

In the Matter of \_\_\_\_\_ IN THE MATTER OF THE  
\_\_\_\_\_ APPLICATION OF MIKO TELEPHONE  
\_\_\_\_\_ COMMUNICATIONS, 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
<i>1/24 03</i>	<i>Filed and Docketed;</i>
<i>1/27 03</i>	<i>Received Filing Fee;</i>
<i>1/30 03</i>	<i>Weekly Filings;</i>
<i>2/5 03</i>	<i>Revised Tariff Page;</i>
<i>3/7 03</i>	<i>Order Granting COA</i>
<i>3/7 03</i>	<i>Docket Closed.</i>

POWELL  
GOLDSTEIN  
FRAZER &  
MURPHY LLP  
ATTORNEYS AT LAW

January 23, 2003

**RECEIVED**

JAN 24 2003

**SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION**

**Via Federal Express**

State of South Dakota  
Public Utilities Commission  
Capitol Building, 1<sup>st</sup> Floor  
500 East Capitol Street  
Pierre, SD 57501-5070

Re: Miko Telephone Communications, Inc., Application for Certificate of Authority to  
Provide Interexchange Telecommunications Services in South Dakota

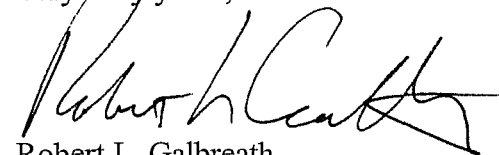
Ladies and Gentlemen:

On behalf of Miko Telephone Communications, Inc., there are submitted herewith an original plus ten copies of an application for certificate of authority to provide interexchange telecommunications services in South Dakota. Miko proposes to provide intrastate long distance residential service within South Dakota on a reseller basis.

Also submitted herewith is a return receipt copy of Miko's application. Please date stamp this copy and return it to my attention in the enclosed self-addressed stamped envelope.

Thank you for your assistance. Should you have any questions regarding the materials submitted herewith, please contact the undersigned.

Very truly yours,



Robert L. Galbreath

For Powell, Goldstein, Frazer & Murphy LLP

RLG/fd

Encl.

Cc: Margaret Currie  
Geri Duty

Before the  
**PUBLIC UTILITES COMMISSION OF THE STATE OF SOUTH DAKOTA**  
Pierre, SD 57501-5070

**RECEIVED**

JAN 24 2003

In the Matter of the Application of )  
 )  
MIKO TELEPHONE COMMUNICATIONS, INC. )  
 )  
for a Certificate of Authority to Provide )  
Interexchange Telecommunications Services )  
In South Dakota )

**SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION**

File No. \_\_\_\_\_

To: The Commission

Application is hereby made by MIKO TELEPHONE COMMUNICATIONS, INC., to the Public Utilities Commission of the State of South Dakota. Pursuant to Section 49-31-3 of the SDCL and ARSD 20:10:24:02, the following general information and specific exhibits are furnished in support thereof:

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

Miko Telephone Communications, Inc.  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244  
Tel: (205) 982-8806  
Fax:(205) 733-1153

Consumer Complaint Tel: (866) 705-3082

2. Applicant will provide services under the name of Miko Telephone Communications, Inc.

3. (a) Applicant is a corporation formed under the laws of the State of Alabama on April 11, 2001. A copy of the Applicant's certificate to transact business in South Dakota from the Secretary of State is attached hereto as Attachment 1.

- (b) The name and address of Applicant's registered agent in South Dakota is:

CT Corporation System  
319 South Coteau Street  
Pierre, SD 57501

- (c) The name and address of the sole officer, director and shareholder of the Applicant is:

Margaret Currie  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

4. Applicant is not a partnership.
5. Applicant intends to provide intrastate "1+" long distance service to residential customers on a resale basis. Applicant also proposes to offer Calling Card service to its long distance customers.
6. Applicant will provide its services on a resale basis. Underlying facilities will be provided by Global Crossing and billing services will be provided by ILD Telecommunications, Inc. Applicant intends to employ direct marketing to solicit customers for its services.
7. Applicant proposes to provide its service throughout the State of South Dakota.
8. Applicant is a newly formed company. A copy of Applicant's most current balance sheet, including income and cash flow information, is attached as Attachment 2. A copy of Applicant's tariff with terms and conditions of service is attached as Attachment 3.
9. Applicant contracts with ILD Telecommunications, Inc., for billing services. Customer service is available through a toll free 866 number during normal business hours (telephone number 1-866-705-3082). An answering service is utilized outside normal business hours for emergency purposes. Customer complains may be addressed to:

Margaret Currie  
Miko Telephone Communications, Inc.  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244  
(205) 982-8806

Inquiries regarding regulatory matters may be addressed to:

Kelly Cameron  
Robert L. Galbreath  
Powell Goldstein Frazer & Murphy LLP  
1001 Pennsylvania Avenue, N.W.  
Sixth Floor  
Washington, D.C. 20004  
(202) 347-0066  
(202) 624-7222 (fax)

10. Applicant is registered or certified to provide telecommunications services in the following states: Arkansas, California, Colorado, Florida, Georgia, Idaho, Indiana, Kentucky, Michigan, Massachusetts, Montana, Nevada, New Hampshire, New York, North Carolina, Ohio, Texas, Vermont and Washington. Applicant remains in good standing with the appropriate regulatory agencies in these states. Applicant has never been denied registration or certification in any state.
11. Applicant seeks to market its services to residential customers. Applicant intends to employ direct telemarketing solicitation in order to attract customers to its services. Applicant does not engage in multilevel marketing.
12. Applicant does not provide any non-competitive or emerging competitive services.
13. Applicant's Federal Tax Identification Number is 63-1273140.
14. Other than as set forth in Attachment 4, hereto, no complaints have been filed against the Applicant with any state or federal regulatory commission regarding the unauthorized switching of a customer's telecommunications provider or the act of charging customers for services that have not been ordered.
15. Because Applicant is a newly formed company, Applicant hereby requests a waiver of ARSD 20:10:24:02(8) to the extent that it requires the submission of current financial statements beyond those already submitted as part of this application.
16. Applicant undertakes to provide any other information requested by the Commission to demonstrate that Applicant has sufficient technical, financial and managerial capabilities to provide the interexchange services it intends to offer consistent with the requirements of ARSD 20:10:24:02. and other applicable rules and laws.

WHEREFORE, Miko Telephone Communications, Inc., requests that the Public Utilities Commission of South Dakota enter an order granting a certificate of authority authorizing Miko Telephone Communications, Inc., to provide interexchange telecommunications services in South Dakota.

Respectfully submitted this 16 day of January, 2008.

