

DakotaComm, LLC
104 4th St
Jefferson, SD 57038

November 4, 2004

Executive Secretary
Public Utilities Commission
Capitol Building, 1st Floor
500 East Capitol Avenue
Pierre, SD 57501-5070

RECEIVED
NOV 09 2004
SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

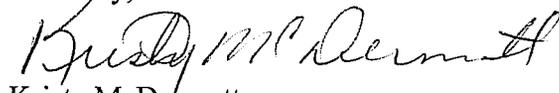
RE: DakotaComm, LLC – Intrastate switched access tariff

Dear Secretary:

DakotaComm, LLC is hereby petitioning the commission pursuant to administrative rule 20:10:27:11 to be exempted from the requirements of developing intrastate switched access rates based on company-specific costs. As a new CLEC in the State of South Dakota, we lack the necessary financial, technical, and managerial resources needed to determine company-specific cost-based intrastate switched access rates and the additional costs associated with developing company-specific cost-based intrastate switched access rates outweigh any benefit to the consumer or customer. We request to opt into the Local Exchange Carriers Association (LECA) rates filed with the commission.

Enclosed is the LECA tariff checklist. If you have any questions or require any additional information please call me at 712.792.3800.

Sincerely,



Kristy McDermott
Director of Regulatory Affairs
DakotaComm, LLC
mcdermot@longlines.com

enclosures

TARIFF CHECKLIST
All Pages Are Original Unless Otherwise Noted

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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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**South Dakota Public Utilities Commission
WEEKLY FILINGS**

For the Period of November 4, 2004 through November 10, 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

TELECOMMUNICATIONS

TC04-216 In the Matter of the Filing for Approval of an Amendment to an Interconnection Agreement between Qwest Corporation and XO Network Services, Inc.

On November 4, 2004, the Commission received a filing for approval of an Amendment to the Interconnection Agreement between Qwest Corporation and XO Network Services, Inc. According to the parties, the Amendment is made in order to add terms and conditions for the Special Request Process. 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 November 24, 2004. Parties to the Amendment may file written responses to the comments no later than twenty days after the service of the initial comments.

Staff Attorney: Sara B. Harens
Date Filed: 11/04/04
Initial Comments Due: 11/24/04

TC04-217 In the Matter of the Filing for Approval of a Reciprocal Interconnection, Transport and Termination Agreement between WWC License LLC and Splitrock Properties, Inc.

On November 8, 2004, the Commission received a filing for the approval of a Reciprocal Interconnection, Transport and Termination Agreement between Splitrock-Properties, Inc. and WWC License LLC. According to the parties, the "Agreement sets forth the terms, conditions and prices under which (a) the Parties' agree to directly interconnect the networks of the CMRS Provider and the Telephone Company for the purposes of the exchange of telecommunications traffic between the Parties' networks or (b) the Parties will transport and terminate the telecommunications traffic originated by the other Party and delivered via the network of a Third Party Provider. This Agreement is not intended to establish any terms, conditions, or pricing applicable to the provisioning of any transiting service." 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 November 29, 2004. 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: Sara B. Harens
Date Filed: 11/08/04
Initial Comments Due: 11/29/04

TC04-218 In the Matter of the Filing for Approval of a Reciprocal Interconnection, Transport and Termination Agreement between WWC License LLC and Roberts County Telephone Cooperative Association

On November 8, 2004, the Commission received a filing for the approval of a Reciprocal Interconnection, Transport and Termination Agreement between Roberts County Telephone Cooperative Association and WWC License LLC. According to the parties, the "Agreement sets forth the terms, conditions and prices under which (a) the Parties' agree to directly interconnect the networks of the CMRS Provider and the Telephone Company for the purposes of the exchange of telecommunications traffic between the Parties' networks or (b) the Parties will transport and terminate the telecommunications traffic originated by the other Party and delivered via the network of a Third Party Provider. This Agreement is not intended to establish any terms, conditions, or pricing applicable to the provisioning of any transiting service." 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 November 29, 2004. 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: Sara B. Harens
Date Filed: 11/08/04
Initial Comments Due: 11/29/04

TC04-219 In the Matter of the Filing for Approval of a Reciprocal Interconnection, Transport and Termination Agreement between WWC License LLC and RC Communications, Inc.

