

TC12-184 - In the Matter of the Application of **Common Point LLC** for  
a Certificate of Authority to Provide Local Exchange Services in South  
Dakota

DATA REQUEST 1

1. Is Common Point LLC requesting a certificate of authority pursuant to ARSD 20:10:24:02 or ARSD 20:10:32:03, or both?

ANSWER: Common Point, LLC does not intend to provide Interexchange Services. Common Point, LLC is submitted an application pursuant to ARSD 20:10:32:03.

2. Regarding page 4, item 8, of the application, is ANPI, LLC, the only subsidiary or affiliate of Common Point LLC? If not, please identify any others.

ANSWER: Applicant has four (4) members listed as follows, with the managing member being ANPI, LLC:

Member	Membership Interest	Voting Interest
Egyptian Internet Services, Inc. 1010 W. Broadway Steeleville, IL 62288	25%	25%
MTCO Communications, Inc. 220 N. Menard St. Metamora, IL 61548	25%	25%
Cass Switch, Inc. 100 Redbud Rd. P.O. Box 230 Virginia, IL 62691	25%	25%
ANPI LLC	25%	25%

3130 Pleasant Run  
Springfield, Illinois 62711

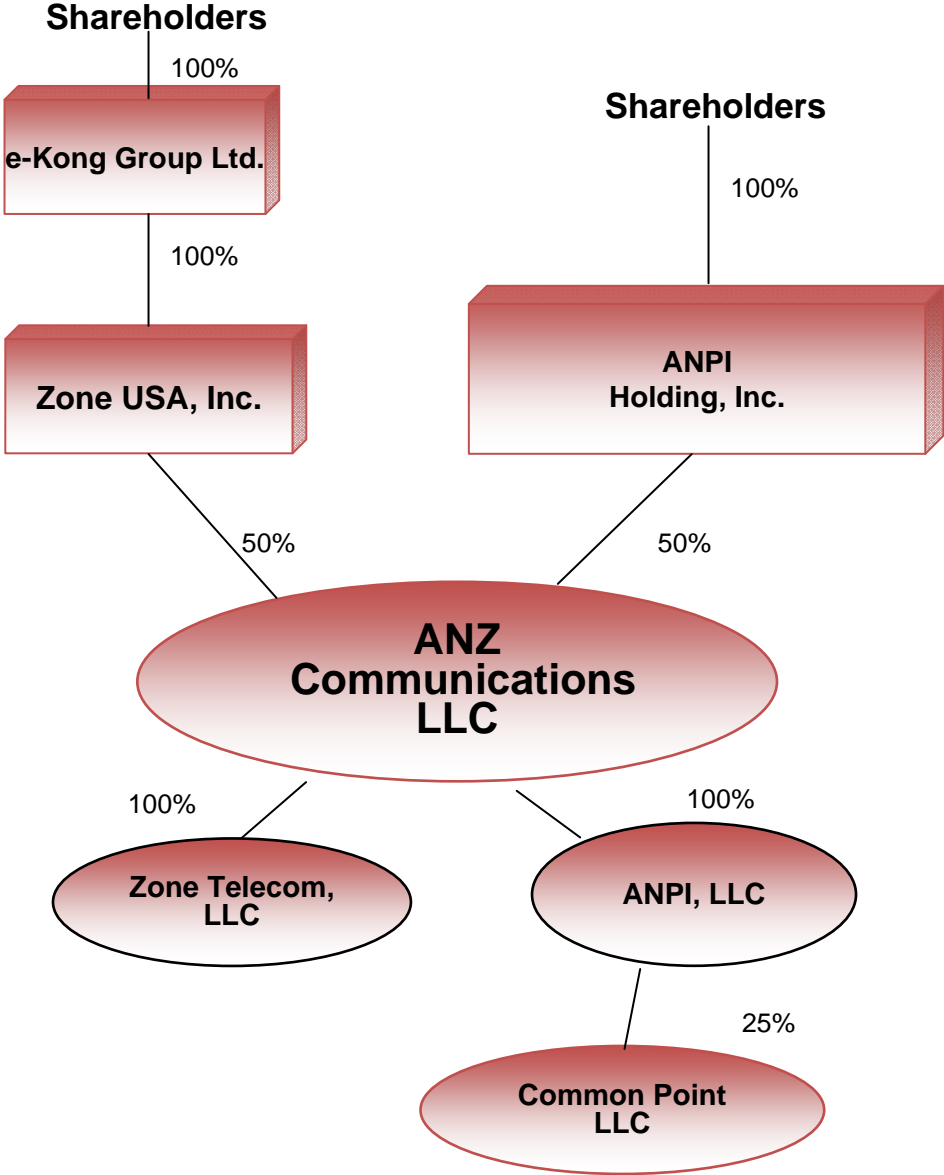
Total

100%

100%

Please see the organizational chart on the following page for a complete overview of Common Point's affiliates and their relationships to each other.

**ANPI-Zone Organizational Chart**



3. Please provide additional information regarding the facilities Common Point LLC intends to utilize in the provision of service which address ARSD 20:10:32:03(8)(b) and (c).

ANSWER: Generally, it appears this rule was intended to apply to companies seeking a Certificate of Authority for the provision of more traditional local exchange services. Common Point, LLC intends to provide switched access services to other telephone companies. The services Common Point, LLC will provide to such companies arguably gives Common Point, LLC access to switched telecommunication services. Certification is only necessary due to that “access” element.

Common Point, LLC’s provision of switched access to other telecommunication companies then facilitates those individual telephone companies ability to terminate calls at an end user premises. Common Point, LLC is not offering any end user services. Common Point, LLC does not have a specific plan at this point regarding how it will provide its intended services. However, prior to entering into any interconnection agreements with any telephone company, Common Point LLC will determine particular details which will then be incorporated into the interconnection agreements.

