| KF/ | DOCKET NO | | | | |
|--|---|--|--|--|--|
| In the Matter | IN THE MATTER OF THE APPLICATION OF AMERICAN LONG LINES, INC. FOR A CERTIFICATE OF AUTHORITY TO PROVIDE INTEREXCHANGE TELECOMMUNICATIONS SERVICES IN SOUTH DAKOTA | | | | |
| | | | | | |
| | | | | | |
| Public Utilities Commission of the State of South Dakota | | | | | |
| DATE | MEMORANDA | | | | |
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October 22, 2002 Via Overnight Delivery

RECEIVED

OCT 2 3 2002

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

210 N. Park Ave.

Ms. Debra Elofson

Winter Park, FL

Executive Director

32789

South Dakota Public Utilities Commission

Capitol Building, 1st Floor

500 East Capitol Ave.

P.O. Drawer 200

Pierre, South Dakota 57501

Winter Park, FL

32790-0200

Re.: American Long Lines, Inc. - Registration

Dear Ms. Elofson:

Tel: 407-740-8575

Fax: 407-740-0613 tmi@tminc.com Enclosed, please find the original and ten (10) copies of the Registration of American Long

Lines, Inc. plus the \$250.00 filing fee.

Any questions about this notice may be directed to my attention at (407) 740-8575. Please acknowledge receipt by returning, file-stamped, the extra copy of this cover letter in the selfaddressed, stamped envelope enclosed for this purpose.

Thank you for your assistance in this matter.

Sincerely,

Carey Roesel

Consultant to American Long Lines, Inc.

Enclosures CR/gs

cc:

Dennis Connor -- ALL

File:

ALL - SD IXC

tms:

SDi0202

TC02-171

BEFORE THE SOUTH DAKOTA PUBLIC SERVICE COMMISSION

RECEWED

REGISTRATION OF AMERICAN LONG LINES, INC.

OCT 2 3 2002

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

Pursuant to Rule 20:10:24:02 of the Commission's Telecommunications Services Rules, American Long Lines, Inc. ("ALL") submits the following registration information:

1. The name, address and telephone number of the applicant:

American Long Lines, Inc. ("ALL") 700 Enterprise Drive, 2nd Floor Horsham, Pennsylvania 19044

Phone:

215-442-9050

Fax: Toll-Free:

215-957-8581 800-922-7730

2. The name under which the Applicant will provide these services if different than in subdivision (1) of this section:

Same as subdivision (1).

- 3. If the applicant is a corporation:
 - (a) The state in which it is incorporated, the date of incorporation and a copy of its certificate of incorporation or, if it is an out-of-state corporation, a copy of its certificate of authority in South Dakota from the Secretary of State;

Applicant is a privately held corporation, incorporated in Pennsylvania on August 2, 2001. A copy of Applicant's certificate of authority to operate in the State of South Dakota is provided in Attachment I.

(b) The location of its principal office, if any, in this state and the name and address of its current registered agent.

ALL has no principal office in South Dakota.

Registered Agent:

Ronald D. Olinger, Esquire 117 E. Capitol, P.O. Box 66 Pierre, South Dakota 57501-0066

- 3. If the applicant is a corporation: (cont'd.)
 - (c) The name and address of each corporation, association, partnership, cooperative or individual holding a 20 percent or greater ownership or management interest in the applicant corporation and the amount and character of the ownership or management interest;

Principal stockholders.

Doug Derstine (American Long Lines, Inc.) 100%

4. If the applicant is a partnership, the name, title and business address of each partner, both general and limited.

Not applicable.

5. A description of the telecommunications services the applicant intends to offer.

ALL proposes to offer outbound telecommunications services to residential and business Customers, utilizing switched and dedicated access. Switched access service is available on a presubscription basis from equal access originating end offices. ALL will also offer travel card and inbound toll-free services. All services are available twenty-four (24) hours a day, seven (7) day a week. Service is offered as an add-on to ALL interstate service.

ALL will operate as a switchless reseller. Calls originate over LEC facilities to the Company's underlying carrier(s). The Company's underlying carrier performs all interexchange switching, routing, and call termination functions. Call detail information is provided to the Company by the underlying carrier for purposes of rating and billing calls.

6. A detailed statement of the means by which the applicant will provide its services.

ALL does not intend to install or operate any switching or transmission facilities in South Dakota. The Company will use resold transmission services of other carriers.

7. The geographic areas in which the services will be offered or a map describing the service area.

ALL intends to offer its services throughout the State of South Dakota.

8. Current financial statements of the applicant including a balance sheet, income statement, and cash flow statement; a copy of the applicant's latest annual report; a copy of the applicant's report to stockholders; and a copy of the applicant's tariff with the terms and conditions of service.

ALL has sufficient financial resources to operate as a telecommunications reseller. Applicant is a privately held corporation, and therefore does not publish an annual report or issue a report to its stockholders. The terms and conditions of service as well as all rates are provided in the Applicant's proposed tariff; see Attachment II.

9. The names, addresses, telephone number, fax number, E-mail address, and toll-free number of the applicant's representatives to whom all inquiries must be made regarding complaints and regulatory matters, and a description of how the applicant handles customer billings and customer service matters.

For inquiries regarding this application and tariff, contact:

Carey Roesel, Consultant to American Long Lines, Inc.

Technologies Management, Inc.

210 N. Park Avenue

Winter Park, FL 32789

Phone:

407-740-8575

Fax:

407-740-0613

For complaints and on-going regulatory issues:

Dennis Connor, Chief Financial Officer

American Long Lines, Inc.

700 Enterprise Drive, 2nd Floor

Horsham, Pennsylvania 19044

Phone:

215-442-9050

Fax:

215-957-8581

Toll-Free:

800-922-7730

E-Mail:

dconnor@amll.com

For all other matters, contact:

Dennis Connor, Chief Financial Officer

American Long Lines, Inc.

700 Enterprise Drive, 2nd Floor

Horsham, Pennsylvania 19044

Phone:

215-442-9050

Fax:

215-957-8581

Toll-Free:

800-922-7730

E-Mail:

dconnor@amll.com

Customers may contact ALL's Customer Service department at 800-922-7730. Customer service personnel are fully trained to handle calls efficiently and courteously.

10. A list of the states in which the applicant is registered or certified to provide telecommunications services, whether the applicant has ever been denied registration or certification in any state and the reasons for any such denial, a statement as to whether or not the applicant is in good standing with the appropriate regulatory agency in the states where it is registered or certified, and a detailed explanation of why the applicant is not in good standing in a given state, if applicable:

ALL currently operates as a resale carrier in each state of the United States, excluding Alaska, Hawaii, and Alabama. The Company has not been denied certification from any state utility commission nor has its certificate been revoked in any state.