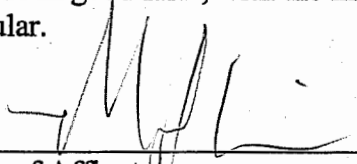
Miko Telephone Communications, Inc.

By:   
Margaret Currie, President

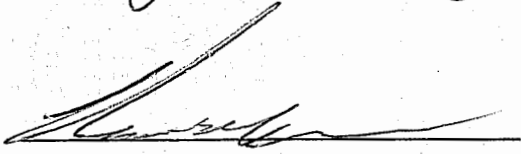
**OATH**

State of CA )  
 ) ss  
County of San )

(Name of Affiant) Margaret Currie, being duly sworn, states that he/she files this application as President; that in such capacity, he/she is qualified and authorized to file and verify such application; that he/she has carefully examined all the statements and matters contained in the application; and that all such statements made and matters set forth therein are true and correct to the best of his/her knowledge, information and belief. Affiant further states that the application is made in good faith, with the intention of presenting evidence in support thereof in every particular.

  
\_\_\_\_\_  
Signature of Affiant

Subscribed and sworn to before me, a Notary Public in and for the State and County named above, this 16 day of Jan, 23.



(SEAL) Notary

Miko Telephone Communications, Inc.  
Application for Certificate of Authority to Provide  
Interexchange Telecommunications Services in South Dakota

Exhibit 1

**EXHIBIT 1**

**CERTIFICATE OF AUTHORITY TO  
TRANSACT BUSINESS IN SOUTH DAKOTA**

# State of South Dakota



## OFFICE OF THE SECRETARY OF STATE

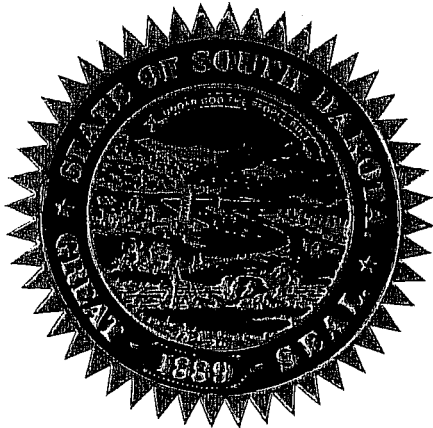
### Certificate of Authority

ORGANIZATIONAL ID #: FB025281

I, **JOYCE HAZELTINE**, Secretary of State of the State of South Dakota, hereby certify that the Application for a Certificate of Authority of **MIKO TELEPHONE COMMUNICATIONS, INC. (AL)** to transact business in this state duly signed and verified pursuant to the provisions of the South Dakota Corporation Acts, have been received in this office and are found to conform to law.

**ACCORDINGLY** and by virtue of the authority vested in me by law, I hereby issue this Certificate of Authority and attach hereto a duplicate of the application to transact business in this state.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and affixed the Great Seal of the State of South Dakota, at Pierre, the Capital, this June 28, 2001.



**Joyce Hazeltine**  
Secretary of State





Secretary of State  
 State Capitol  
 500 E. Capitol Ave.  
 Pierre SD 57501  
 Phone 605-773-4845  
 Fax 605-773-4550

FILE NO. \_\_\_\_\_ RECEIVED

RECEIPT NO. \_\_\_\_\_ JUN 28 '01

S.D. SEC. of STATE

### Application for Certificate of Authority

Pursuant to the provisions of SDCL 47-8-7, the undersigned corporation hereby applies for a Certificate of Authority to transact business in the State of South Dakota and for that purpose submits the following statement:

(1) The name of the corporation is Miko Telephone Communications, Inc.  
 (exact corporate name)

(2) If the name of the corporation does not contain the word "corporation", "company", "incorporated" or "limited" or does not contain an abbreviation of one of such words, then the name of the corporation with the word or abbreviation which it elects to add thereto for use in this state is \_\_\_\_\_

(3) State where incorporated Alabama Federal Taxpayer ID# 52-1273140

(4) The date of its incorporation is 04/11/2001 and the period of its duration, which may be perpetual, is Perpetual

(5) The address of its principal office in the state or country under the laws of which it is incorporated is 1 Chase Corp. Drive, Suite 490, Birmingham, Alabama Zip Code 35244  
 mailing address if different from above is: \_\_\_\_\_ Zip Code \_\_\_\_\_

(6) The street address, or a statement that there is no street address, of its proposed registered office in the State of South Dakota is c/o C T Corporation System, 319 S. Coteau Street, Pierre, South Dakota Zip Code 57501  
 and the name of its proposed registered agent in the State of South Dakota at that address is C T Corporation System

(7) The purposes which it proposes to pursue in the transaction of business in the State of South Dakota are: (state specific purpose)  
Long Distance Telephone Service Resale

(8) The names and respective addresses of its directors and officers are:

Name	Officer Title	Street Address	City	State	Zip
<u>Margaret Currie</u>	<u>President/Director</u>	<u>1 Chase Corp. Drive, Suite 490, Birmingham, AL</u>	<u>35244</u>		
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

(9) The aggregate number of shares which it has authority to issue, itemized by classes, par value of shares, shares without par value, and series, if any, within a class is:

Number of shares	Class	Series	Par value per share or statement that shares are without par value
<u>10,000</u>	<u>Common</u>	<u>Non</u>	<u>\$0.01</u>
_____	_____	_____	_____
_____	_____	_____	_____

(10) The aggregate number of its issued shares, itemized by classes, par value of shares, shares without par value, and series, if any, within a class, is:

Number of shares	Class	Series	Par value per share or statement that shares are without par value
1,000	Common	Non	\$0.01

(11) The amount of its stated capital is \$ 10.00  
Shares issued times par value equals stated capital. In the case of no par value stock, stated capital is the consideration received for the issued shares.

(12) This application is accompanied by a CERTIFICATE OF FACT or a CERTIFICATE OF GOOD STANDING duly acknowledged by the Secretary of State or other officer having custody of corporate records in the state or country under whose laws it is incorporated.

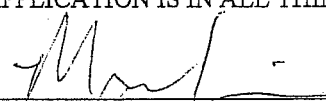
(13) That such corporation shall not directly or indirectly combine or make any contract with any incorporated company, foreign or domestic, through their stockholders or the trustees or assigns of such stockholders, or with any copartnership or association of persons, or in any manner whatever to fix the prices, limit the production or regulate the transportation of any product or commodity so as to prevent competition in such prices, production or transportation or to establish excessive prices therefor.

(14) That such corporation, as a consideration of its being permitted to begin or continue doing business within the State of South Dakota, will comply with all the laws of the said State with regard to foreign corporations.

