Fax: 605-773-3809

**CONSUMER COMPLAINTS**

**CT02-033 In the Matter of the Complaint filed by Denise Haerter, Sioux Falls, South Dakota, against MCIWorldCom and Qwest Corporation Regarding Unauthorized Switching of Services.**

Complainant states that she has three phone lines into her home and two of the lines were switched to MCI without authorization. Complainant wants MCI or Qwest to be fined the \$1,000.00 per line as stated in the South Dakota slamming law, a letter of apology from the company, and a removal of all charges.

Staff Analyst: Mary Healy  
Staff Attorney: Karen Cremer  
Date Docketed: 08/22/02  
Intervention Deadline: N/A

**CT02-034 In the Matter of the Complaint filed by John M. Rice on behalf of Rice Insurance Agency, Inc., Sioux Falls, South Dakota, against McLeodUSA Telecommunications Services, Inc. Regarding Telephone Book Listing, Poor Service, Contract Dispute, No Long Distance or 800# Service.**

Complainant states that it began having problems with McLeod in 2001. After Complainant relocated its business, McLeod omitted putting the Complainant's new address in the McLeod phone book. When Complainant decided to change providers, it contacted McLeod to see if it could match the offer that was made by Qwest, and McLeod did not respond to the offer. Complainant switched its local service to Qwest and left its long distance and 800# with McLeod. Complainant continued to be billed for its service with McLeod and a fee for canceling its local service. Although Complainant paid its long distance charges, its service was disconnected for several days. Complainant switched its remaining service to Sprint, but McLeod would not release its 800# until it paid a termination of contract fee of \$3,245.00 to McLeod. Complainant paid the fee in order to get its 800# working with Sprint. Complainant has now received another termination of contract bill from McLeod for \$10,000.00. Complainant requests a refund of the termination of contract fees that it has paid, the removal of any other penalty from McLeod, and reimbursement for loss of business, down-time and inconvenience to its business.

Staff Analyst: Amy Kayser  
Staff Attorney: Kelly Frazier  
Date Docketed: 08/27/02  
Intervention Deadline: N/A

## NATURAL GAS

### **NG02-006 In the Matter of the Filing by NorthWestern Energy for Approval of Tariff Revisions.**

Application by NorthWestern Energy to update its fuel retention percentage for natural gas transportation service. NorthWestern Energy's tariff provides that the fuel retention percentage be adjusted annually with the updated percentage to be effective October 1 of each year.

Staff Analyst: Dave Jacobson  
Staff Attorney: Kelly Frazier  
Date Docketed: 08/23/02  
Intervention Deadline: 09/13/02

### **NG02-007 In the Matter of the Filing by MidAmerican Energy Company for Approval of Continuation of the IGSP.**

Application by MidAmerican Energy to Continue its Incentive Gas Supply Procurement Program (IGSP). This program was initially approved by the Commission for a three-year period in 1995, and was approved with modifications for a second three-year period in 1999. This filing proposes to further extend application of the plan, with modifications, to be effective through October 31, 2005. The IGSP compares actual gas supply costs to a benchmark and allows for a sharing of the difference between ratepayers and MidAmerican Energy.

Staff Analyst: Dave Jacobson  
Staff Attorney: Kelly Frazier  
Date Docketed: 08/27/02  
Intervention Deadline: 09/13/02

## TELECOMMUNICATIONS

### **TC02-109 In the Matter of the Application of NECC Telecom, Inc. for a Certificate of Authority to Provide Interexchange Telecommunications Services in South Dakota.**

NECC Telecom, Inc. has filed an application with the South Dakota Public Utilities Commission for a Certificate of Authority to provide interexchange service in South Dakota. The applicant intends to provide resold interexchange service, including 1+ and 101XXXX outbound dialing, 800/888 toll-free inbound dialing, directory assistance, data services and travel card service to customers throughout South Dakota.

Staff Analyst: Heather Forney  
Staff Attorney: Kelly Frazier  
Date Docketed: 08/23/02  
Intervention Deadline: 09/13/02

**TC02-110 In the Matter of the Application of Voicecom Telecommunications, LLC to Approve the Transfer of the Certificate of Authority of Premiere Communications, Inc.**

On February 13, 1996, Premiere Communications, Inc. received a Certificate of Authority to provide interexchange telecommunications services in South Dakota. On August 26, 2002, Voicecom Telecommunications, LLC (VTL), Voicecom Telecommunications, Inc. (VTI) and Premiere Communications, Inc. (PCI) filed a joint application to transfer the Certificate of Authority of PCI to VTL. VTL intends to offer post-paid long distance calling card services throughout South Dakota through resale.

Staff Analyst: Keith Senger  
Staff Attorney: Kelly Frazier  
Date Docketed: 08/26/02  
Intervention Deadline: 09/13/02

**TC02-111 In the Matter of the Request of Citizens Telecommunications Company of Minnesota, Inc. For Certification Regarding its Use of Federal Universal Service Support.**

On August 26, 2002, Citizens Telecommunications Company of Minnesota, Inc. (Citizens) provided information constituting Citizens' plan for the use of its federal universal service support and to otherwise verify that Citizens will use all federal universal service support received in a manner that is consistent with the federal universal service provisions of 47 U.S.C. Section 254.