The Company understands the bond requirements within South Dakota and is willing to post the \$25,000 surety bond.

11. A description of how the applicant intends to market services, its target market, whether the applicant engages in any multilevel marketing, and copies of any company brochures used to assist in the sale of services.

The Company's plan is to market its services to residential and business Customers through sales agents. ALL does not engage in multilevel marketing. Candidates for sales positions are required to participate in a formal one week training session. The training session is conducted by the Director of Sales and Marketing, and includes an overview of the long distance industry, selling techniques, and closing procedures. Company policies and procedures are also reviewed with the candidates. Upon completion of the training session, candidates are required to spend a week with a current telemarketer or salesperson. This "buddy system" is used to acclimate the candidate to the day to day routines before selling independently. ALL's target market is small and medium size businesses.

12. Cost support for rates shown in the company's tariff for all noncompetitive or emerging competitive services.

All services offered by ALL are competitive.

13. Federal tax identification number:

ALL's Federal tax identification number is 23-3089727.

14. The number and nature of complaints filed against the applicant with any state or federal regulatory commission regarding the unauthorized switching of a customer's telecommunications provider and the act of charging customers for services that have not been ordered.

ALL has not had any slamming or cramming complaints filed against it.

15. A written request for waiver of those rules the applicant believes to be inapplicable.

ALL is not requesting any waivers at this time.

Submitted by:

Dennis Connor - Chief Financial Officer

American Long Lines, Inc.

ATTACHMENT I

Authority to Operate in South Dakota

PENNSYLVANIA DEPARTMENT OF STATE CORPORATION BUREAU ROOM 308 NORTH OFFICE BUILDING P.O. BOX 8722 HARRISBURG, PA 17105-8722

164

AMERICAN LONG LINES, INC.

THE CORPORATION BUREAU IS HAPPY TO SEND YOU YOUR FILED DOCUMENT. PLEASE NOTE THE FILE DATE AND THE SIGNATURE OF THE SECRETARY OF THE COMMONWEALTH. THE CORPORATION BUREAU IS HERE TO SERVE YOU AND WANTS TO THANK YOU FOR DOING BUSINESS IN PENNSYLVANIA. IF YOU HAVE ANY QUESTIONS PERTAINING TO THE CORPORATION BUREAU, CALL (717) 787-1057.

ENTITY NUMBER: 3018568

MICROFILM NUMBER: 2001069

1468-1470

MG MCCREARY
FOX ROTHSCHILD O'BRIEN & FRANKEL LLP
2000 MARKET ST 10TH FL
PHILA PA 19103-3291

| HOWE TO APPROPRIATION OF NAME (DSC) | :17.2) |
|---|--------|
| CONSENT TO USE OF SIMILAR NAME (DSC8:17.3) (Rev 2000) | 941631 |

Pursuant to 19 Pa. Code § 17.2 (relating to appropriation of the name of a senior corporation) and 17.3 (relating to use of a confusingly similar name) the undersigned association, desiring to consent to the appropriation of its name by another association or desiring to consent to the appropriation of its name by another association, hereby certifies that:

| | propriation of its name by another a other association, hereby certifies the | lation of its name by another association or desiring to consent to the appropriation < association, hereby certifies that: | | | | |
|-----------|---|---|--|--|---------------------------------------|--|
| 1. | The name of the association executi | ing this Consent of N | ame is: | | | |
| Americ | can Long Lines, Inc. | | and the second s | | | |
| | The (a) address of this association's commercial registered office provide to correct the following information | der and the county of | of venue is (the I | Department i | | |
| (a) | Number and Street | City | State | Zip | County | |
| AL 3 - C. | | 2007 | _,, | | • | |
| (b)c/o | Corporation Service Company Name of Commercial Registered | Office Provider | · · · · · · · · · · · · · · · · · · · | | Dauphin County | |
| County | For an association represented by a co rin which the association is located for vi . The date of its incorporation or other | enue and official publ | cation purposes. | | shall be deemed the | |
| | . The statute under which it was inco | | _ , | | poracion Law of 193 | |
| all a | equisition Corporation | | | | | |
| | | | | | | |
| 6 | . If Consent to Appropriation of Nam | e, the association is | (check one): | | | |
| | About to change its name. About to withdraw from doing | business in this Com | monwealth | _ About to co _ Being wour | ease to do business. nd up. | |
| with g | . If Consent to Use of Similar Name. ent to Use of Similar Name is the para geographic or other designations, c If of all such affiliated associations, in | ent or prime affiliate and that such assoc | of a group of a liation is authori | ssociations u zed to and : | sing the same name does hereby act on | |
| N/A | | | | | | |
| | | | | ing and the second state of the second | | |
| CI | IN TESTIMONY WHEREOF, the undersignation of the state of | gned association ha day of August | s caused this co | nsent to be si | gned by a duly | |
| | | BY: | Lace 1 | (Signature | | |
| | | | E. C | 00 | • | |

| Microfilm Number | | Filed with the | Pegartment (| of Stateon | <u>}</u> |
|--|---|-------------------------------------|-----------------|-------------------------|------------------------------|
| Entity Number 30/8568 | | | | The said the | d . |
| Entity Number 201 05 | | | WM | 1/1/1 | |
| | | | | Secretary of the C | ommonwealth |
| | | | | | Ju- |
| ARTICLES | OF AMENDMENT- DSCB: | DOMESTIC BUSINE 15-1915 (Rev 90) | ess corpor | MOITA | |
| In compliance with the requireme corporation, desiring to amend its Articles, | ints of 15 Pa.C.S. § 1 , hereby states that: | 1915 (relating to artic | des of amend | ment), the undersigned | business |
| 1. The name of the corporation is: ALL | Acquisition Cor | poration | | | |
| | | | | | |
| 2. The (a) address of this corporation's confice provider and the county of venual the records of the Department): (a) 2000 Market Street, Tenth Number and Street | ie is (the Departmen | ol is hereby authoriz Iphia, PA | ed to correct t | Philadelphia | egistered n to conform to |
| Number and Street | City | State | Zip | County | |
| (b) c/o:Name of Commercial Regis | | | ., | | |
| Name of Commercial Regis | tered Office Provider | | • | County | |
| For a corporation represented by a co- corporation is located for venue and offici | al publication purpos | ses. | | | nty in which the |
| 3. The statute by or under which it was in | ncorporated is: Pen | nsylvania Busin | ess Corpor | ation Law of 1988 | |
| 4. The date of its incorporation is: Augustian | ust 2, 2001 | | | | _ |
| 5. (Check, and if appropriate complete | , one of the followi | ng); | | | |
| The amendment shall be effective | e upon filing these A | rticles of Amendmer | nt in the Depar | tment of State. | |
| The amendment shall be effectiv | e on: | , | ลใ | , | |
| 6. (Check one of the following): | | Date | | Hour | , |
| The amendment was adopted by | the shareholders (o | r members) pursuan | t to 15 Pa.C.S | 5, § 1914(a) and (b). | |
| The amendment was adopted by | | | | | |
| 7. (Check, and if appropriate complete | • | | | | |
| The amendment adopted by the | corporation, set forth | ı in full, is as follows | | | |
| RESOLVED, that this Corpo | oration is hereby | authorized to am | end its Arti | cles of Incorporation | n by |
| changing Article 1 there | of, which shall re | ead in its entire | ty as follow | vs: "1. The name of t | ine |
| Corporation is: American | Long Lines, Inc. | ". FURTHER RESOL | VED, that th | his Corporation's reg | gistered |
| office shall be: 400 Hor | | | | | - |
| The amendment adopted by the | corporation is set for | rth in full in Exhibit A | attached here | eto and made a part her | eof. |
| · | | | | | |

