

Telecommunications Orders - Issued 1997

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

IN THE MATTER OF THE APPLICATION OF) CLARITY TELECOM LD NETWORK) SERVICES, INC. FOR A CERTIFICATE OF) AUTHORITY TO PROVIDE) TELECOMMUNICATIONS SERVICES IN) SOUTH DAKOTA	ORDER GRANTING CERTIFICATE OF AUTHORITY TC97-128
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On July 10, 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 Clarity Telecom LD Network Services, Inc. (Clarity).

Clarity intends to resell interLATA and intraLATA interexchange services in South Dakota as a switchless, non-facilities-based reseller of long distance services including switched and dedicated inbound and outbound services to employees of Clarity and commercial customers. It will also provide calling cards and directory assistance services. A proposed tariff was filed by Clarity. The Commission has classified long distance service as fully competitive.

On July 10, 1997, the Commission electronically transmitted notice of the filing and the intervention deadline of July 25, 1997, to interested individuals and entities. No petitions to intervene or comments were filed and a regularly scheduled September 9, 1997, meeting, the Commission considered Clarity's request for a certificate of authority. Commission Staff recommended granting a certificate of authority, subject to the condition that Clarity not offer a prepaid calling card or require deposits or advance payments without prior approval of the Commission.

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 Clarity has met the legal requirements established for the granting of a certificate of authority. Clarity has, in accordance with SDCL 49-31-3, demonstrated sufficient technical, financial and managerial capabilities to offer telecommunications services in South Dakota. The Commission approves Clarity's application for a certificate of authority, subject to the condition that Clarity not offer a prepaid calling card or require deposits or advance payments without prior approval of the Commission. As the Commission's final decision in this matter, it is therefore

ORDERED, that Clarity's application for a certificate of authority is hereby granted, subject to

the condition that Clarity not offer a prepaid calling card or require deposits or advance payments without prior approval of the Commission. It is

FURTHER ORDERED, that Clarity shall file informational copies of tariff changes with the Commission as the changes occur.

Dated at Pierre, South Dakota, this 17th day of September, 1997.

<p style="text-align: center;">CERTIFICATE OF SERVICE</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: _____</p> <p>Date: _____</p> <p style="text-align: center;">(OFFICIAL SEAL)</p>	<p>BY ORDER OF THE COMMISSION:</p> <p>_____</p> <p>JAMES A. BURG, Chairman</p> <p>_____</p> <p>PAM NELSON, Commissioner</p> <p>_____</p> <p>LASKA SCHOENFELDER, Commissioner</p>
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