

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

**IN THE MATTER OF THE PETITION OF)
TERRACOM, INC. d/b/a MAXIP TEL FOR DESIGNATION)
AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER) TC23-041
IN THE STATE OF SOUTH DAKOTA FOR)
THE LIMITED PURPOSE OF PROVIDING LIFELINE)
SERVICE IN THE STATE OF SOUTH DAKOTA)**

STIPULATION

This Stipulation is hereby made and agreed to by and between TERRACOM, Inc. (“TERRACOM”), and the South Dakota Telecommunications Association (“SDTA”) (TERRACOM and SDTA are hereinafter referred to individually as a “Party” or collectively as the “Parties”). The Parties request the South Dakota Public Utilities Commission (the “Commission”) incorporate this Stipulation into any Order entered in this Docket.

RECITALS

1. TERRACOM does not currently provide Lifeline service in South Dakota.
2. TERRACOM seeks designation for the purpose of providing wireless Lifeline-only service in South Dakota.
3. TERRACOM resells Commercial Mobile Radio Services (“CMRS”) utilizing the networks of AT&T and T-Mobile.
4. TERRACOM and the SDTA acknowledge that reliable CMRS service may not be available throughout all areas of South Dakota, which is not unique to TERRACOM, but is generally applicable to all wireless ETC’s servicing South Dakota.
5. TERRACOM agrees to limit the scope of its service area consistent with the terms specified herein.

AGREEMENT

1. The Parties agree any ETC designation to result from this docket shall be limited to South Dakota CenturyLink wire centers and shall not extend into any rural service area served by an SDTA member company.
2. If ETC designation is limited to CenturyLink wire centers, SDTA will not raise objection to TERRACOM's designation as an ETC.
3. TERRACOM shall comply with all applicable universal service and Lifeline requirements established by the FCC and the Commission,
4. TERRACOM is required to come before the Commission in another proceeding if it later seeks designation as an eligible telecommunications carrier in any rural telephone company service area.

AGREED AND STIPULATED to this 31st day of AUGUST 2023

/s/ Lance J.M. Steinhart
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/s/ Kara Semmler
Kara Semmler
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CERTIFICATE OF SERVICE

I hereby certify that an original of the Petition for Intervention, dated August 31, 2023, filed in PUC Docket TC23-041 was served upon the PUC electronically, directed to the attention of:

Ms. Patty Van Gerpen, Executive Director
South Dakota Public Utilities Commission
patty.vangerpen@state.sd.us

A copy was also sent by e-mail to each of the following individuals:

Ms. Patricia Van Gerpen Executive Director South Dakota Public Utilities Commission patty.vangerpen@state.sd.us	Ms. Amanda Reiss Staff Attorney amanda.reiss@state.sd.us
Mr. Patrick Steffensen Staff Analyst South Dakota Public Utilities Commission patrick.steffensen@state.sd.us	Kara Semmler, General Counsel South Dakota Telecommunications Association karasemmler@sdtasonline.com

Dated this 31 day of August 2023

/s/ Lance J.M. Steinhart
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