The application must be signed, in the presence of a notary public, by the chairman of the board of directors, or by the president or by another officer.

I DECLARE AND AFFIRM UNDER THE PENALTY OF PERJURY THAT THIS APPLICATION IS IN ALL THINGS, TRUE AND CORRECT.

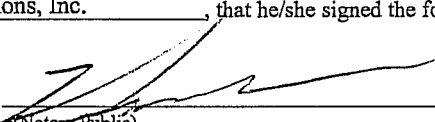
Dated 6/19, 2008

  
 (Signature) Margaret Currie  
 President  
 (Title)

STATE OF AL  
COUNTY OF Jefferson

I, Kody Nellis, a notary public, do hereby certify that on this 19 day of Jun, 2008, personally appeared before me Margaret Currie who, being by me first duly sworn, declared that he/she is the President of Miko Telephone Communications, Inc., that he/she signed the foregoing document as officer of the corporation, and the statements therein contained are true.

3/2/05  
My Commission Expires

  
 (Notary Public)

Notarial Seal

\*\*\*\*\*  
The Consent of Appointment below must be signed by the registered agent listed in number six.


Secretary of State  
State Capitol  
500 E. Capitol  
Pierre, SD 57501-5070  
605-773-4845

## CONSENT OF APPOINTMENT BY THE REGISTERED AGENT

I, C.T. CORPORATION SYSTEM, hereby give my  
(name of the registered agent)

consent to serve as the registered agent for \_\_\_\_\_  
MIKO TELEPHONE COMMUNICATIONS, INC.  
(corporate name)

Dated 6-25 192001

  
(signature of registered agent)

\*\*\* Submit one original and one copy \*\*\*

**EXHIBIT 2**

**CURRENT FINANCIAL INFORMATION**

**Miko Telephone Communications, Inc.**  
**Balance Sheet**  
As of December 31, 2002

	Dec 31, 02
<b>ASSETS</b>	
<b>Current Assets</b>	
Checking/Savings	
SunTrust - Checking	45,269.18
<b>Total Checking/Savings</b>	45,269.18
Accounts Receivable	
Accounts Receivable	
ILD - Receivable	591,047.53
<b>Total Accounts Receivable</b>	591,047.53
<b>Total Current Assets</b>	636,316.71
<b>Fixed Assets</b>	
Computer	
Cost - Computers	32,000.00
Computer - Other	168.00
<b>Total Computer</b>	32,168.00
<b>Total Fixed Assets</b>	32,168.00
<b>Other Assets</b>	
Deposit - Usage	35,000.00
<b>Total Other Assets</b>	35,000.00
<b>TOTAL ASSETS</b>	<b>703,484.71</b>
<b>LIABILITIES &amp; EQUITY</b>	
<b>Liabilities</b>	
<b>Current Liabilities</b>	
Other Current Liabilities	
Credit Line - ILD	443,285.65
Payroll Liabilities	276.40
<b>Total Other Current Liabilities</b>	443,562.05
<b>Total Current Liabilities</b>	443,562.05
Long Term Liabilities	0.00
<b>Total Liabilities</b>	443,562.05
<b>Equity</b>	
Capital Stock	
Additional Paid-in Capital	990.00
Common Stock	10.00
<b>Total Capital Stock</b>	1,000.00
Retained Earnings	-110,635.05
Net Income	369,557.71
<b>Total Equity</b>	259,922.66
<b>TOTAL LIABILITIES &amp; EQUITY</b>	<b>703,484.71</b>

**Miko Telephone Communications, Inc.**  
**Profit & Loss**  
 January through December 2002

	Jan - Dec 02
<b>Ordinary Income/Expense</b>	
<b>Income</b>	
Sales	
Bad Debt	-310,647.55
Refunds	-281,993.41
Unbillables	-73,252.82
Sales - Other	3,086,356.59
<b>Total Sales</b>	2,420,462.81
<b>Total Income</b>	2,420,462.81
<b>Cost of Goods Sold</b>	
Billing	161,684.95
<b>Total COGS</b>	161,684.95
<b>Gross Profit</b>	2,258,777.86
<b>Expense</b>	
Automobile Expense	53.35
Bank Service Charges	1,808.86
Clearance	0.00
Contract Labor	1,183,657.00
Dues and Subscriptions	95.00
Insurance	-325.32
Interest Expense	6,435.93
Licenses and Permits	1,625.00
Miscellaneous	7,248.75
Office Supplies	12,792.09
Payroll Expenses	103,670.32
Postage and Delivery	245.99
Printing and Reproduction	6,128.35
Professional Fees	
Legal Fees	62,843.23
<b>Total Professional Fees</b>	62,843.23
Rent	31,373.16
Repairs	
Computer Repairs	6,989.58
Repairs - Other	208.51
<b>Total Repairs</b>	7,198.09
Taxes	
Property	1,199.62
State	300.00
Taxes - Other	2,037.20
<b>Total Taxes</b>	3,536.82
Telephone	2,418.17
Travel & Ent	
Meals	583.70
Travel	8,166.12
<b>Total Travel &amp; Ent</b>	8,749.82
Usage	449,328.34
Utilities	337.20
<b>Total Expense</b>	1,889,220.15
<b>Net Ordinary Income</b>	369,557.71
<b>Net Income</b>	369,557.71

Miko Telephone Communications, Inc.  
Application for Certificate of Authority to Provide  
Interexchange Telecommunications Services in South Dakota

Exhibit 3

**EXHIBIT 3**

**PROPOSED INITIAL TARIFF FOR SERVICES  
OFFERED IN SOUTH DAKOTA**

**TITLE SHEET**

**SOUTH DAKOTA PUBLIC UTILITIES COMMISSION TARIFF**

This tariff contains the descriptions, regulations and rates applicable to the furnishing of service and facilities for telecommunications services provided by Miko Telephone Communications, Inc., with principal offices at 1 Chase Corp Drive, Suite 490, Birmingham, AL 35244. This tariff applies for services furnished within the state of South Dakota. This tariff is on file with the South Dakota Public Utilities Commission, and copies may be inspected, during normal business hours, at the Company's principal place of business.

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ISSUED: \_\_\_\_\_

EFFECTIVE: \_\_\_\_\_

By:

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244



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CHECK SHEET

The sheets listed below, which are inclusive of this tariff, are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date of the bottom of this page.

