

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

**IN THE MATTER OF THE AMENDED
APPLICATION OF INTRADO
COMMUNICATIONS INC. FOR A
CERTIFICATE OF AUTHORITY TO
PROVIDE LOCAL EXCHANGE
SERVICE WITHIN THE STATE OF
SOUTH DAKOTA**

DOCKET NO. TC14-002

JOINT STIPULATION

The parties in the above captioned proceeding, the South Dakota Telecommunications Association (“SDTA”) and Intrado Communications Inc. (“Intrado”) (collectively, the “Parties”), through their respective counsel, hereby submit this Joint Stipulation as a resolution of all prior pending issues. Specifically, through execution of this document, each of the Parties agrees to the following terms:

1. Intrado, as indicated in its Application for a Certificate Authority (“Application”) filed with this Commission on February 20, 2014, intends to provide “9-1-1 emergency services” to government and quasi-government Public Safety Answering Points (PSAPS) in South Dakota.
2. Further, as indicated in the filed Application, Intrado at this time only intends to interconnect with CenturyLink in providing its services and, to date, has not received any requests for service from prospective customers that would require it to enter into interconnection and/or commercial agreements with any rural telephone company.
3. Based on these facts and other facts presented by Intrado in this docket, as part of its Application and in data request responses that have been provided to Commission Staff, the Parties agree that in order for Intrado to provide its 9-1-1 emergency services in South Dakota, it is not necessary for Intrado to have local exchange service authority in rural telephone company service areas at this time.

4. Accordingly, the Parties agree that any Certificate of Authority issued by the Commission in this matter should be subject to the following "rural safeguard" provisions:

Any certificate of authority issued by the Commission based on the currently filed Application shall authorize Intrado Communications to provide local exchange telecommunications service in South Dakota, except in those areas served by a rural telephone company. In the future, should Intrado choose to provide local exchange services in areas served by a rural telephone company, Intrado will need to come before the Commission in another proceeding prior to being able to provide local service in that rural service area, pursuant to 47 U.S.C. § 253(f). This allows the Commission to require a company that seeks to provide service in a rural service area to meet the requirements in 47 U.S.C. § 214(e)(1) for designation as an eligible telecommunications carrier. In addition, the granting of statewide certification will not affect the exemptions, suspensions, and modifications for rural telephone companies found in 47 U.S.C. § 251(f).

5. With this agreement of the Parties, the Parties request the Commission proceed to approve the requested Certificate of Authority with the agreed upon limitations set forth herein.

AGREED AND STIPULATED to this 31st day of October, 2014.

IN WITNESS WHEREOF, the undersigned have caused this Stipulation to be duly executed as of the date hereof.

South Dakota Telecommunications
Association

Signature: 

Name: Richard D. Coit

Title: Executive Director and General Counsel

Date: 10-31-2014

Intrado Communications Inc.

Signature: 

Name: Craig W. Donaldson

Title: SR VP Regulatory and Government
Affairs

Date: 10-28-14