

TC04-126

KC/MS

TC04-126

DOCKET NO.

In the Matter of IN THE MATTER OF THE FILING BY  
MIDSTATE TELECOM, INC. FOR  
APPROVAL OF REVISIONS TO ITS  
INTRASTATE SWITCHED ACCESS  
TARIFF

Public Utilities Commission of the State of South Dakota

DATE	MEMORANDA
7/2 04	Filed andocketed;
7/8 04	Stably filing;
8/4 04	Revised tariff pages;
8/26 04	Order approving tariff;
8/26 04	ocket Closed.

**MIDSTATE**  
**COMMUNICATIONS**120 EAST FIRST • P.O. BOX 48 • KIMBALL, SD 57355-0048  
PHONE (605) 778-6221 • FAX (605) 778-8080

July 1, 2004

**RECEIVED**

JUL 02 2004

**SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION**Pam Bonrud, Executive Director  
SD Public Utilities Commission  
500 East Capitol Ave.  
Pierre, SD 57501-5070RE: MIDSTATE TELECOM, INC. (MTI) INTRASTATE SWITCHED ACCESS REVISED  
TARIFF PAGES

Dear Ms. Bonrud:

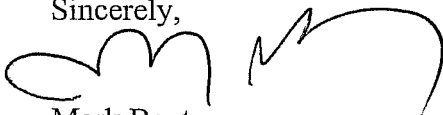
Enclosed please find an original and 10 copies of revised pages to MTI's Switched Access Tariff No. 1 which are submitted for Commission approval. MTI has proposed an effective date of August 1, 2004. MTI's revised tariff rates are based on a statewide average in accordance with ARSD 20:10:27:12.

As you are aware, MTI was granted exemption from developing intrastate switched access rates based on company specific costs per the PUC order in docket TC02-032 dated May 16, 2002. Therefore, MTI respectfully requests that the Commission approve its revised Intrastate switched access tariff pages.

If you have any questions, please contact me at (605) 778-6221 or Wendy Harper of Vantage Point Solutions at (605) 995-1756.

Thank you in advance for your consideration of this request.

Sincerely,

Mark Benton  
General Manager

Enclosures

Cc: Wendy Harper, Vantage Point Solutions

SOUTH DAKOTA SWITCHED ACCESS SERVICES

A. CONCURRENCE IN RATES, TERMS AND CONDITIONS OF LOCAL  
EXCHANGE CARRIER ASSOCIATION, INC. TARIFF NO. 1

1. Midstate Telecom, Inc. concurs in the rates, terms and conditions, except as noted below, of Local Exchange Carrier Association, Inc. Tariff No. 1 governing Intrastate Access Service as filed by the Local Exchange Carrier Association, Inc. in the State of South Dakota. Midstate Telecom, Inc. concurs in the current Local Exchange Carrier Association, Inc. Tariff No. 1 as of July 1, 2004 as shown by the attached TARIFF CHECKLIST pages. The only exceptions to this concurrence are the attached pages 17-1 and 17-4, which replace the current Local Exchange Carrier Association, Inc. Tariff No. 1 pages 17-1 and 17-4. (T)
2. Midstate Telecom, Inc. hereby expressly reserves the right to cancel or void this statement of concurrence at any time consistent with state law and the best interests of Midstate Telecom, Inc. by filing a replacement tariff with the South Dakota Public Utilities Commission.

SOUTH DAKOTA SWITCHED ACCESS SERVICES

17. Rates and Charges

17.1 Common Line Access Service

17.1.1 Carrier Common Line Access Service

Rate

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

Per Access Minute

\$0.0550 (I)

17.1.2 Reserved for Future Use

SOUTH DAKOTA SWITCHED ACCESS SERVICES

17. Rates and Charges (Cont'd)

17.2	<u>Switched Access Service</u>	
	17.2.1 <u>Nonrecurring Charges</u>	<u>Rate</u>
	(A) <u>Local Transport Element- Installation Per Line or Trunk</u>	\$295.00
	(B) <u>Reserved for Future Use</u>	
	(C) <u>Interim NXX Translation Per Order</u>	\$181.00
	Per LATA or Market Area	
	17.2.2 <u>Traffic Sensitive</u>	
	<u>Local Switching (End Office)</u>	
	Per Access Minute	\$0.0232 (I)
	<u>Local Transport</u>	
	Per Access Minute	\$0.0372 (I)
	<u>Network Blocking Per Blocked Call</u>	
	Applies to FGD only	\$0.0271
	<u>8XX Data Base Query Service</u>	
	Per Query	
	Basic	\$0.0079
	Vertical Feature	\$0.0082