SHEET	REVISION
1	Original
2	Original
3	Original
4	Original
5	Original
6	Original
7	Original
8	Original
9	Original
10	Original
11	Original
12	Original
13	Original
14	Original
15	Original

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ISSUED: \_\_\_\_\_

By:

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

EFFECTIVE: \_\_\_\_\_

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**TABLE OF CONTENTS**

Title Sheet.....1  
Check Sheet.....2  
Table of Contents.....3  
Symbols Sheet.....4  
Tariff Format Sheets.....5  
Section 1 – Technical Terms and Abbreviations.....6  
Section 2 – Rules and Regulations.....7  
Section 3 – Description of Service.....11  
Section 4 – Rates.....14

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ISSUED: \_\_\_\_\_

EFFECTIVE: \_\_\_\_\_

By:

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

**SYMBOLS SHEET**

**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 But No Change In Rate Or Charge

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ISSUED: \_\_\_\_\_

By:

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

EFFECTIVE: \_\_\_\_\_

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**TARIFF FORMAT SHEETS**

- A. **Sheet Numbering** – Sheet numbers appear in the upper right corner of the page. Sheets are numbered sequentially. However, new sheets are occasionally added to the tariff. When a new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between sheets 14 and 15 would be 14.1.
- B. **Sheet Revision Numbers** – Revision numbers also appear in the upper right corner of each page. These numbers are used to determine the most current sheet version on file with the SDPUC. For example, the 4<sup>th</sup> revised Sheet 14 cancels the 3<sup>rd</sup> revised Sheet 14.
- C. **Paragraph Numbering Sequence** – There are nine levels of paragraph coding. Each level of coding is subservient to its next higher level:
- 2.
  - 2.1.
  - 2.1.1.
  - 2.1.1.A.
  - 2.1.1.A.1.
  - 2.1.1.A.1.(a).
  - 2.1.1.A.1.(a).I.
  - 2.1.1.A.1.(a).I.(i).
  - 2.1.1.A.1.(a).I.(i).(1).
- D. **Check Sheets** – When a tariff filing is made with the SDPUC, an updated check sheet accompanies the tariff filing. The check sheet lists the sheets contained in the tariff, with a cross reference to the current revision number. When new pages are added, the check sheet is changed to reflect the revision. All revisions made in a given filing are designated by an asterisk (\*). There will be no other symbols used on this page if these are the only changes made to it (i.e., the format, etc., remains the same, just revised revision levels on some pages). The tariff user should refer to the latest check sheet to find out if a particular sheet is the most current on file with the SDPUC.

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ISSUED: \_\_\_\_\_

By:

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

EFFECTIVE: \_\_\_\_\_

**SECTION 1 – TECHNICAL TERMS AND ABBREVIATIONS**

Access Line – An arrangement which connects the customer’s location to the Company’s network switching center.

Authorization Code – A numerical code, one or more of which are available to a customer to enable him/her to access the carrier, and which are used by the carrier both to prevent unauthorized access to its facilities and to identify the customer for billing purposes.

Company or Carrier – Miko Telephone Communications, Inc.

Customer – The person, firm, corporation or other entity which orders service and is responsible for payment of charges due and compliance with the Company’s tariff regulations.

Day – From 8:00 AM up to but not including 5:00 PM local time Sunday through Friday.

Evening – From 5:00 PM up to but not including 11:00 PM local time Sunday through Friday.

Holidays – The Company’s recognized holidays are New Year’s Day, July 4<sup>th</sup>, Thanksgiving Day, Christmas Day.

Night/Weekend – From 11:00 PM up to but not including 8:00 AM Sunday through Friday, and 8:00 AM Saturday up to but not including 5:00 PM Sunday.

SDPUC or Commission – The South Dakota Public Utilities Commission

ISSUED: \_\_\_\_\_

EFFECTIVE: \_\_\_\_\_

By:

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

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**SECTION 2 – RULES AND REGULATIONS****2.1 Undertaking of the Company**

The Company's services and facilities are furnished for communications originating and terminating at specified points within the state of South Dakota under terms of this tariff.

The Company installs, operates and maintains the communications services provided herein in accordance with the terms and conditions set forth under this tariff. It may act as the customer's agent for ordering access connection facilities provided by other carriers or entities when authorized by the customer, to allow connection of a customer's location to the Company's network. The customer shall be responsible for all charges due for such service arrangement.

The Company's services and facilities are provided on a monthly basis unless ordered on a longer term basis, and are available twenty-four hours per day, seven days per week.

**2.2 Limitations**

2.2.1 Service is offered subject to the availability of facilities and provisions of this tariff.

2.2.2 The Company reserves the right to discontinue furnishing service, or limit the use of service necessitated by conditions beyond its control: or when the customer is using the service in violation of the law or the provisions of this tariff.

2.2.3 All services and facilities provided under this tariff are directly controlled by the Company and the customer may not transfer or assign the use of service or facilities, except with 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 facilities.

2.2.4 All regulations and conditions contained in this tariff shall apply to all such permitted assignees or transferees, as well as all conditions for service.

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ISSUED: \_\_\_\_\_

By:

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

EFFECTIVE: \_\_\_\_\_

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SECTION 2 – RULES AND REGULATIONS continued

**2.3 Liabilities of the Company**

- 2.3.1 The Company's liability arising out of mistakes, interruptions, omissions, delays, errors or defects in the transmission occurring in the course of furnishing service or facilities, and not caused by the negligence of its employees or its agents, in no event shall exceed an amount equivalent to the proportionate charge to the customer for the period during which the aforementioned faults in transmission occur, unless ordered by the Commission.
- 2.3.2 The Company shall be indemnified and held harmless by the customer against:
- (A) Claims for libel, slander, or infringement of copyright arising out of the material, data, information, or other content transmitted over the Company's facilities.
  - (B) All other claims arising out of any act or omission of the customer in connection with any service or facility provided by the Company.
- 2.3.3 The included tariff language does not constitute a determination by the SDPUC that a limitation of liability imposed by the Company should be upheld in a court of law. Acceptance for filing by the Commission recognizes that it is a court's responsibility to adjudicate negligence and consequential damage claims. It is also the court's responsibility to determine the validity of the exculpatory clause.

---

ISSUED: \_\_\_\_\_

By:

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

EFFECTIVE: \_\_\_\_\_

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**SECTION 2 – RULES AND REGULATIONS continued****Disconnection of Service by Carrier (Cont.)**

2.5.2 Service may be disconnected without notice for any of the following reasons:

- (A) A violation of any regulation governing the service under this tariff;
- (B) A violation of any law, rule, or regulation of any government authority having jurisdiction over such service;
- (C) The company has given the customer notice and has allowed a reasonable time to comply with any rule, or remedy and deficiency as stated under South Dakota rules and regulations;
- (D) Tampering with company equipment, for interfering with the service to other customers, for fraud, or in the event of a hazardous condition.

**2.6 Deposits**

The Company does not require a deposit from the customer.