Staff Analyst: Harlan Best  
Staff Attorney: Karen E. Cremer  
Date Docketed: 08/26/02  
Intervention Deadline: 09/06/02

**TC02-112 In the Matter of the Application of Global Communications Consulting Corp. for a Certificate of Authority to Provide Interexchange Telecommunications Services in South Dakota.**

Global Communications Consulting Corp. is seeking a Certificate of Authority to provide interexchange telecommunications services in South Dakota. The Applicant intends to offer a full range of interexchange services on a resale basis. Services include direct dial, MTS, in-WATS, out-WATS and Calling Card services.

Staff Analyst: Keith Senger  
Staff Attorney: Kelly Frazier  
Date Docketed: 08/28/02  
Intervention Deadline: 09/13/02

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You may subscribe or unsubscribe to the PUC mailing lists at <http://www.state.sd.us/puc>

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

<b>IN THE MATTER OF THE FILING FOR )</b>	<b>ORDER GRANTING</b>
<b>APPROVAL OF TRANSFER OF CERTIFICATE )</b>	<b>TRANSFER OF CERTIFICATE</b>
<b>OF AUTHORITY FROM PREMIERE )</b>	<b>OF AUTHORITY</b>
<b>COMMUNICATIONS, INC. TO VOICECOM )</b>	
<b>TELECOMMUNICATIONS, LLC )</b>	<b>TC02-110</b>

On August 26, 2002, the Public Utilities Commission (Commission), in accordance with SDCL 49-31-3 and ARSD 20:10:24:04.01 and 20:10:24:04.02, received an application for the transfer of a certificate of authority from Premiere Communications, Inc. (Premiere), to Voicecom Telecommunications, LLC (Voicecom).

Voicecom intends to offer post-paid long distance calling card services throughout South Dakota through resale.

On August 29, 2002, the Commission electronically transmitted notice of the filing and the intervention deadline of September 13, 2002, to interested individuals and entities. No petitions to intervene or comments were filed and at its December 19, 2002, meeting, the Commission considered the request for transfer of certificate of authority. Commission Staff recommended transferring the certificate of authority from Premiere to Voicecom, subject to the condition that Voicecom not offer a prepaid calling card or require or accept deposits or advance payments without prior approval of the Commission.

The Commission finds that it has jurisdiction over this matter pursuant to Chapter 49-31, specifically 49-31-3 and ARSD 20:10:24:04.01 and 20:10:24:04.02. The Commission finds that Voicecom has met the legal requirements established for the granting of a certificate of authority. Voicecom has, in accordance with SDCL 49-31-3, demonstrated sufficient technical, financial and managerial capabilities to offer telecommunications services in South Dakota. The Commission approves the application for transfer of certificate of authority from Premiere to Voicecom, subject to the condition that Voicecom not offer a prepaid calling card or require or accept deposits or advance payments without prior approval of the Commission. As the Commission's final decision in this matter, it is therefore

**ORDERED**, that the application for transfer of certificate of authority from Premiere to Voicecom is hereby granted, subject to the condition that Voicecom not offer a prepaid calling card or require or accept deposits or advance payments without prior approval of the Commission. It is

**FURTHER ORDERED**, that Voicecom shall file informational copies of tariff changes with the Commission as the changes occur.

Dated at Pierre, South Dakota, this 3<sup>rd</sup> day of January, 2003.

**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: Alcino Kalbo

Date: 1/6/03

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg  
JAMES A. BURG, Chairman

Pam Nelson  
PAM NELSON, Commissioner *dk*

Robert K. Sahr  
ROBERT K. SAHR, Commissioner



# SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

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## *CERTIFICATE OF AUTHORITY*

To Conduct Business As A Telecommunications Company  
Within The State of South Dakota

Authority was Granted as of the date of the  
Order Granting Transfer of Certificate of Authority  
Docket No. TC02-110

*This is to certify that*

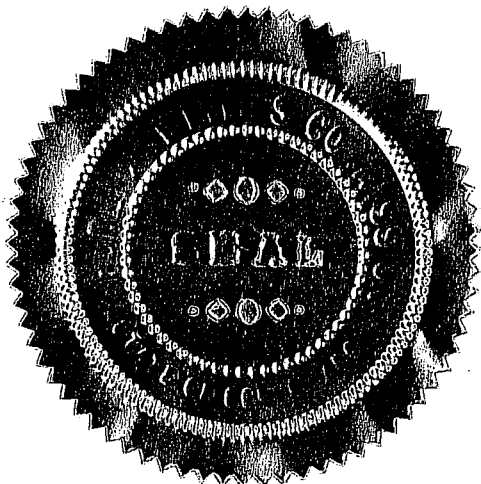
### **VOICECOM TELECOMMUNICATIONS, LLC**

is authorized to provide interexchange telecommunications services in South Dakota, subject to the condition that it not offer a prepaid calling card or require or accept deposits or advance payments without prior approval of the Commission.

This certificate is issued in accordance with SDCL 49-31-3 and ARSD 20:10:24:02, and is subject to all of the conditions and limitations contained in the rules and statutes governing its conduct of offering telecommunications services.

Dated at Pierre, South Dakota, this 3<sup>rd</sup> day of January, 2003.

**SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION:**



*James A. Burg*  
\_\_\_\_\_  
JAMES A. BURG, Chairman

*Pam Nelson*  
\_\_\_\_\_  
PAM NELSON, Commissioner

*Robert K. Sahr*  
\_\_\_\_\_  
ROBERT K. SAHR, Commissioner