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DSCB:15-1915 (Rev 90)-2

| 8. (Check if the amendment restates the Articles): | |
|---|--|
| The restated Articles of Incorporation supersede the original Articles | and all amendments thereto. |
| IN TESTIMONY WHEREOF, the undersigned corporation has cause authorized officer thereof this | ed these Articles of Amendment to be signed by a duly 2001 |
| | ALL ACQUISITION CORPORATION |
| | BY: WWW (Name of Corporation |
| | Douglas W. Derscine (Signature |
| | TITLE: President |

PENNSYLVANIA DEPARTMENT OF STATE CORPORATION BUREAU ROOM 308 NORTH OFFICE BUILDING P.O. BOX B722 HARRISBURG, PA 17105-8722

274

ALL ACQUISITION CORPORATION

THE CORPORATION BUREAU IS HAPPY TO SEND YOU YOUR FILED DOCUMENT. PLEASE NOTE THE FILE DATE AND THE SIGNATURE OF THE SECRETARY OF THE COMMONWEALTH. THE CORPORATION BUREAU IS HERE TO SERVE YOU AND WANTS TO THANK YOU FOR DOING BUSINESS IN PENNSYLVANIA. IF YOU HAVE ANY QUESTIONS PERTAINING TO THE CORPORATION BUREAU, CALL (717) 787-1057.

ENTITY NUMBER: 3018568

MICROFILM NUMBER: 2001060

0605-0606

CSC NETWORKS

AUG - 2 2001

200160 - 605

Filed in the Department of State of

Secretary of the Commonwealth

3018568 COMMONWEALTH OF PENNSYLVANIA

ARTICLES OF INCORPORATION

OF

ALL ACQUISITION CORPORATION

THE UNDERSIGNED, desiring to form a business corporation in compliance with the requirements of Section 1306 of the Pennsylvania Business Corporation Law of 1988, hereby certifies that:

1. The name of the Corporation is:

All Acquisition Corporation

2. The address, including street and number, of the initial registered office of the Corporation in the Commonwealth of Pennsylvania is:

c/o Kevin B. Scott, Esquire Fox, Rothschild, O'Brien & Frankel, LLP 2000 Market Street, 10th Floor Philadelphia, PA 19103 (Philadelphia County)

- 3. The Corporation is incorporated under the provisions of the Pennsylvania Business Corporation Law of 1988.
- 4. The Corporation shall have the power to engage in all lawful business for which corporations may be incorporated under the Pennsylvania Business Corporation Law of 1988.
- 5. The aggregate number of shares which the Corporation shall have authority to issue is One Thousand (1,000) shares of Common Stock, divided into Nine Hundred (900) shares of Class A Common Stock and One Hundred (100) shares of Class B Common Stock, which Classes of Common Stock shall be alike in all respects and shall have identical rights, preferences and limitations, except that the entire voting power of the Corporation shall be vested in the holders of the Class A Common Stock. No holder of Class B Common Stock shall have voting rights, except as required by law.
- 6. The shareholders of the Corporation shall not have the right to cumulate their votes for the election of directors of the Corporation.

STATE TO JUST AN

7. The name and address, including street and number, of the sole Incorporator of the Corporation is:

Gina C. Monaco 2000 Market Street, 10th Floor Philadelphia, PA 19103

IN WITNESS WHEREOF, the undersigned incorporator has signed and sealed these Articles of Incorporation this 1st day of August, 2001.

Gina C. Monaco, Incorporator

ATTACHMENT II

Proposed Tariff

SOUTH DAKOTA

TELECOMMUNICATIONS TARIFF

OF

AMERICAN LONG LINES, INC.

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of intrastate, intraLATA service and resold facilities for telecommunications services provided by American Long Lines, Inc. within the state of South Dakota.

Issued: Effective:

Issued by: Doug Derstine, President

TABLE OF CONTENTS

| Section 1 - Technical Terms and Abbreviations | .4 |
|---|-----|
| Section 2 - Rules and Regulations | . 7 |
| Section 3 - Description of Service and Rates | 18 |
| Section 4 - Miscellaneous Services | 29 |
| Section 5 - Promotions | 30 |

Issued: Effective:

Issued by:

Doug Derstine, President American Long Lines, Inc. 700 Enterprise Drive, 2nd Floor Horsham, Pennsylvania 19044

Effective:

SYMBOLS

The following are the only symbols used for the purposes indicated below:

- C Change to rule or regulation or rate structure
- **D** Delete or discontinue.
- I Change Resulting in an increase to a Customer's bill.
- **M** Moved from another tariff location.
- N New
- **R** Change resulting in a reduction to a Customer's bill.
- T Change in text or regulation.

Issued:

Issued by: Doug Derstine, President

TECHNICAL TERMS AND ABBREVIATIONS

Access Line - An arrangement which connects the Customer's location to a American Long Lines switching center or point of presence.

ALL - American Long Lines, unless otherwise clearly indicated by the context.

Authorization Code - A pre-defined series of numbers to be dialed by the Customer upon access to the Company's system to identify the caller and validate the caller's authorization to use the services provided. The Customer is responsible for charges incurred through the use of his or her assigned Authorization Code.

Authorized User - A person, firm, corporation, or any other entity authorized by the Customer to communicate utilizing the Carrier's service.

