

BEFORE THE SOUTH DAKOTA

PUBLIC UTILITIES COMMISSION

**IN THE MATTER OF THE REQUEST OF)
RCC MINNESOTA, INC. and WIRELESS) TC 03-193
ALLIANCE, L.L.C. d/b/a UNICEL FOR)
DESIGNATION AND AN ELIGIBLE CARRIER)**

**MOTION REQUESTING MODIFICATION OF COMMISSION'S ORDER
DESIGNATING RCC MINNESOTA, Inc. and WIRELESS ALLIANCE, L.L.C., d/b/a
UNICEL, an Eligible Telecommunications Carriers**

COMES NOW, RCC Minnesota, Inc. and Wireless Alliance, L.L.C., d/b/a Unicel (hereinafter "RCC and WALLC"), by and through their attorney of record, Talbot J. Wieczorek and the law firm of Gunderson, Palmer, Goodsell & Nelson, LLP, and hereby moves this Commission for an Order Amending the Commission's Order designating RCC Minnesota, Inc. and Wireless Alliance, L.L.C., d/b/a Unicel, as Eligible Telecommunications Carriers. This motion is based on the following reasons:

1. That on June 6, 2005, this Commission, after full hearings and briefings on the matter, designated RCC and WALLC as Eligible Telecommunications Carriers within their service areas. This designation was made subject to various conditions contained within that Order found under Findings of Fact number 71.

2. Some of the conditions require reporting of information be made by RCC and WALLC to the South Dakota Public Utilities Staff on an annual basis. Specifically, subparagraphs 7, 10 and 11 of Findings of Fact number 71 requires annual reports to be made by the companies on or before March 1st of each year. The type of information requested includes submission of proposed construction plans and new facilities and service enhancements (sub 7), detailing any consumer complaints (sub 10) and detailing of unfulfilled requests (sub 11).

3. Other conditions required annual reporting but did not set a reporting date.

Historically, RCC and WALLC have been providing these reports with the March 1st filings. These filings have included such information as documentation regarding progress towards meeting statutory objectives to offering services. See Findings of Fact number 71, subpart 6.

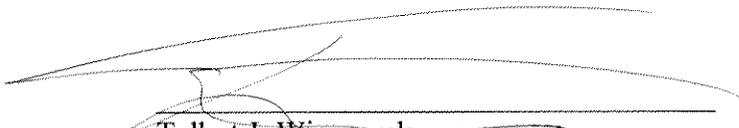
4. Subsequent to the entry of the Order Designating RCC and WALLC as Eligible Telecommunications Carriers, the Commission has extensively amended its annual ETC certification filings. These annual certification filings now require the reporting by June 1st of each year much of the same information that RCC and WALLC are required to file by March 1st of each year. This includes such things as proposed plans for the construction of facilities and service enhancements, information on consumer complaints and information that might regard unfulfilled requests. See A.R.S.D. 20:10:32:54.

5. As a result, RCC and WALLC, under its current obligations would have to report information on March 1st and then update the information and file it again on June 1, 2007. To avoid the need to make two reports, RCC and WALLC desire to have all annual report coincide with the filing date of June 1st for annual certification.

WHEREFORE, RCC and WALLC respectfully request the Commission enter an Order Amending its Order Designating RCC and WALLC setting forth that any annual reports required under that Order be made on June 1 of each year.

Dated this 5 day of December, 2006.

GUNDERSON, PALMER, GOODSSELL
& NELSON, LLP



~~Talbot J. Wieczorek~~

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

In the Matter of the Petition of RCC
Minnesota, Inc., and Wireless Alliance, L.L.C.,
d/b/a Unicel for Designation as an Eligible
Telecommunications Carrier

Docket No. TC 03-193

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 5 day of December 2006, I served a true and correct copy of **RCC Minnesota, Inc., and Wireless Alliance, L.L.C., d/b/a Unicel's Motion Requesting Modification** by Email and U.S. Mail, postage paid to:

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