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\* New This Issue

Issued: January 6, 2000

Effective: January 15, 2000

By: Dean Anderson  
President  
P.O. Box 920  
Clear Lake, SD 57226

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Issued: November 30, 1998

Effective: January 1, 1999

By: **Dean Anderson**  
 President  
 P.O. Box 920  
 Clear Lake, SD 57226

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Issued: May 4, 2004

Effective: June 4, 2004

By: Jerry Reisenauer  
 President  
 P.O. Box 39  
 Bison, SD 57620



**South Dakota Public Utilities Commission**  
**WEEKLY FILINGS**  
**For the Period of July 1, 2004 through July 7, 2004**

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: 605-773-3201

**CONSUMER COMPLAINTS**

**CN04-001** In the Matter of the Complaint filed by Dan Larson, Meckling, South Dakota, against MidAmerican Energy Company Regarding Improper Disconnection and Requirement to Replace Furnace.

Complainant alleges that MidAmerican Energy was negligent by not taking a carbon monoxide reading before turning the gas off to his house and red-tagging his furnace. Complainant is requesting that MidAmerican reimburse him for the cost of a new furnace, labor, and two electric heaters.

Staff Analyst: Jim Mehlhaff  
Staff Attorney: Karen Cremer  
Date Docketed: 07/07/04

**ELECTRIC**

**EL04-024** In the Matter of the Filing for Approval of an Addendum to Agreement Regarding Assigned Service Area between Codington-Clark Electric Cooperative, Inc. and the City Of Watertown, South Dakota.

On July 6, 2004, Codington-Clark Electric Cooperative, Inc. (Codington-Clark Electric) and the City of Watertown (City) filed a Petition for Approval of Addendum to Agreement Regarding Assigned Service Area. On August 5, 1998, the Commission approved an Agreement between Codington-Clark Electric and the City regarding their assigned service area. The Agreement was for a three year term, which expired on July 23, 2001. The parties entered into an Addendum to that Agreement for the purpose of renewing the Agreement until July 23, 2004. This filing is for approval of a new Addendum to Agreement Regarding Assigned Service Area providing for the extension of the Agreement to July, 23, 2007.

Staff Analyst: Michele Farris  
Staff Attorney: Karen Cremer  
Date Filed: 07/06/04  
Intervention Deadline: 07/23/04

**TELECOMMUNICATIONS**

**TC04-120** In the Matter of the Establishment of Switched Access Revenue Requirement for Golden West Telecommunications Cooperative, Inc.

On July 1, 2004, Golden West Telecommunications Cooperative, Inc., Wall, South Dakota, filed a switched access cost study developing a revenue requirement and minutes of use that are included in the revenue requirement and minutes of use used to determine the switched access rates for the Local Exchange Carriers Association.

Staff Analyst: Keith Senger  
Staff Attorney: Karen Cremer

Date Docketed: 07/01/04  
Intervention Deadline: 07/23/04

**TC04-121 In the Matter of the Establishment of Switched Access Revenue Requirement for Vivian Telephone Company.**

On July 1, 2004, Vivian Telephone Company, Wall, South Dakota, filed a switched access cost study developing a revenue requirement and minutes of use that are included in the revenue requirement and minutes of use used to determine the switched access rates for the Local Exchange Carriers Association.

Staff Analyst: Keith Senger  
Staff Attorney: Karen Cremer  
Date Docketed: 07/01/04  
Intervention Deadline: 07/23/04

**TC04-122 In the Matter of the Establishment of Switched Access Revenue Requirement for Sioux Valley Telephone Company.**

On July 1, 2004, Sioux Valley Telephone Company, Dell Rapids, South Dakota, filed a switched access cost study developing a revenue requirement and minutes of use that are included in the revenue requirement and minutes of use used to determine the switched access rates for the Local Exchange Carriers Association.

Staff Analyst: Keith Senger  
Staff Attorney: Karen Cremer  
Date Docketed: 07/01/04  
Intervention Deadline: 07/23/04

**TC04-123 In the Matter of the Establishment of Switched Access Revenue Requirement for Bridgewater-Canistota Independent Telephone Company.**

On July 1, 2004, Bridgewater-Canistota Independent Telephone Company, Hartford, South Dakota, filed a switched access cost study developing a revenue requirement and minutes of use that are included in the revenue requirement and minutes of use used to determine the switched access rates for the Local Exchange Carriers Association.