Business Customer - For the purpose of this tariff, a Business Customer is a Customer of the Company whose primary use of the Company's service is for business purposes. A Business Customer is also a Customer who accesses the Company's service using an access line that has been assigned a business class of service by the local service provider.

Commission - South Dakota Public Utilities Commission.

Company or Carrier - American Long Lines, Inc. unless otherwise clearly indicated by the context.

Customer - The person, firm, corporation or other entity which orders, cancels, amends or uses service and is responsible for payment of charges and compliance with the Company's tariff.

Issued: Effective:

Issued by: Doug Derstine, President

TECHNICAL TERMS AND ABBREVIATIONS, CONT'D.

End User - Any person, firm, corporation, partnership or other entity which uses the services of the Carrier under the provisions and regulations of this tariff. The End User is responsible for payment unless the charges for the services utilized are accepted and paid by another Customer.

Holidays - Holidays observed by the Carrier as specified in this tariff.

LATA - Local access and transport area. A geographic area established by the US District Court for the District of Columbia in Civil Action No. 17-49, within which a local exchange company provides communications services.

LEC - Local Exchange Company

Premises - A building or buildings on contiguous property.

Residential Customer - For the purpose of this tariff, a Residential Customer is a Customer of the Company whose primary use of the Company's service is for personal use in a house, apartment or other residential dwelling unit. A Residential Customer is also a Customer who accesses the Company's service using an access line that has not been assigned a business class of service by the local service provider.

Special Access Origination/Termination - Where originating or terminating access between the Customer and the interexchange carrier is provided on dedicated circuits. The cost of these dedicated circuits is billed by the access provider directly to the Customer.

Switched Access Origination/Termination - Where originating or terminating access between the Customer and the interexchange carrier is provided on local exchange company Feature Group circuits. The cost of switched Feature Group access is billed to the interexchange carrier.

Issued: Effective:

Issued by: Doug Derstine, President

TECHNICAL TERMS AND ABBREVIATIONS, CONT'D.

[Reserved for Future Use]

Issued:

Effective:

Issued by:

Doug Derstine, President American Long Lines, Inc. 700 Enterprise Drive, 2nd Floor Horsham, Pennsylvania 19044

SECTION 2 - RULES AND REGULATIONS

2.1 Undertaking of American Long Lines

- **2.1.1** American Long Lines is a resale common carrier providing intrastate communications long distance message toll telephone service to Customers for the transmission and reception of voice, data, and other types of communications.
- **2.1.2** The Company offers intrastate telecommunications service in conjunction with interstate service.
- 2.1.3 Long distance usage charges are based on the actual usage of American Long Lines' network. Chargeable time begins when a connection is established between the calling station and the called station. Chargeable time ends when either party "hangs up" thereby releasing the network connection.
- **2.1.4** No charges apply for incomplete calls.
- **2.1.5** Service is provided twenty-four (24) hours per day, seven (7) days per week.
- **2.1.6** Billing or other Customer Service issues can be directed to Jennifer Marino, Customer Service Manager, (800) 922-7730, 400 Horsham Road, Horsham, PA 19044.

Issued: Effective:

Issued by: Doug Derstine, President

2.2 Limitations

- **2.2.1** Service is offered subject to the availability of the necessary resold facilities and equipment, or both resold facilities and equipment, and subject to the provisions of this tariff.
- **2.2.2** American Long Lines reserves the right to discontinue or limit service when necessitated by conditions beyond its control, or when the Customer is using service in violation of provisions of this tariff, or in violation of the law.
- **2.2.3** The Company does not undertake to transmit messages, but offers the use of its resold facilities when available, and will not be liable for errors in transmission or for failure to establish connections.
- 2.2.4 All services and resold facilities provided under this tariff are directly or indirectly controlled by American Long Lines and the Customer may not transfer or assign the use of service or resold facilities without the express written consent of the Company. Such transfer or assignment shall only apply where there is no interruption of the use or location of the service or resold facilities.
- 2.2.5 Prior written permission from the Company is required before any assignment or transfer. All regulations and conditions contained in this tariff shall apply to all such permitted assignees or transferees, as well as all conditions of service.

2.3 Use

Services provided under this tariff may be used for any lawful purpose for which the service is technically suited.

Issued: Effective:

Issued by: Doug Derstine, President

2.4 Liabilities of the Company

- 2.4.1 The liability of the Company for its willful misconduct or gross negligence which is the sole legal cause of damage or injury is not limited by this tariff. With respect to any other claim or suit, by a Customer or by any others, for damages associated with acts or omissions involving initiation, installation, provision, termination, maintenance, repair, interruption or restoration of any service or facilities offered under this tariff, the Company's liability, if any, is limited to the actual damages or injury sustained, which in the event of any failure of service shall be deemed to be 1/30 of the monthly charge for service affected for each 24-hour period during which such failure of service occurs and is reported to or known by the Company.
- 2.4.2 In no event will Company be responsible for consequential damages or lost profits suffered by Customer on account of interrupted or unsatisfactory service unless Company is found to have been willfully negligent.
- **2.4.3** The Company is not liable for any act or omission of any other company or companies furnishing a portion of the service. No agents or employees of other carriers shall be deemed to be agents or employees of the Company.
- **2.4.4** The Company shall be indemnified and held harmless by the Customer against:
 - a. Claims for libel, slander, infringement of copyright or unauthorized use of any trade mark, trade name or service mark arising out of the material, data, information, or other content transmitted by the Customer over the Company's facilities; and
 - b. Claims for patent infringement arising from combining or connecting the Company's facilities with apparatus and systems of the Customer; and
 - c. All other claims arising out of any act or omission of the Customer in connection with any service provided by the Company.

Issued: Effective:

Issued by: Doug Derstine, President

2.4 Liabilities of the Company, Cont'd.

2.4.5 The Company will make no refund of overpayments by a Customer unless the claim for such overpayment together with proper evidence be submitted within one (1) year from the date of alleged overpayment unless billing records prepared by the Company can be produced which would justify a credit beyond one year.

2.5 Validation of Credit

American Long Lines reserves the right to validate the credit worthiness of Subscribers through available credit verification procedures.

2.6 Payment for Service

2.6.1 Payment Arrangements

The Customer is responsible for payment of all charges for services and equipment furnished to the Customer for transmission of calls via the Company. The Customer agrees to pay to the Company any cost(s) incurred as a result of any delegation of authority resulting in the use of his or her communications equipment and/or network services which result in the placement of calls via the Company. The Customer agrees to pay the Company or its authorized agent any and all cost(s) incurred as a result of the use of the service arrangement, including calls which the Customer did not individually authorize.