**2.7 Taxes**

All state and local taxes (e.g., gross receipts tax, sales tax, municipal utilities tax) are listed on customer bills as separate line items and are not included in the quoted rates.

**2.8 Billing of Calls**

All charges due by the subscriber are payable at any agency duly authorized to receive such payments. Any objection to billed charges should be promptly reported to the Company. Adjustments to customers' bills shall be made to the extent that records are available and/or circumstances exist which reasonably indicate that such charges are not in accordance with approved rates or that an adjustment may otherwise be appropriate.

---

ISSUED: \_\_\_\_\_

By:

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

EFFECTIVE: \_\_\_\_\_



---

**SECTION 3 – DESCRIPTION OF SERVICES****3.1 Timing of Calls****3.1.1 When Billing Charges Begin and End for Calls**

The customer's long distance usage charge is based on the actual usage of the Company's network. Usage begins when the called party picks up the receiver (i.e., when two-way communication, often referred to as "conversation time" is possible.) When the called party picks up is determined by hardware answer supervision in which the local telephone company sends a signal to the switch or the software utilizing audio tone detection. When software answer supervision is employed, up to 60 seconds of ringing is allowed before it is billed as usage of the network. A call is terminated when the calling or called party hangs up.

**3.1.2 Billing Increments**

The minimum call duration for billing purposes is 1 minute for a connected call and calls beyond 1 minute are billed in 1 minute increments.

**3.1.3 Per Call Billing Charges**

Billing will be rounded up to the nearest penny for each call.

**3.1.4 Uncompleted Calls**

There shall be no charge for uncompleted calls.

---

**ISSUED:** \_\_\_\_\_**By:**

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

**EFFECTIVE:** \_\_\_\_\_

---

**SECTION 3 – DESCRIPTION OF SERVICE continued****3.2 Calculation of Distance**

Usage charges for all mileage sensitive products (if any) are based on the airline distance between rate centers associated with the originating and terminating points of the call.

The airline mileage between rate centers is determined by applying the formula below to the vertical and horizontal coordinates associated with the rate centers involved. The Company uses the rate centers that are produced by Bell Communications Research in the NPA-NXX V & H Coordinates Tape and Bell's NECA Tariff No. 4.

Formula:

The square root of: 
$$\frac{(V1-V2)^2 + (H1-H2)^2}{10}$$

**3.3 Minimum Call Completion Rate**

A customer can expect a call completion rate (number of calls completed/number of calls attempted) of not less than 99% during peak use periods for all Feature Group D services ("1+" dialing).

**3.4 Service Offerings****3.4.1 Miko Long Distance Service**

Miko Long Distance Service is offered to residential customers. The service permits direct dialed outbound calling at a single per minute rate. Service is provided from presubscribed, dedicated or shared use access lines. Calls are billed in one minute increments. A non-recurring set up fee and a monthly service charge also apply.

---

ISSUED: \_\_\_\_\_

By:

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

EFFECTIVE: \_\_\_\_\_

---

**SECTION 3 – DESCRIPTION OF SERVICE continued****3.4 Service Offerings (Cont.)****3.4.2 Miko Calling Card Service**

Miko Calling Card Service is a calling card service offered to residential customers who subscribe to the Miko Long Distance Service calling plan. Customers using the Carrier's calling card service access the service by dialing a 1-800 number followed by an account identification number and the number being called. This service permits subscribers utilizing the Carrier's calling card to make calls at a single per minute rate. Calls are billed in one (1) minute increments after the initial minimum period of one (1) minute. A monthly service charge also applies.

**3.4.3 Directory Assistance**

The Company will connect requesting customers to the local exchange company directory assistance service for directory assistance calls within the state.

ISSUED: \_\_\_\_\_

By:

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

EFFECTIVE: \_\_\_\_\_

---

**SECTION 4 – RATES**

**4.1 Miko Long Distance Service**

Rate per minute – 13.8 cents  
Plan is billed in full minute increments.

**4.2 Miko Calling Card Service**

Rate per minute – 23 cents  
Plan is billed in full minute increments.

**4.3 Service Charges**

Miko Long Distance Service Non-Recurring Set-Up Fee - \$ 4.50

Miko Long Distance Service Monthly Service Charge - \$ 6.50

Miko Calling Card Service Monthly Service Charge - \$ 6.50

**4.4 Director Assistance**

Directory Assistance is billed on a per call basis at a rate of 99 cents per call.

**4.5 Payment of Calls**

**4.5.1 Late Payment Charges**

Customers failing to pay a bill for services by the due date will be charged a one-time late payment penalty on the amount owed for such services. Any payment received by Company will first be applied to the bill for services rendered

**4.5.2 Return Check Charge**

A return check charge of \$10.00 will be assessed for checks returned for insufficient funds.

---

ISSUED: \_\_\_\_\_

By:

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

EFFECTIVE: \_\_\_\_\_

**SECTION 4 – RATES continued**

**4.6 Special Promotions**

The Company will, from time to time, offer special promotions to its customers waiving certain charges. These promotions will be filed with the SDPUC with specific starting and ending dates, and be made part of this tariff.

---

ISSUED: \_\_\_\_\_

EFFECTIVE: \_\_\_\_\_

By:

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

Miko Telephone Communications, Inc.  
Application for Certificate of Authority to Provide  
Interexchange Telecommunications Services in South Dakota

Exhibit 4

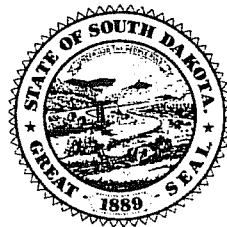
**EXHIBIT 4**

**INFORMATION REGARDING COMPLAINTS FILED AGAINST  
MIKO TELEPHONE COMMUNICATIONS, INC.**

**EXHIBIT 4**

On July 9, 2002 and July 16, 2002, Miko Telephone Communications, Inc., received copies of complaints filed with the Texas State Public Utilities Commission alleging that Miko had switched customers' telecommunications providers without proper authorization (Complaints No. CP2002070652 and CP2002072030). Miko duly responded to the Texas PUC's request that it provide evidence of proper authorization from the customers. To date, no further action has been taken in this matter.

# South Dakota Public Utilities Commission



State Capitol Building, 500 East Capitol Avenue, Pierre, South Dakota 57501-5070  
VIA FAX: 202-624-7222

January 24, 2003

Mr. Robert L. Galbreath  
Attorney at Law  
Powell, Goldstein, Frazer & Murphy LLP  
1001 Pennsylvania Avenue N.W., Sixth Floor  
Washington, D.C. 20004

RE: Application for Certificate of Authority  
Miko Telephone Communications, Inc.