On November 8, 2004, the Commission received a filing for the approval of a Reciprocal Interconnection, Transport and Termination Agreement between RC Communications, Inc. and WWC License LLC. According to the parties, the "Agreement sets forth the terms, conditions and prices under which (a) the Parties' agree to directly interconnect the networks of the CMRS Provider and the Telephone Company for the purposes of the exchange of telecommunications traffic between the Parties' networks or (b) the Parties will transport and terminate the telecommunications traffic originated by the other Party and delivered via the network of a Third Party Provider. This Agreement is not intended to establish any terms, conditions, or pricing applicable to the provisioning of any transiting service." 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 November 29, 2004. 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: Sara B. Harens
Date Filed: 11/08/04
Initial Comments Due: 11/29/04

TC04-220 In the Matter of the Filing for Approval of an Amendment to an Interconnection Agreement between Qwest Corporation and PrairieWave Telecommunications, Inc.

On November 8, 2004, the Commission received a filing for the approval of a Triennial Review Order and USTA II Decision Amendment to the Interconnection Agreement between Qwest Corporation and PrairieWave Telecommunications, Inc. According to the parties, the amendment is made in order to change or add terms and conditions for certain Unbundled Network Elements. Any party wishing to comment on the Amendment may do so by filing written comments with the Commission and the parties to the Amendment no later than November 29, 2004. Parties to the Amendment may file written responses to the comments no later than twenty days after the service of the initial comments.

Staff Attorney: Sara B. Harens
Date Filed: 11/08/04
Initial Comments Due: 11/29/04

TC04-221 In the Matter of the Filing for Approval of a Reciprocal Interconnection, Transport and Termination Agreement between Northern Valley Communications, LLC and CommNet Cellular License Holding LLC d/b/a Verizon Wireless, Missouri Valley Cellular, Inc. d/b/a Verizon Wireless, Eastern South Dakota Cellular, Inc. d/b/a Verizon Wireless and Verizon Wireless (VAW) LLC d/b/a Verizon Wireless.

On November 9, 2004, the Commission received a filing for the approval of a Reciprocal Interconnection, Transport and Termination Agreement between Northern Valley Communications, LLC and Verizon Wireless. According to the parties, the "Agreement sets forth the terms, conditions and prices under which (a) the Parties' agree to directly interconnect the networks of the CMRS Provider and the Telephone Company for the purposes of the exchange of telecommunications traffic between the Parties' networks or (b) the Parties will transport and terminate the telecommunications traffic originated by the other Party and delivered via the network of a Third Party Provider. This Agreement is not intended to establish any terms, conditions, or pricing applicable to the provisioning of any transiting service." 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 November 29, 2004. 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: Sara B. Harens
Date Filed: 11/09/04
Initial Comments Due: 11/29/04

TC04-222 In the Matter of the Filing by DakotaComm, LLC for Approval of its Intrastate Switched Access Tariff and for an Exemption from Developing Company Specific Cost-Based Switched Access Rates.

On November 9, 2004, DakotaComm, LLC filed a petition for Commission approval to be exempt from developing company specific intrastate switched access rates. The petition states that DakotaComm is a new CLEC in South Dakota and it lacks the necessary financial, technical, and managerial resources needed to determine company-specific cost-based intrastate switched access rates. It has requested to opt into the Local Exchange Carriers Association rates filed with the Commission.

Staff Analyst: Michele Farris
Staff Attorney: Karen Cremer
Date Filed: 11/09/04
Intervention Deadline: 11/26/04

TC04-223 In the Matter of the Application of Nationwide Professional Teleservices, LLC for a Certificate of Authority to Provide Interexchange Telecommunications Services in South Dakota.

Nationwide Professional Teleservices, LLC is seeking a Certificate of Authority to provide interexchange telecommunications services in South Dakota. The Applicant intends to resell long

distances services to residential customers throughout South Dakota. The Applicant will provide unlimited intrastate and interstate toll calls for a flat rate of \$39.95 per month.

