

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

IN THE MATTER OF THE APPLICATION OF )	ORDER DENYING
ITELSA (USA), INC. FOR A CERTIFICATE OF )	CERTIFICATE OF
AUTHORITY TO PROVIDE )	AUTHORITY
TELECOMMUNICATIONS SERVICES IN )	
SOUTH DAKOTA )	TC97-170

On October 27, 1997, the Public Utilities Commission (Commission), in accordance with SDCL 49-31-3 and ARSD 20:10:24:02, received an application for a certificate of authority from ITELSA (USA), Inc. (ITELSA).

ITELSA proposed to become a reseller of interexchange telecommunications services. A proposed tariff was filed by ITELSA. The Commission has classified long distance service as fully competitive.

On October 30, 1997, the Commission electronically transmitted notice of the filing and the intervention deadline of November 14, 1997, to interested individuals and entities. Commission Staff requested additional information from ITELSA on numerous occasions. ITELSA failed to respond to Staff's requests.

No petitions to intervene or comments were filed and at its regularly scheduled June 11, 1998, meeting, the Commission considered ITELSA's request for a certificate of authority. Pursuant to ARSD 20:10:24:03, Commission Staff recommended denial of the application for a certificate of authority due to unresponsiveness to Staff's request for information on the application and a demonstrated financial capability.

The Commission finds that it has jurisdiction over this matter pursuant to Chapter 49-31, specifically 49-31-3 and ARSD 20:10:24:02 and 20:10:24:03. The Commission finds that ITELSA has not met the legal requirements established for the granting of a certificate of authority. ITELSA has not, in accordance with SDCL 49-31-3, demonstrated sufficient financial capabilities to offer telecommunications services in South Dakota. The Commission denies ITELSA's application for a certificate of authority. As the Commission's final decision in this matter, it is therefore

ORDERED, that ITELSA's application for a certificate of authority is hereby denied.

Dated at Pierre, South Dakota, this 19<sup>th</sup> day of June, 1998.

<p><b>CERTIFICATE OF SERVICE</b></p> <p>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 first class mail, in properly addressed envelopes, with charges prepaid thereon.</p> <p>By: <u><i>Alaine Kaelo</i></u></p> <p>Date: <u>6/19/98</u></p> <p align="center">(OFFICIAL SEAL)</p>
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BY ORDER OF THE COMMISSION:

*James A. Burg*  
JAMES A. BURG, Chairman

*Pam Nelson*  
PAM NELSON, Commissioner

*Laska Schoenfelder*  
LASKA SCHOENFELDER, Commissioner

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

IN THE MATTER OF THE APPLICATION OF ) ORDER CLOSING DOCKET  
NEW MEDIA TELECOMMUNICATIONS, INC. )  
FOR A CERTIFICATE OF AUTHORITY TO ) TC97-171  
PROVIDE TELECOMMUNICATIONS SERVICES )  
IN SOUTH DAKOTA )

On October 27, 1997, New Media Telecommunications, Inc. (New Media) filed an application with the Public Utilities Commission (Commission) for a certificate of authority to operate as a telecommunications company within the state of South Dakota.

On May 20, 1998, New Media requested that its request for a certificate of authority be withdrawn.

At its regularly scheduled May 28, 1998, meeting, the Commission considered this matter. The Commission has jurisdiction over this matter pursuant to SDCL 49-31-3 and ARSD Chapter 20:10:24. The Commission found that New Media's request to withdraw its request for a certificate of authority is reasonable and closed the docket. It is therefore

ORDERED that this docket is closed.

Dated at Pierre, South Dakota, this 4<sup>th</sup> day of June, 1998.

<b>CERTIFICATE OF SERVICE</b>
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>Melanie Kelbo</u>
Date: <u>6/5/98</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg  
JAMES A. BURG, Chairman

Pam Nelson  
PAM NELSON, Commissioner

Laska Schoenfelder  
LASKA SCHOENFELDER, Commissioner

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

IN THE MATTER OF THE APPLICATION OF ) ORDER CLOSING DOCKET  
VISTA COMMUNICATIONS, INC. FOR A )  
CERTIFICATE OF AUTHORITY TO PROVIDE ) TC97-173  
TELECOMMUNICATIONS SERVICES IN )  
SOUTH DAKOTA )

On October 31, 1997, the Public Utilities Commission (Commission), in accordance with SDCL 49-31-3 and ARSD 20:10:24:02, received an application for a certificate of authority from Vista Communications, Inc. (Vista).

Vista proposed to offer "a full range of 1+ interexchange telecommunications services on a resale basis. . . [and] to provide MTS, out-WATS, in-WATS and Calling Card Services." Vista did not propose to provide operator services, 900 or 700 services. A proposed tariff was filed by Vista. The Commission has classified long distance service as fully competitive.

On November 6, 1997, the Commission electronically transmitted notice of the filing and the intervention deadline of November 21, 1997, to interested individuals and entities. No petitions to intervene or comments were filed. On July 24, 1998, the Commission received a request from Vista seeking to withdraw its application for a certificate of authority.

On August 4, 1998, at a duly noticed meeting, the Commission considered Vista's request to withdraw its application for a certificate of authority. Commission Staff recommended granting Vista's request to withdraw its application for a certificate of authority.

The Commission finds that it has jurisdiction over this matter pursuant to Chapter 49-31, specifically 49-31-3 and ARSD 20:10:24:02 and 20:10:24:03. The Commission finds that Vista's request to withdraw its application for a certificate of authority is reasonable and unanimously voted to close the docket. It is therefore

ORDERED, that Docket TC97-173 is hereby closed.

Dated at Pierre, South Dakota, this 14<sup>th</sup> day of August, 1998.

<b>CERTIFICATE OF SERVICE</b>
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>Alaine Koels</i></u>
Date: <u>8/14/98</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

*James A. Burg*  
JAMES A. BURG, Chairman

*Pam Nelson*  
PAM NELSON, Commissioner

*Laska Schoenfelder*  
LASKA SCHOENFELDER, Commissioner

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

IN THE MATTER OF THE FILING BY U S WEST ) COMMUNICATIONS, INC. FOR REVISIONS TO ) ITS EXCHANGE AND NETWORK SERVICES ) TARIFF )	ORDER APPROVING REVISIONS TO TARIFF  TC97-175
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On October 31, 1997, the South Dakota Public Utilities Commission (Commission) received a filing by U S WEST Communications, Inc. (U S WEST) regarding revisions to its exchange and network services tariff. The purpose of this filing is to revise language for termination liability charges in the General Regulations.

The following tariff sheets were filed with regard to the Exchange and Network Services Tariff:

<u>Section</u>	<u>Page</u>	<u>Release</u>
2	19.1	2

At its duly noticed meeting on January 8, 1998, the Commission considered this matter.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31 and ARSD Article 20:10. The Commission unanimously voted to approve the above revisions to U S WEST's Exchange and Network Services Tariff. It is therefore

ORDERED, that the Commission approves U S WEST's revisions to its Exchange and Network Services Tariff as described above.

Dated at Pierre, South Dakota, this 13<sup>th</sup> day of January, 1998.

<b>CERTIFICATE OF SERVICE</b>
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>William Koelbo</i></u>
Date: <u>1/13/98</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

*James A. Burg*  
JAMES A. BURG, Chairman

*Pam Nelson*  
PAM NELSON, Commissioner

*Laska Schoenfelder*  
LASKA SCHOENFELDER, Commissioner