Dear Mr. Galbreath:

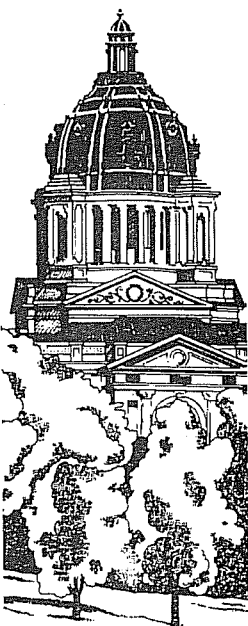
We received your Application for a Certificate of Authority to operate as an interexchange telecommunications company in the state of South Dakota. Pursuant to SDCL 49-31-3, telecommunication companies shall submit a \$250 application fee when filing:

**SDCL 49-31-3. Each telecommunications company that plans to offer or provide interexchange telecommunications service shall file an application for a certificate of authority with the commission pursuant to this section. Telecommunications companies seeking to provide any local exchange service shall submit an application for certification by the commission pursuant to §§ 49-31-1 through 49-31-89. Applications required by this section shall be filed by the company no less than sixty days before its initiation of telecommunications service in this state. The commission shall have the exclusive authority to grant a certificate of authority. Each telecommunications company shall submit a two hundred fifty dollar application fee with its application which shall be deposited into the gross receipts tax fund established pursuant to § 49-1A-2.**

We cannot take any action on your application until we receive the applicable fee.

Thank you for your cooperation in this matter.

Sincerely,  
  
Delaine Kolbo  
Legal Secretary



Capitol Office  
Telephone (605)773-3201  
FAX (605)773-3809

Transportation/  
Warehouse Division  
Telephone (605)773-5280  
FAX (605)773-3225

Consumer Hotline  
1-800-332-1782

TTY Through  
Relay South Dakota  
1-800-877-1113

Internet Website  
[www.state.sd.us/puc](http://www.state.sd.us/puc)

♦  
Jim Burg  
Chairman  
Pam Nelson  
Vice-Chairman  
Bob Sahr  
Commissioner

Debra Elofson  
Executive Director

Harlan Best  
Martin C. Bettmann  
Sue Cichos  
Karen E. Cremer  
Tina Douglas  
Christopher W. Downs  
Terry Emerson  
Michele M. Farris  
Marlette Fischbach  
Heather K. Forney  
Kelly D. Frazier  
Mary Giddings  
Tom Graham  
Mary A. Healy  
Lisa Hull  
Dave Jacobson  
Amy Kayser  
Bob Knadle  
Delaine Kolbo  
Gregory A. Rislov  
Keith Senger  
John Smith  
Rolayne Aiits Wiest  
♦



January 24, 2003

Via Federal Express

**RECEIVED**

**JAN 27 2003**

**SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION**

State of South Dakota  
Public Utilities Commission  
Capitol Building, 1<sup>st</sup> Floor  
500 East Capitol Street  
Pierre, SD 57501-5070

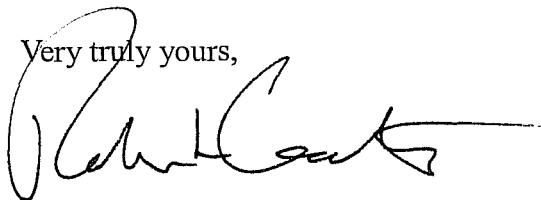
Re: Miko Telephone Communications, Inc., Application for Certificate of Authority to  
Provide Interexchange Telecommunications Services in South Dakota

Ladies and Gentlemen:

On behalf of Miko Telephone Communications, Inc., there is submitted herewith a check made payable to the South Dakota Public Utility Commission for the sum of Two Hundred Fifty Dollars (\$250.00) to cover the fee associated with the above-referenced application.

Should you have any further questions regarding this matter, please contact the undersigned.

Very truly yours,



Robert L. Galbreath

For Powell, Goldstein, Frazer & Murphy LLP

RLG/fd

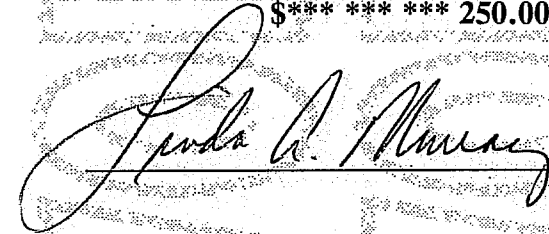
Encl.

Cc: Margaret Currie  
Geri Duty

REF. #	INV. #	INV. DATE	INV. AMOUNT	INV. DESCRIPTION	AMT. PAID
292254	012403	01-24-2003	250.00	FILING FEE - 146095.00000	250.00
				TC03-039	

POWELL, GOLDSTEIN, FRAZER & MURPHY LLP      DATE: 01-24-2003      CHECK #: 18087      TOTAL CHECK      250.00

**THE FACE OF THIS DOCUMENT IS PRINTED BURGUNDY - THE BACK CONTAINS A SIMULATED WATERMARK**

Bank of America ACH R/T 061000052	<b>POWELL, GOLDSTEIN, FRAZER &amp; MURPHY LLP</b> ATTORNEYS AT LAW DC OFFICE ONE NINETY ONE PEACHTREE STREET N.E. ATLANTA, GA 30303	CHECK DATE <b>01-24-2003</b>	CHECK NO. <b>18087</b>
64-5/610 GA 422			CHECK AMOUNT <b>\$*** ** 250.00</b>
PAY <b>TWO HUNDRED FIFTY AND 00/100 Dollars</b>			
TO THE ORDER OF <b>SOUTH DAKOTA PUBLIC UTILITY COMMISSION</b>			
		<b>TWO SIGNATURES REQUIRED ON CHECK OVER \$500.00</b>	

⑈ 18087 ⑈ ⑆ 061000052 ⑆ 003263059067 ⑈

TEAR HERE... Call Formcenter to Reorder (800) 662-9218 Check-Mate

South Dakota Public Utilities Commission

**WEEKLY FILINGS**

For the Period of January 23, 2003 through January 29, 2003

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

**ELECTRIC**

**EL03-003 In the Matter of the Filing by Black Hills Power for Approval of Tariff Revisions.**

Application of Black Hills Power for approval of electric tariff revisions which will allow snow making equipment to be served by the Energy Storage Service rate. The application also would revise tariffs to eliminate State University Service which is no longer being utilized.