Staff Analyst: Keith Senger  
Staff Attorney: Karen Cremer  
Date Docketed: 07/01/04  
Intervention Deadline: 07/23/04

**TC04-124 In the Matter of the Establishment of Switched Access Revenue Requirement for Union Telephone Company.**

On July 1, 2004, Union Telephone Company, Hartford, South Dakota, filed a switched access cost study developing a revenue requirement and minutes of use that are included in the revenue requirement and minutes of use used to determine the switched access rates for the Local Exchange Carriers Association.

Staff Analyst: Keith Senger  
Staff Attorney: Karen Cremer  
Date Docketed: 07/01/04

Intervention Deadline: 07/23/04

**TC04-125 In the Matter of the Establishment of Switched Access Revenue Requirement for West River Telecommunications Cooperative.**

On July 1, 2004, West River Telecommunications Cooperative, Hazen, North Dakota, filed a switched access cost study developing a revenue requirement and minutes of use that are included in the revenue requirement and minutes of use used to determine the switched access rates for the Local Exchange Carriers Association. In accordance with ARSD 20:10:27:10, West River Telecommunications Cooperative requests that the Commission allow the use of GVNW's cost study model as opposed to the Commission model for determining West River Telecommunications Cooperative's revenue requirement.

Staff Analyst: Harlan Best  
Staff Attorney: Karen E. Cremer  
Date Docketed: 07/01/04  
Intervention Deadline: 07/23/04

**TC04-126 In the Matter of the Filing by Midstate Telecom, Inc. for Approval of Revisions to its Intrastate Switched Access Tariff.**

On July 2, 2004, Midstate Telecom, Inc. (MTI) submitted, for approval, revised pages to MTI's Switched Access Tariff No. 1. MTI's revised tariff rates are based on a statewide average in accordance with ARSD 20:10:27:12. MTI was granted exemption from developing intrastate switched access rates based on company specific costs in Docket TC02-032.

Staff Analyst: Michèle Farris  
Staff Attorney: Karen Cremer  
Date Filed: 07/02/04  
Intervention Deadline: 07/23/04

**TC04-127 In the Matter of the Filing by Northern Valley Communications, LLC for Approval of Revisions to its Intrastate Switched Access Tariff.**

On July 2, 2004, Northern Valley Communications (NVC) submitted, for approval, revised pages to NVC's Intrastate Switched Access Tariff No. 1. NVC's revised tariff rates are based on a statewide average in accordance with ARSD 20:10:27:12. NVC was granted exemption from developing intrastate switched access rates based on company specific costs in Docket TC02-170.

Staff Analyst: Michele Farris  
Staff Attorney: Karen Cremer  
Date Filed: 07/02/04  
Intervention Deadline: 07/23/04

**TC04-128 In the Matter of the Filing by Qwest Corporation for Approval of Revisions to its Access Service Tariff**

On July 6, 2004, Qwest Corporation (Qwest) filed a revision to its Access Service Tariff. "These revisions establish a simple easy to understand Expedite Order Charge that will apply when a customer requests a service date that is prior to the standard interval service date or when a customer requests an earlier service date on a pending standard or negotiated interval order. Qwest requests this filing to be effective July 31, 2004."

Staff Analyst: Harlan Best  
Staff Attorney: Karen E. Cremer  
Date Docketed: 07/06/04  
Intervention Deadline: 07/23/04

**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>**

# **MIDSTATE** **COMMUNICATIONS**

120 EAST FIRST • P.O. BOX 48 • KIMBALL, SD 57355-0048  
PHONE (605) 778-6221 • FAX (605) 778-8080

**RECEIVED**

AUG 04 2004

**SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION**

August 3, 2004

Pam Bonrud, Executive Director  
SD Public Utilities Commission  
500 East Capitol Ave.  
Pierre, SD 57501-5070

RE: TC04-126 AMENDMENT - MIDSTATE TELECOM, INC. (MTI) INTRASTATE SWITCHED ACCESS REVISED TARIFF PAGES

Dear Ms. Bonrud:

Enclosed please find an amendment to the original filing in the above docket. This amendment is the result of the LECA filing in Docket TC04-119, which changed the South Dakota average access rate that MTI was adopting in the original filing. With the LECA rate change, MTI herein resubmits revised tariff pages to adopt the new statewide average.