2.6.2 All charges due by the Customer are payable to the Company or any agency duly authorized to receive such payments. Terms of payment shall be according to the rules and regulations of the agency and subject to the rules of regulatory agencies, such as the SD PUC. Any objections to billed charges must be promptly reported to the Company or its billing agent. Adjustments to Customers' bills shall be made to the extent that circumstances exist which reasonably indicate that such changes are appropriate.

Issued: Effective:

Issued by: Doug Derstine, President

2.6 Payment for Service, Cont'd.

- **2.6.3** Charges for installations, service connections, moves, and rearrangements, where applicable, are payable upon demand by the Company or its authorized agent. The billing thereafter will include recurring charges and actual usage as defined in this tariff.
- 2.6.4 The Customer shall be responsible for all calls placed by or through Customer's equipment by any person. In particular and without limitation to the foregoing, the Customer is responsible for any calls placed by or through the Customer's equipment via any remote access features. The Customer is responsible for all calls placed via their authorization code as a result of the Customer's intentional or negligent disclosure of the authorization code.

2.7 Late Payment Charge and Cost of Collection

A late fee of 1.5% per month will be charged on any past due balance. In the event that the Company incurs fees or expenses, including attorney's fees, collecting or attempting to collect, any charges owed to the Company, the Company may charge the Customer all such fees and expenses reasonably incurred.

2.8 Return Check Charge

A return check charge of \$15.00 will be assessed for checks returned for insufficient funds. Any applicable return check charges will be assessed according to the terms and conditions of the billing entity (i.e. local exchange company and/or commercial credit card company) and pursuant to South Dakota law and Commission regulations.

Issued: Effective:

Issued by: Doug Derstine, President

2.9 Deposits and Advance Payments

Each service applicant will be required to establish credit. Any applicant whose credit has not been duly established to the sole and exclusive satisfaction of the Company may be required to make an advance payment or a deposit to be held as a guarantee of payment of charges at the time of application. In addition, an existing customer may be required to make a deposit or increase a deposit presently held.

2.9.1 Advance Payments

- A. An advance payment may not exceed the estimated charges for two (2) months' service plus installation.
- **B.** Credit of advance payment equal to one (1) months charges plus installation will be applied to the Subscriber's account on the first bill rendered after the service is installed. Balance of payment will be applied to successive monthly billings.

2.9.2 Deposits

- A. A deposit is not to exceed the estimated charges for two (2) months service plus 30% of the estimated charge. Deposits will be held for a period of one year. Interest on intrastate deposits will be in accordance with South Dakota Rules. Interest will be no less than 3% and at least comparable to current passbook savings rates.
- **B.** A deposit will be returned...

...When an application for service has been cancelled prior to the establishment of service. The deposit will be applied to any charges applicable in accordance with the tariff and the excess portion of the deposit will be returned.

Issued: Effective:

Issued by: Doug Derstine, President

2.9 Deposits and Advance Payments, Cont'd.

2.9.2 Deposits, cont'd.

B. cont'd.

...Upon the discontinuance of service. The Company will refund the Subscriber's deposit or the balance in excess of unpaid bills for that service. At the option of the Company, such a deposit may be refunded or credited to the Subscriber at any time prior to the termination of the service.

C. The fact that a deposit has been made in no way relieves the Subscriber from complying with the regulation with respect to advance payments and the prompt payment of bills on presentation.

2.10 [Reserved for Future Use]

Issued: Effective:

Issued by: Doug Derstine, President

2.11 Taxes and Fees

The Company shall charge the Customer an amount sufficient to recover any governmental assessments, fees, license, or other similar taxes or fees imposed upon the Company.

Taxes and fees shall be added pro-rate, insofar as practical, to the rates and charges stated in the Company's rate schedules and listed as separate line items on the Customer's bill for services provided.

2.12 Terminal Equipment

The Company's resold facilities and service may be used with or terminated in Customer-provided terminal equipment or Customer-provided communications systems, such as a PBX, key systems or Pay Telephone. Such terminal equipment shall be furnished and maintained at the expense of the Customer, except as otherwise provided. The Customer is responsible for all costs at his or her premises, including personnel, wiring, electrical power, and the like, incurred in the use of the Company's service. When such terminal equipment is used, the equipment shall comply with the generally accepted minimum protective criteria standards of the telecommunications industry as endorsed by the Federal Communications Commission.

2.13 Cancellation by Customer

The Customer may cancel non-contractual service by contacting the Company verbally or in writing and giving one week's notice. For services with a monthly service fee, the entire service fee is non-refundable for any partial month of service received prior to cancellation by the Customer.

Issued: Effective:

Issued by: Doug Derstine, President

2.14 Interconnection

Service furnished by American Long Lines may be connected with the services or resold facilities of other carriers. Such service or resold facilities are provided under the terms, rates and conditions of the other carrier. The Customer is responsible for all charges billed by other carriers for use in connection with American Long Lines service. Any special interface equipment or facilities necessary to achieve compatibility between carriers is the responsibility of the Customer.

2.15 Refusal or Discontinuance by Company

American Long Lines may refuse or discontinue service for any of the following reasons:

- (a) For non-compliance with or violation of any State, municipal, or Federal law, ordinance or regulation pertaining to telephone service.
- (b) Without notice by reason of any order or decision of a court or other government authority having jurisdiction which prohibits Carrier from furnishing such services.

Issued: Effective:

Issued by: Doug Derstine, President

2.16 Interruption of Service

Credit allowances for interruptions of service which are not due to the Carrier's testing or adjusting, to the negligence of the Customer, or to the failure of channels, equipment or communications systems provided by the Customer, are subject to the general liability provisions set forth in Section 2.4 herein. Credit allowance is equal to a prorated portion of usage charges applicable to the interrupted service. It shall be the obligation of the Customer to notify Carrier immediately of any interruption in service for which a credit allowance is desired by Customer. Before giving such notice, Customer shall ascertain that the trouble is not within his or her control, or is not in wiring or equipment, if any, furnished by Customer and connected to Carrier's terminal. Interruptions caused by Customer-provided or Carrier-provided automatic dialing equipment are not deemed an interruption of service as defined herein since the Customer has the option of using the long distance network via local exchange company access.

2.17 [Reserved for Future Use]

2.18 Inspection, Testing and Adjustment

Upon reasonable notice, the resold facilities provided by the Carrier shall be made available to the Carrier for tests and adjustments as may be deemed necessary by the Carrier for maintenance. No interruption allowance will be granted for the time during which such tests and adjustments are made.