Staff Analyst: Dave Jacobson  
Staff Attorney: Kelly Frazier  
Date Docketed: 01/28/03  
Intervention Deadline: 02/14/03

**TELECOMMUNICATIONS**

**TC03-037 In the Matter of the Filing for Approval of a Reciprocal Transport and Termination Agreement between CommNet Cellular License Holding, Inc. d/b/a Verizon Wireless, Missouri Valley Cellular, Inc. d/b/a Verizon Wireless, Sandborn Cellular of South Dakota Limited Partnership d/b/a Verizon Wireless and Eastern South Dakota Cellular, Inc. d/b/a Verizon Wireless and PrairieWave Community Telephone, Inc.**

On January 23, 2003, the Commission received for approval a Filing of a Reciprocal Transport and Termination Agreement between CommNet Cellular License Holding, Inc. d/b/a Verizon Wireless, Missouri Valley Cellular, Inc. d/b/a Verizon Wireless, Sandborn Cellular of South Dakota Limited Partnership d/b/a Verizon Wireless and Eastern South Dakota Cellular, Inc. d/b/a Verizon Wireless (all as "Verizon") and PrairieWave Community Telephone, Inc. (PrairieWave). According to the parties, the Agreement is made to put in place an arrangement for the mutual exchange and reciprocal compensation of local telecommunications traffic which is intended to supersede any previous arrangements between the parties. The parties also wish to establish an arrangement that compensates PrairieWave for transiting traffic that originates on Verizon's network and terminates on a third carrier's network. Any party wishing to comment on the agreement may do so by filing written comments with the Commission and the parties to the agreement no later than February 12, 2003. 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: 01/23/03  
Initial Comments Due: 02/12/03

**TC03-038 In the Matter of the Filing for Approval of an Interconnection and Reciprocal Compensation Agreement between CommNet Cellular License Holding, Inc. d/b/a Verizon Wireless, Missouri Valley Cellular, Inc. d/b/a Verizon Wireless, Sandborn Cellular of South Dakota Limited Partnership d/b/a Verizon Wireless and Eastern South Dakota Cellular, Inc. d/b/a Verizon Wireless and PrairieWave Telecommunications, Inc.**

On January 23, 2003, the Commission received for approval a Filing for Approval of an Interconnection and Reciprocal Compensation Agreement between CommNet Cellular License Holding, Inc. d/b/a Verizon Wireless, Missouri Valley Cellular, Inc. d/b/a Verizon Wireless, Sandborn Cellular of South Dakota Limited Partnership d/b/a Verizon Wireless and Eastern South Dakota Cellular, Inc. d/b/a Verizon Wireless (all as Verizon) and PrairieWave Telecommunications, Inc.(PrairieWave). According to the parties, the Agreement is made to put in place an arrangement for the mutual exchange and reciprocal compensation of telecommunications traffic which is intended to supersede any previous arrangements between the parties. Any party wishing to comment on the agreement may do so by filing written comments with the Commission and the parties to the agreement no later than February 12, 2003. 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: 01/23/03  
Initial Comments Due: 02/12/03

**TC03-039 In the Matter of the Application of Miko Telephone Communications, Inc. for a Certificate of Authority to Provide Interexchange Telecommunications Services in South Dakota.**

Miko Telephone Communications, Inc. is seeking a Certificate of Authority to provide interexchange telecommunications services in South Dakota. The Applicant intends to offer "1+" long distance and Calling Card service to residential customers on a resale basis.

Staff Analyst: Keith Senger  
Staff Attorney: Karen Cremer  
Date Docketed: 01/24/03  
Intervention Deadline: 02/14/03

**TC03-040 In the Matter of the Unauthorized Long Distance Billing of Customers in the City of Dell Rapids, South Dakota, caused by MSN Corporation d/b/a MSN TV f/k/a WEBTV.**

On January 24, 2003, the Commission received a filing from Commission Staff requesting that the Commission issue an Order To Show Cause as to why MSN Corporation d/b/a MSN TV f/k/a WEBTV (MSN TV) should not be found in violation of South Dakota Law. According to the Motion, MSN TV, or its access partners, routed customers to a long distance number for accessing the internet in violation of an agreement that customers would always be permitted to access the internet without incurring long distance charges. The Motion alleges that the routing resulted in the initiation of unauthorized billing in violation of South Dakota law, including, but not necessarily limited to SDCL 49-13-93. Any party wishing to comment on the agreement may do so by filing written comments with the Commission and the parties to the agreement no later than February 13, 2003. 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: 01/24/03

Initial Comments Due: 02/13/03

**TC03-041 In the Matter of the Application of Qwest LD Corp. d/b/a Qwest Long Distance for a Certificate of Authority to Provide Interexchange Telecommunications Services in South Dakota.**

Qwest LD Corp (QLDC) d/b/a Qwest Long Distance has filed an application with the South Dakota Public Utilities Commission for a Certificate of Authority to provide interexchange telecommunications services in South Dakota. The applicant proposes to be a resale interexchange carrier that will provide intrastate voice and data long-distance telecommunications services, operator services, directory assistance and 800 services throughout South Dakota. QLDC proposes offering these services in the State of South Dakota after it receives approval from the Federal Communications Commission for its Section 271 Application.

Staff Analyst: Michele M. Farris

Staff Attorney: Kelly Frazier

Date Docketed: 01/27/03

Intervention Deadline: 02/14/03

**You may receive this listing and other PUC publications via our website or via internet e-mail.  
You may subscribe or unsubscribe to the PUC mailing lists at <http://www.state.sd.us/puc>**

February 4, 2003

**Via Federal Express**

Keith Senger, Utility Analyst  
South Dakota Public Utilities Commission  
500 East Capitol Avenue  
Pierre, SD 57501-5070

**RECEIVED**  
**FEB 05 2003**  
**SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION**

Re: SDPUC Docket TC03-039 – Application of Miko Telephone Communications, Inc.

Dear Mr. Senger:

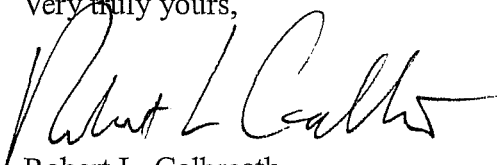
This is in response to your letter of January 31, 2003 regarding the above-referenced application for a certificate of authority to provide interexchange telecommunications service in South Dakota.

With respect to your first question, Miko Telephone Communications, Inc., does not collect deposits or advanced payments from its customers. (See Section 2.6 of Miko's tariff.) Further, Miko does not offer any type of prepaid calling card service. Therefore, Miko agrees to the placement of restrictions on its authorization prohibiting it from undertaking such actions without posting an indemnity bond.

With respect to your second question, Miko hereby amends Section 2.3.1 of its proposed tariff to incorporate the liability language required by South Dakota law. A copy of the amended tariff page is attached hereto. Please incorporate this page into Miko's application.

Feel free to contact me directly if you have any other questions regarding this application.