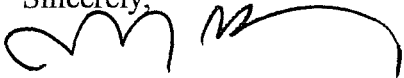
The original and 10 copies of revised pages to MTI's Intrastate Switched Access Tariff No. 1 which are submitted for Commission approval are enclosed. MTI's revised tariff rates are based on a statewide average in accordance with ARSD 20:10:27:12. MTI understands that these rates are subject to refund with interest once all LECA member corresponding cost studies are approved by the PUC. MTI has proposed a revised effective date for the amended filing of September 2, 2004.

As you are aware, MTI was granted exemption from developing intrastate switched access rates based on company specific costs per the PUC order in docket TC02-032 dated May 16, 2002. Therefore, MTI respectfully requests that the Commission approve its revised Intrastate switched access tariff pages.

If you have any questions, please contact me at (605) 778-6221 or Wendy Harper of Vantage Point Solutions at (605) 995-1756.

Thank you in advance for your consideration of this request.

Sincerely,



Mark Benton  
General Manager

Enclosures

Cc: Wendy Harper, Vantage Point Solutions

SOUTH DAKOTA SWITCHED ACCESS SERVICES

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

SOUTH DAKOTA SWITCHED ACCESS SERVICES

17. Rates and Charges

17.1 Common Line Access Service

17.1.1 Carrier Common Line Access Service

Rate

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

Per Access Minute

\$0.0693 (I)

17.1.2 Reserved for Future Use

SOUTH DAKOTA SWITCHED ACCESS SERVICES

17. Rates and Charges (Cont'd)

17.2 Switched Access Service

17.2.1 Nonrecurring Charges

Rate

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

Per LATA or Market Area

17.2.2 Traffic Sensitive

Local Switching (End Office)

Per Access Minute \$0.0276 (I)

Local Transport

Per Access Minute \$0.0356 (I)

Network Blocking Per Blocked Call

Applies to FGD only \$0.0271

8XX Data Base Query Service

Per Query

Basic \$0.0079

Vertical Feature \$0.0082



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\* New This Issue

Issued: January 6, 2000

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By: Dean Anderson  
President  
P.O. Box 920  
Clear Lake, SD 57226

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By: Dean Anderson  
 President  
 P.O. Box 920  
 Clear Lake, SD 57226

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By: Jerry Reisenauer  
President  
P.O. Box 39  
Bison, SD 57620

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

IN THE MATTER OF THE FILING BY ) ORDER APPROVING TARIFF  
MIDSTATE TELECOM, INC. FOR APPROVAL )  
OF REVISIONS TO ITS INTRASTATE ) TC04-126  
SWITCHED ACCESS TARIFF )

On July 2, 2004, the Public Utilities Commission (Commission) received a filing from Midstate Telecom, Inc. (Midstate) for approval of revisions to its Intrastate Switched Access Tariff No. 1. Midstate states that its revised tariff rates are based on a statewide average in accordance with ARSD 20:10:27:12. These rates are an interim rate based on the statewide average of the cost companies developed in Docket TC04-119.

On July 8, 2004, the Commission electronically transmitted notice of the filing and the intervention deadline of July 23, 2004, to interested individuals and entities. No comments or petitions to intervene were filed.

On August 17, 2004, the Commission considered Midstate's request for approval of revisions to its Intrastate Switched Access Tariff No. 1. Commission Staff recommended approval of the revised tariff rate subject to refund, with interest, should the final rate be lower than the interim rate. The Commission has jurisdiction over this matter pursuant to SDCL 49-31-18, 49-31-19 and ARSD 20:10:27:12. The Commission voted to approve the revisions to Midstate's Intrastate Switched Access Tariff No. 1 subject to refund, with interest, should the final rate be lower than the interim rate. It is therefore

ORDERED, that Midstate's revised Intrastate Switched Access Tariff No. 1 is approved subject to refund, with interest, should the final rate be lower than the interim rate.

Dated at Pierre, South Dakota, this 26<sup>th</sup> day of August, 2004.

<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 facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.
By: <u>Melaine Kallee</u>
Date: <u>8/27/04</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Robert K. Sahr  
ROBERT K. SAHR, Chairman

Gary Hanson  
GARY HANSON, Commissioner