Issued: Effective:

Issued by: Doug Derstine, President

2.19 Customer Inquiries and Billing Questions

Customer inquiries or complaints regarding service or billing may be made in writing or by phone to American Long Lines at:

Customer service and Billing Inquiries (800) 922-7730 American Long Lines 700 Enterprise Drive, 2nd Floor Horsham, Pennsylvania 19044 Telephone: (215) 442-9050

Telephone: (215) 442-9050 Facsimile: (215) 957-8581

American Long Lines will respond within 72 hours to of receipt of an inquiry. If the Customer is dissatisfied with American Long Lines' response to a complaint or inquiry, the Customer may request resolution of the conflict by the South Dakota Utilities Commission at:

500 East Capitol Pierre, South Dakota 57501-5070 (605) 773-3201 or (800) 332-1782

Issued:

Effective:

Issued by: Doug

Doug Derstine, President American Long Lines, Inc. 700 Enterprise Drive, 2nd Floor Horsham, Pennsylvania 19044

SECTION 3 - DESCRIPTION OF SERVICES AND RATES

3.1 General

The Company provides intrastate, interexchange switched and dedicated telecommunications services between locations in South Dakota. The Company's service includes direct-dialed calling with charges based upon call duration, mileage, and/or total volume.

Issued: Effective:

Issued by:

Doug Derstine, President American Long Lines, Inc. 700 Enterprise Drive, 2nd Floor Horsham, Pennsylvania 19044

SECTION 3 - DESCRIPTION OF SERVICES AND RATES, CONT'D.

3.2 Time of Day Rate Periods

Unless otherwise specified, applicable rate periods (Day, Evening, Night/Weekend) are indicated in the chart below:

Day Rate Period:

Monday through Friday, 8:00 AM to 5:00 PM*

Evening Rate Period:

Sunday through Friday, 5:00 PM to 11:00 PM*

Night/Weekend Rate Period:

All days, 11:00 PM to 8:00 AM* Saturday 8:00 AM

to Sunday 5:00 PM*

^{*} To, but not including

| | MON | TUES | WED | THUR | FRI | SAT | SUN |
|--------------------------|---------------------|--------|------------|------------|-----|-----|-----|
| 8:00AM TO 5:00PM | DAYTIME RATE PERIOD | | | | | | |
| 5:00PM TO 11:00PM* | EVENING RATE PERIOD | | | | | | EVE |
| 11:00PM TO 8:00AM* | | NIGHT/ | WEEKEND RA | ATE PERIOD | | | |

^{*} To, but not including

Issued:

Effective:

Issued by: Doug Derstine, President

SECTION 3 - DESCRIPTION OF SERVICES AND RATES, CONT'D.

3.3 Holiday Rates

The non-day rate applies to the following holidays unless a lower rate would normally apply.

New Year's Day - January 1 Independence Day - July 4

Labor Day - As nationally observed
Thanksgiving Day - As nationally observed

Christmas Day - December 25

Night/Weekend Rate Period rates will apply to all calls made from 8:00 AM to, but not including, 11:00 PM on Company-recognized holidays.

Issued: Effective:

Issued by: Doug Derstine, President

SECTION 3 - DESCRIPTION OF SERVICES AND RATES, CONT'D.

3.4 Calculation of Distance

Usage charges for any mileage sensitive services vary based on the type of service subscribed to by the Customer. For services utilizing switched access, mileage measurements for rate schedules are based on the distance in airline miles between rate centers associated with the originating and terminating stations. For services utilizing dedicated access, mileage measurements for rate schedules are based on the distance in airline miles between the ALL network access point associated with the station utilizing Dedicated Access Origination/Termination and the rate center associated with the called/calling station.

The distance between the originating and terminating points is calculated by using the "V" and "H" coordinates of the serving wire centers as defined by BellCore (Bell Communications Research), in the following manner:

Step 1: Obtain the "V" and "H" coordinates for the serving wire center or network

access point serving the Customer's location and the called/calling station.

Step 2: Obtain the difference between the "V" coordinates. Obtain the difference

between the "H" coordinates.

Step 3: Square the differences obtained in Step 2.

Step 4: Add the squares of the "V" difference and "H" difference obtained in Step 3.

Step 5: Divide the sum of the square obtained in Step 4 by ten (10). Round to the

next higher whole number if any fraction results from the division.

Step 6: Obtain the square root of the whole number obtained in Step 5. Round to the

next higher whole number if any fraction is obtained. This is the distance

between the originating and terminating locations of the call.

Formula:

$$\sqrt{\frac{(V_1 - V_2)^2 + (H_1 - H_2)^2}{10}}$$

Issued: Effective:

Issued by: Doug Derstine, President

SECTION 3 - DESCRIPTION OF SERVICES AND RATES, CONT'D.

3.5 Call Timing

- Long distance usage charges are based on the actual usage of the Company's network. Chargeable time begins when the calling and the called station are connected.
- 3.5.2 Chargeable time ends when the calling service point terminates, thereby releasing the network connection.
- 3.5.3 Unless otherwise specified in this tariff, the minimum call duration for billing purposes is eighteen (18) seconds.
- 3.5.4 Unless otherwise specified in this tariff, usage is measured and rounded in six (6) second increments (after the initial 18 seconds) for billing purposes.
- **3.5.5** No charges apply to unanswered calls.

Issued: Effective:

Issued by: Doug Derstine, President

3.6 Option 1 Service

Option 1 Service is available to residential and business Subscribers who originate direct dialed calls over standard Customer-provided switched access lines.

3.6.1 Minimum Monthly Billing: \$5.00

3.6.2 Usage Rates:

| Mileage | Day | | Evening, Night, Weekend | |
|---------|-------------------|-----------------|----------------------------|-----------------|
| | Initial Minute | Add'l Minute | Initial Minute | Add'l Minute |
| All | .1300 | .1300 | .1300 | .1300 |

3.6.3 Volume Discounts:

Volume discounts are offered to business customers only. As each revenue threshold listed below is reached, the per minute rates for usage will be discounted from the base rate as indicated. Intrastate and Interstate usage will be combined to arrive at the appropriate discount level.

| <u>Volume</u> | <u>Discount</u> |
|---------------|-----------------|
| \$ 200 | 5% |
| \$ 500 | 8% |
| \$ 1000 | 10% |
| \$ 2000 | 15% |
| \$ 3000 | 20% |
| \$ 5000 | 25% |
| \$10000 | . 35% |
| \$25000 | 55% |
| | |

Issued: Effective:

Issued by: Doug Derstine, President

3.7 Option 2 Service

Option 2 Service is available to residential and business Subscribers who originate direct dialed calls over standard Customer-provided switched access lines, and who have a demonstrated monthly usage exceeding \$500.