4. Please provide further detail regarding ARSD 20:10:32:03(9) and ARSD 20:10:32:03(13)(a). More specifically, is the applicant requesting authority to serve in exchanges where the incumbent local exchange company is a rural telephone company or only Century Link exchanges as noted in Exhibit C of the application? If the applicant intends to provide service within the territories of rural telephone companies, please address ARSD 20:10:32:03(15).

ANSWER: Common Point, LLC intends to offer its limited services throughout the state of South Dakota. Common Point, LLC understands rural safeguards are in place to protect the rural incumbent companies from unfair direct competition. As previously explained, however, Common Point, LLC will not directly serve rural incumbent end-user customers. As a result Common Point, LLC is not in direct competition with the rural incumbent companies the rural safeguards are intended to protect.

Common Point LLC intends to offer its service to the rural incumbent companies, subject to the SDN delivery requirements. As a result of Common Point, LLC's service plans, it entered into a stipulation with rural interveners to eliminate any concern regarding the rural safeguards.

Common Point, LLC looks forward to doing business in South Dakota. It does not, however, have any interconnection agreements currently under negotiation. Common Point, LLC hopes to enter into such agreements with a variety of incumbent and competitive local exchange companies.

5. Please provide additional information regarding response to customer complaints and the applicant's ability to perform maintenance to facilities as required by ARSD 20:10:32:03(10)(b).

ANSWER: Common Point does not intend on offering any local exchange services to end-user South Dakota customers. It appears the complaint and quality of service references in this rule pertain to end user customers. Common Point, LLC will not provide the services that obligate it to the referenced rules. Rather, our relationship with our customers (other telephone companies) will be completely bound by the switched access tariff on file with the Commission. The tariff

contains dispute resolution and other complaint provisions. Common Point will follow all tariff provisions as approved by the SD PUC.

6. Regarding ARSD 20:10:32:03(12), would the applicant agree to being restricted by the Commission to not offer any prepaid services (including prepaid calling cards) and not accept or require any deposits or advance payments without prior approval of the Commission?

ANSWER: Yes. Common Point agrees to being restricted by the Commission to not offer any prepaid services to retail end user customers (including prepaid calling cards) and will neither accept nor require any deposits or advance payments without prior approval of the Commission.