Staff Analyst: Keith Senger

Staff Attorney: Sara Harens

Date Docketed: 11/10/04

Intervention Deadline: 11/26/04

**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>**

TC04-222

DakotaComm, LLC
104 4th St
Jefferson, SD 57038

November 16, 2004

Executive Secretary
Public Utilities Commission
Capitol Building, 1st Floor
500 East Capitol Avenue
Pierre, SD 57501-5070

RECEIVED

NOV 19 2004

**SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION**

RE: DakotaComm, LLC – Intrastate switched access tariff

Dear Secretary:

DakotaComm, LLC is hereby petitioning the commission pursuant to administrative rule 20:10:27:11 to be exempted from the requirements of developing intrastate switched access rates based on company-specific costs. As a new CLEC in the State of South Dakota, we lack the necessary financial, technical, and managerial resources needed to determine company-specific cost-based intrastate switched access rates and the additional costs associated with developing company-specific cost-based intrastate switched access rates outweigh any benefit to the consumer or customer. Per administrative rule 20:10:27:12 we request to base our intrastate access rates on the costs of all the telecommunications companies with less than 100,000 access lines that determine switched access costs pursuant to chapters 20:10:28 and 20:10:29. Switched access rates for companies exempted pursuant to § 20:10:27:11 are calculated by dividing the sum of switched access revenue requirements for cost companies with less than 100,000 access lines for intraLATA and interLATA intrastate switched access traffic by the sum of switched access minutes for those same cost companies for intraLATA and interLATA intrastate switched access traffic. DakotaComm is aware that these are interim rates and were approved subject to refund.

Enclosed are our rate sheets for the intrastate access elements. If you have any questions or require any additional information please call me at 712.792.3800.

Sincerely,



Kristy McDermott
Director of Regulatory Affairs
mcdermot@longlines.com

SOUTH DAKOTA SWITCHED ACCESS SERVICES

17. Rates and Charges

17.1 Common Line Access Service

17.1 Carrier Common Lines Access Service Rate

Regulations concerning Carrier Common Lines Access
Are set forth in Section 3. Preceding.

Per Access Minute \$0.0693 (I)

17.2 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) Local Transport Element-

Installation Per Line or Trunk

\$295.00

(B) Reserved for Future Use

(C) Interim NXX Translation Per Order

\$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

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

IN THE MATTER OF THE FILING BY)	ORDER GRANTING
DAKOTACOMM, LLC FOR APPROVAL OF ITS)	PETITION FOR WAIVER
INTRASTATE SWITCHED ACCESS TARIFF)	
AND FOR AN EXEMPTION FROM)	TC04-222
DEVELOPING COMPANY SPECIFIC COST-)	
BASED SWITCHED ACCESS RATES)	

On November 9, 2004, the Public Utilities Commission (Commission) received a petition from DakotaComm, LLC (DakotaComm) for approval of its Intrastate Switched Access Tariff No. 1 which is concurrent with the rates, terms, and conditions of the current LECA tariff no. 1, with the exception of the switched access rates, which are based upon a statewide average. Additionally, DakotaComm requested an exemption from the requirement to develop intrastate switched access rates based on company specific costs.

On December 14, 2004, the Commission considered DakotaComm's request for an exemption from developing company specific cost-based switched access rates in accordance with ARSD 20:10:27:11 and for approval of its Intrastate Switched Access Tariff No. 1. Commission Staff recommended approval of the exemption and tariff rate subject to refund, with interest, should the final LECA rate be lower than the currently effective interim rate. The Commission has jurisdiction over this matter pursuant to SDCL 49-31-18, 49-31-19, ARSD 20:10:27:11 and ARSD 20:10:27:12. The Commission voted to grant the petition for exemption from developing company specific cost-based switched access rates pursuant to ARSD 20:10:27:11 and approve DakotaComm's Intrastate Switched Access Tariff No. 1 subject to refund, with interest, should the final rate be lower than the interim rate. The Commission further ordered that DakotaComm, within three years of the date of this Order, file a petition to continue the exemption granted in this proceeding or file cost-based rates. It is therefore

ORDERED, that DakotaComm's petition to be exempt from developing company specific cost-based switched access rates is granted; and it is further

ORDERED, that DakotaComm's Intrastate Switched Access Tariff No. 1 is approved as filed, subject to refund, with interest, should the final rate be lower than the interim rate; and it is further

ORDERED, that DakotaComm shall, within three years of the date of this Order, file a petition to continue the exemption granted in this proceeding or file cost-based intrastate switched access rates.

Dated at Pierre, South Dakota, this 17th day of December, 2004.

CERTIFICATE OF SERVICE
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.
By: <u><i>Alaina Kalbo</i></u>
Date: <u>12/21/04</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Robert K. Sahr
ROBERT K. SAHR, Chairman

Gary Hanson
GARY HANSON, Commissioner