Very truly yours,



Robert L. Galbreath

For Powell, Goldstein, Frazer & Murphy LLP

RLG/ft  
Encl.

Cc: Margaret Currie, Miko Telephone Communications, Inc.  
Geri Duty

---

**SECTION 2 – RULES AND REGULATIONS continued**

**2.3 Liabilities of the Company**

- 2.3.1 The Company's liability arising out of mistakes, interruptions, omissions, delays, errors or defects in the transmission occurring in the course of furnishing service or facilities, and not caused by the negligence of its employees or its agents, shall be determined by the Commission or a court of competent jurisdiction pursuant to SDCL 49-13-1 and 49-13-1.1.
- 2.3.2 The Company shall be indemnified and held harmless by the customer against:
- (A) Claims for libel, slander, or infringement of copyright arising out of the material, data, information, or other content transmitted over the Company's facilities.
  - (B) All other claims arising out of any act or omission of the customer in connection with any service or facility provided by the Company.
- 2.3.3 The included tariff language does not constitute a determination by the SDPUC that a limitation of liability imposed by the Company should be upheld in a court of law. Acceptance for filing by the Commission recognizes that it is a court's responsibility to adjudicate negligence and consequential damage claims. It is also the court's responsibility to determine the validity of the exculpatory clause.

---

ISSUED: \_\_\_\_\_

By:

Margaret Currie, President  
1 Chase Corp Drive, Suite 490  
Birmingham, AL 35244

EFFECTIVE: \_\_\_\_\_

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

<b>IN THE MATTER OF THE APPLICATION OF )</b>	<b>ORDER GRANTING</b>
<b>MIKO TELEPHONE COMMUNICATIONS, INC. )</b>	<b>CERTIFICATE OF</b>
<b>FOR A CERTIFICATE OF AUTHORITY TO )</b>	<b>AUTHORITY</b>
<b>PROVIDE INTEREXCHANGE )</b>	
<b>TELECOMMUNICATIONS SERVICES IN )</b>	<b>TC03-039</b>
<b>SOUTH DAKOTA )</b>	

On January 24, 2003, 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 Miko Telephone Communications, Inc. (Miko).

Miko proposes to provide 1+ long distance and calling card service to residential customers on a resale basis. A proposed tariff was filed by Miko. The Commission has classified long distance service as fully competitive.

On January 30, 2003, the Commission electronically transmitted notice of the filing and the intervention deadline of February 14, 2003, to interested individuals and entities. No petitions to intervene or comments were filed and at its March 4, 2003, meeting, the Commission considered Miko's request for a certificate of authority. Commission Staff recommended granting a certificate of authority, subject to the condition that Miko 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 Miko has met the legal requirements established for the granting of a certificate of authority. Miko 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 Miko's application for a certificate of authority, subject to the condition that Miko 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 Miko's application for a certificate of authority to provide interexchange telecommunications services is hereby granted effective March 26, 2003, subject to the condition that Miko 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 Miko shall file informational copies of tariff changes with the Commission as the changes occur.

Dated at Pierre, South Dakota, this 7<sup>th</sup> day of March, 2003.

<b>CERTIFICATE OF SERVICE</b>
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: <u><i>Delaine Kalbo</i></u>
Date: <u>3/11/03</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

*Robert K. Sahr*

ROBERT K. SAHR, Chairman

*Gary Hanson*

GARY HANSON, Commissioner

*James A. Burg*

JAMES A. BURG, Commissioner

# SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

---

## *CERTIFICATE OF AUTHORITY*

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

Authority was Granted effective March 26, 2003  
Docket No. TC03-039

*This is to certify that*

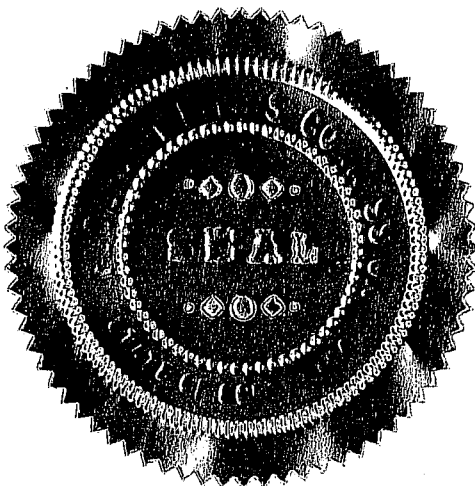
**MIKO TELEPHONE COMMUNICATIONS, INC.**

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 7<sup>th</sup> day of March, 2003.

**SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION:**

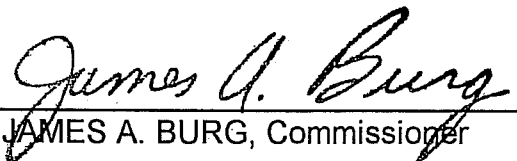




ROBERT K. SAHR, Chairman



GARY HANSON, Commissioner



JAMES A. BURG, Commissioner

POWELL  
GOLDSTEIN  
FRAZER &  
MURPHY LLP  
ATTORNEYS AT LAW

ATLANTA ■ WASHINGTON

DIRECT DIAL: (202) 624-3927  
RGALBREATH@PGFM.COM

March 12, 2003

**RECEIVED**

MAR 13 2003

Via Federal Express

Keith Senger, Utility Analyst  
South Dakota Public Utilities Commission  
500 East Capitol Avenue  
Pierre, SD 57501-5070

**SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION**

Re: SDPUC Docket TC03-039 – Application of Miko Telephone Communications, Inc.

Dear Mr. Senger:

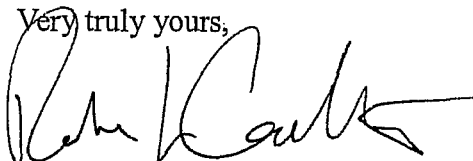
I am writing to inform you of a change of address of Miko Telephone Communications, Inc. The new information is as follows:

Miko Telephone Communications, Inc.  
2100 SouthBridge Parkway, Suite 650  
Birmingham, AL 35209  
205-414-7597  
205-414-7400 (fax)  
[miko@mikotelcom.net](mailto:miko@mikotelcom.net)

According to the minutes of the March 4, 2003 Commission meeting, Miko has been granted a certificate to provide interexchange services in South Dakota, with restrictions, effective March 26, 2003. I am taking the liberty to enclose a corrected tariff for Miko's services that contains both the new address and an effective date corresponding with the Commission's decision.

Thank you for your assistance in this process. Feel free to contact me directly if you have any questions regarding this matter.

Very truly yours,



Robert L. Galbreath

For Powell, Goldstein, Frazer & Murphy LLP

RLG/ft  
Encl.