



South Dakota Telecommunications Association

South Dakota Telecommunications Association  
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November 21, 2008

Ms. Patty Van Gerpen, Executive Director  
South Dakota Public Utilities Commission  
500 East Capitol Ave.  
State Capitol Building  
Pierre, SD 57501

RE: Docket TC08-127 (*In the Matter of the Application of Qwest Corporation to Modify Jurisdictional Report Requirements by Establishing a Percent Interstate Usage (PIU) Floor for Unidentified FGD Terminating Traffic*)

Dear Ms. Van Gerpen:

Enclosed for filing in the above referenced docket is a SDTA Petition to Intervene.

As is evidenced by the Certificate of Service, also provided, a copy of this Petition has been provided to Qwest.

Thank you for your assistance in filing this document.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard D. Coit".

Richard D. Coit  
SDTA Executive Director and General Counsel

CC: Susan Henson  
Darla Rogers

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

**IN THE MATTER OF THE APPLICATION )  
OF QWEST CORPORATION TO MODIFY )  
THE JURISDICTIONAL REPORT REQUIRE- ) Docket No. TC08-127  
MENTS IN SECTION 2 BY ESTABLISHING )  
A PERCENTAGE INTERSTATE USAGE (PIU) )  
FLOOR FOR UNIDENTIFIED FEATURE )  
GROUP D (FGD) TERMINATING TRAFFIC )**

**SDTA Petition to Intervene**

The South Dakota Telecommunications Association ("SDTA") hereby petitions the Commission for intervention in the above captioned proceeding pursuant to SDCL 1-26-17.1 and ARSD §§ 20:10:01:15.02, 20:10:01:15.03 and 20:10:01:15.05. In support hereof, SDTA states as follows:

1. SDTA is an incorporated organization representing the interests of numerous cooperative, independent and municipal telephone companies operating throughout the State of South Dakota.

2. On or about October 31, 2008, the Qwest Corporation (Qwest) filed revisions to its "Access Service Tariff" on file with the Commission proposing to modify certain jurisdictional reporting provisions set forth in the tariff and to establish a "Percent Interstate Usage" (PIU) floor for unidentified "Feature Group D" terminating traffic. Specifically, Qwest proposes the following with respect to terminating FGD traffic that does not contain sufficient call detail to identify its jurisdiction (unidentified traffic):

- The first 5% of unidentified terminating traffic will continue to be jurisdictionally assigned based on the carrier's PIU report or, if the carriers has not filed a PIU report, a PIU of 50 (50% interstate – 50% intrastate) will be assigned per the current terms in Section 2.3.10.B.2.c (of the Tariff); and
- Unidentified traffic in excess of the 5% floor will be designated intrastate traffic and charged at Qwest's current South Dakota rates.

3. Each of SDTA's member companies serve as local exchange carriers (LECs) in the State of South Dakota and each of the carriers provides switched access services to other carriers operating in

the State, including terminating switched access services. Like Qwest each of the SDTA member LECs also provides these services pursuant to an access service tariff that is subject to Commission review and approval under the South Dakota statutes and the Commission's administrative rules. While most of the SDTA member companies participate in the LECA switched access tariff, there are a number of SDTA member companies that file separate, company-specific access tariffs with the Commission.

4. All of the SDTA member companies continue to experience problems in sufficiently identifying terminated telecommunications traffic for access billing purposes and, consequently, are interested in the tariff proposals filed by Qwest in this matter.

5. SDTA supports the proposed Qwest tariff revisions and believes that, if approved, the revisions could result in a process usable by other LECs to appropriately classify certain unidentified traffic and appropriately bill telecommunications traffic terminated through established interexchange trunk facilities. Further, the revisions, if approved, would give interexchange carriers and third-party transiting carriers more incentive to cooperate with LECs and provide call detail records, traffic studies or reports that are sufficient to allow an appropriate jurisdictional classification of terminated telecommunications traffic.

6. SDTA seeks intervention herein based on the pecuniary interests of its member LECs that are likely to be affected in some way by the outcome of this proceeding.

7. Based on all of the foregoing, SDTA alleges that it is an interested party in this matter and would seek intervening party status.

Dated this 21st day of November, 2008.

Respectfully submitted:

A handwritten signature in black ink, appearing to read "R. D. Coit", written in a cursive style.

Richard D. Coit, General Counsel

CERTIFICATE OF SERVICE

I hereby certify that an original of the Petition to Intervene, dated November 21st, 2008, filed in PUC Docket TC08-127 was served upon the PUC electronically on that same date, directed to the attention of:

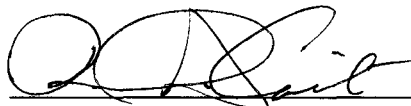
Ms. Patty Van Gerpen  
Executive Director  
South Dakota Public Utilities Commission  
500 East Capitol Avenue  
Pierre, SD 57501

A copy was sent by US Postal Service First Class mail to each of the following individuals:

Darla Pollman Rogers  
Riter Rogers Wattier & Brown  
PO Box 280  
Pierre, SD 57501

Susan Henson, Regulatory Manager  
Qwest Corporation  
1801 California St., Suite 4700  
Denver, Colorado 80202

Dated this 21<sup>st</sup> day of November, 2008.



Richard D. Coit, General Counsel  
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