3.7.1 Minimum Monthly Billing: \$5.00

3.7.2 Usage Rates:

| Mileage | Day | | Evening, Night, Weekend | |
|---------|-------------------|-----------------|----------------------------|-----------------|
| | Initial Minute | Add'l Minute | Initial Minute | Add'l Minute |
| All | .1200 | .1200 | .1000 | .1000 |

3.7.3 Volume Discounts:

Volume discounts are offered to business customers only. As each revenue threshold listed below is reached, the per minute rates for usage will be discounted from the base rate as indicated. Intrastate and Interstate usage will be combined to arrive at the appropriate discount level.

| <u>Volume</u> | <u>Discount</u> | |
|---------------|-----------------|--|
| \$ 1000 | 5% | |
| \$ 2000 | 10% | |
| \$ 3000 | 15% | |
| \$ 5000 | 20% | |
| \$10000 | 25% | |
| \$25000 | 40% | |

Issued: Effective:

Issued by: Doug I

3.8 Option 3 Service

Option 3 Service is available to residential and business Subscribers who originate direct dialed calls over Customer-provided dedicated access lines, and who have a demonstrated monthly usage exceeding \$2500.

3.8.1 Minimum Monthly Billing: \$5.00

3.8.2 Usage Rates:

| Mileage | Day | | Evening, Night, Weekend | | |
|---------|-------------------|-----------------|----------------------------|-----------------|--|
| | Initial Minute | Add'l Minute | Initial Minute | Add'l Minute | |
| All | .0800 | .0800 | .0800 | .0800 | |

3.8.3 Volume Discounts:

Volume discounts are offered to business customers only. As each revenue threshold listed below is reached, the per minute rates for usage will be discounted from the base rate as indicated. Intrastate and Interstate usage will be combined to arrive at the appropriate discount level.

| <u>Volume</u> | <u>Discount</u> |
|---------------|-----------------|
| \$ 5000 | 5% |
| \$10000 | 10% |
| \$15000 | 15% |
| \$20000 | 20% |
| \$25000 | 25% |
| | |

Issued: Effective:

Issued by: Do

3.9 Term Discounts

Term discounts are offered to Option 1, Option 2, and Option 3 business customers. Term discounts may be used in conjunction with volume discounts.

| <u>Term</u> | <u>Discount</u> |
|-------------|-----------------|
| 1 Yr. | 3% |
| 2 Yrs. | 6% |
| 3 Yrs. | 9% |

If a Customer cancels a term plan prior to the expiration of the term, a nonrecurring termination liability of \$25 will be applied.

Issued: Effective:

Issued by:

3.10 Travel Service

Travel Service is available to Option 1, Option 2, and Option 3 subscribers for originating telephone calls while away from home or office. Service is accessed by dialing the Company-designated toll free access number, followed by 0 + the destination number, the Travel Card number, and the Authorization Code. Intrastate service is offered in conjunction with Interstate service.

3.10.1 Minimum Monthly Billing: \$0.00

3.10.2 Usage Rates:

Per Minute Rate:

\$0.1800

Issued: Effective:

Issued by: Do

3.11 Inbound Toll-Free Number Service

ALL's Inbound Toll-Free Number Service is an 8XX number service available for Customer use twenty-four (24) hours a day, seven (7) days a week. Service is terminated over standard Customer-provided switched access lines. Intrastate service is offered in conjunction with Interstate service.

3.11.1 Reservation of Toll-Free Numbers

The Company will make every effort to reserve toll-free vanity numbers on behalf of Customers, but makes no guarantee or warranty that the requested toll-free number(s) will be available or assigned to the Customer requesting the number.

If a Customer who has reserved an 8XX number does not subscribe to inbound toll-free service within 90 days, the Company reserves the right to make the assigned number available for use by another customer.

3.11.2 Toll-Free Number Portability

If a Customer accumulates undisputed delinquent charges, the Company reserves the right not to honor that Customer's request for a change in service, including a request for Resp. Org. change, until such charges are paid in full.

The Customer does not retain rights in toll-free numbers which are shared with other Customers of the Company. Shared toll-free numbers are not portable.

3.11.3 Minimum Monthly Billing: \$5.00

3.11.4 Usage Rates:

Per Minute Rate:

\$0.149

Issued: Effective:

Issued by:

SECTION 4 - MISCELLANEOUS SERVICES

4.1 Directory Assistance

A Directory Assistance charge applies per intrastate directory assistance calls made from points within the State of South Dakota. The customer may make two (2) requests for a telephone number per call. The Directory Assistance Charge applies regardless of whether the operator is able to supply the requested number. Discounts are not applicable to Directory Assistance Charges. Directory Assistance Charges are not included in usage commitments or computed in any discount calculations.

Per call to directory assistance: \$0.60

Issued: Effective:

Issued by: Doug Derstine, President

SECTION 5 - PROMOTIONS

5.1 Promotional Offerings - General

From time to time, the Company may provide promotional offerings to introduce a current or potential Customer to a service not being used by the Customer. These offerings may be limited to certain dates, times or locations and may waive or reduce recurring or nonrecurring charges.

5.2 Demonstration of Calls

From time to time the Company shall demonstrate service by providing free test calls of up to four minutes duration over its network.

Issued:

Effective:

Issued by:

South Dakota Public Utilities Commission WEEKLY FILINGS

For the Period of October 17, 2002 through October 23, 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

CT02-043 In the Matter of a Complaint Filed by Guy and Linda Varud, Sioux Falls, South Dakota, against Qwest Communications, Inc. and McLeodUSA Telecommunications Services, Inc. Regarding Wiring Problems.

On October 17, 2002, the Commission received a complaint from Guy and Linda Varud (Complainants) of Sioux Falls, South Dakota, against Qwest Communications, Inc. (Qwest) and McLeodUSA Telecommunications Services, Inc. (McLeodUSA). According to the complaint, the Complainants' phone will not operate after there is rain or moisture in the air. Complainants state that Qwest has alleged it is a problem with McLeodUSA wiring. McLeodUSA has alleged it is a problem with Qwest wiring. Complainants believe that the wiring problem is a result of substandard inside wiring, which should fall within the inside wiring protection they have paid McLeodUSA for. Complainants seek to have the company responsible pay for the line repair inspection bill, pay to have the wiring fixed and provide reasonable compensation to complainants for time spent seeking resolution of the problem.

Staff Analyst: Amy Kayser Staff Attorney: Kelly Frazier Date Docketed: 10/17/02 Intervention Deadline: NA

ELECTRIC

EL02-022 In the Matter of the Filing by MidAmerican Energy Company for Approval of a Departure From Electric Energy Cost Adjustment Tariff.

Application by MidAmerican Energy Company for a non-permanent waiver of tariff provisions which allow only energy costs and credits to be passed on to customers through the Electric Energy Adjustment Clause. MidAmerican recently settled litigation and disputes with Nebraska Public Power District regarding the Cooper Nuclear Station. As a result of that settlement, MidAmerican has received an up-front payment representing a reduction in price for capacity from the Cooper plant. MidAmerican wishes to utilize the Electric Energy Adjustment Clause to pass on these capacity savings to customers.

Staff Analyst: Dave Jacobson Staff Attorney: Kelly Frazier Date Docketed: 10/22/02

Intervention Deadline: 11/08/02

TELECOMMUNICATIONS

TC02-168 In the Matter of the Filing for Approval of an Amendment to an Interconnection Agreement Between McLeodUSA Telecommunications Services, Inc. and Qwest Corporation f/k/a U S West Communications, Inc.

On October 17, 2002, the Commission received for approval a Filing For Consent To Transfer by Qwest Corporation (Qwest) for the benefit of McLeodUSA Telecom Development, Inc. (McLeodUSA), a South Dakota Corporation f/k/a Dakota Telecom, Inc. and PrairieWave Telecommunications, Inc. (PrairieWave). According the filing, PrairieWave has entered into a stock purchase agreement whereby PrairieWave will acquire the stock of McLeodUSA. McLeodUSA currently operates its business under a Negotiated Interconnection Agreement, approved by the Commission effective October 21, 1998, in Docket No. TC97-126. McLeodUSA wishes to transfer the Interconnection Agreement to PrairieWave as part of the stock purchase agreement transaction. Any party wishing to comment on the filing may do so by filing written comments with the Commission and the parties to the agreement no later than November 6, 2002. Parties to the agreement may file written responses to the comments no later than twenty days after the service of the initial comments.

Staff Attorney: Kelly Frazier Date Docketed: 10/17/02

Initial Comments Due: 11/06/02

TC02-169 In the Matter of the Filing by Qwest Corporation for Approval of a Revision to its Deadwood-Sturgis Locality Special Rate Area Map.

Qwest Corporation submitted for Commission approval the following revised exchange boundary maps: Deadwood Locality Special Rate Area Map and Sturgis Locality Special Rate Area Map. These revisions are made to correct an error in the maps that are now on file with the Commission. No customers are affected by these revisions.

Staff Analyst: Michele Farris Staff Attorney: Karen Cremer Date Docketed: 10/17/02

Intervention Deadline: 11/08/02

TC02-170 In the Matter of the Filing by Northern Valley Communication for an Exemption from Developing Company Specific Cost-Based Switched Access Rates.

On October 21, 2002, Northern Valley Communications (NVC) filed a request to extend its exemption from the development of company specific cost-based intrastate switched access rates for

an additional three years. NVC was originally granted an exemption in October of 1999 which stipulated that within three years NVC must either file a petition to continue the exemption granted or file cost-based rates.

Staff Analyst: Heather Forney Staff Attorney: Karen Cremer Date Docketed: 10/21/02

Intervention Deadline: 11/08/02

TC02-171 In the Matter of the Application of American Long Lines, Inc. for a Certificate of Authority to Provide Interexchange Telecommunications Services in South Dakota.

Application by American Long Lines, Inc. ("ALL") for a certificate of authority to provide resold, intrastate, interexchange telecommunications service within South Dakota.

Staff Analyst: Dave Jacobson Staff Attorney: Kelly Frazier Date Docketed: 10/23/02

Intervention Deadline: 11/08/02

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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

| IN THE MATTER OF THE APPLICATION OF |) | ORDER GRANTING |
|-------------------------------------|---|----------------|
| AMERICAN LONG LINES, INC. FOR A |) | CERTIFICATE OF |
| CERTIFICATE OF AUTHORITY TO PROVIDE |) | AUTHORITY |
| INTEREXCHANGE TELECOMMUNICATIONS |) | |
| SERVICES IN SOUTH DAKOTA |) | TC02-171 |

On October 23, 2002, the Public Utilities Commission (Commission), in accordance with SDCL 49-31-3 and ARSD 20:10:24:02, received an application for a certificate of authority from American Long Lines, Inc. (Long Lines).

Long Lines proposes to provide resold, intrastate, interexchange telecommunications services within South Dakota. A proposed tariff was filed by Long Lines. The Commission has classified long distance service as fully competitive.

On October 24, 2002, the Commission electronically transmitted notice of the filing and the intervention deadline of November 8, 2002, to interested individuals and entities. No petitions to intervene or comments were filed and at its March 4, 2003, meeting, the Commission considered Long Lines' request for a certificate of authority. Commission Staff recommended granting a certificate of authority, subject to the condition that Long Lines not offer a prepaid calling card or require or accept deposits or advance payments without prior approval of the Commission. Commission Staff further recommended a waiver of ARSD 20:10:24:02(8).

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-31, specifically 49-31-3 and ARSD 20:10:24:02 and 20:10:24:03. The Commission finds that Long Lines has met the legal requirements established for the granting of a certificate of authority. Long Lines has, in accordance with SDCL 49-31-3, demonstrated sufficient technical, financial and managerial capabilities to offer telecommunications services in South Dakota. Further, the Commission finds that there is good cause to waive ARSD 20:10:24:02(8). The Commission approves Long Lines' application for a certificate of authority, subject to the condition that Long Lines 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 Long Lines' application for a certificate of authority to provide interexchange telecommunications services is hereby granted, subject to the condition that Long Lines 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 the Commission waives ARSD 20:10:24:02(8). It is

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

Dated at Pierre, South Dakota, this ______ day of March, 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 first class mail, in properly addressed envelopes, with charges prepaid thereon. By: |
| Date: 3/11/03 |
| (OFFICIAL SEAL) |

ROBERT K. SAHR, Chairman

Law Dank

GARY HANSON, Commissioner

Ouman A Bussa

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

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 Certificate of Authority

Docket No. TC02-171

This is to certify that

AMERICAN LONG LINES, INC.

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 ______ day of March, 2003.

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SOUTH DAKOTA PUBLIC UTILITIES COMMISSION:

ROBERT K. SAHR, Chairman

GARY HANSON. Commissioner

AMES A. BURG, Commissioner