

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

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| IN THE MATTER OF THE APPLICATION OF )      | ORDER GRANTING |
| NETEL, INC. D.B.A TEL3 FOR A CERTIFICATE ) | CERTIFICATE OF |
| OF AUTHORITY TO PROVIDE )                  | AUTHORITY      |
| TELECOMMUNICATIONS SERVICES IN )           |                |
| SOUTH DAKOTA )                             | TC98-095       |

On May 1, 1998, 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 NeTeL, Inc. d.b.a. TEL3 (NeTeL).

NeTeL proposes to offer intrastate interexchange service to customers through resale of such services. Those services will include outbound/inbound switched services and travel card services to and from all points within South Dakota. A proposed tariff was filed by NeTeL. The Commission has classified long distance service as fully competitive.

On May 7, 1998, the Commission electronically transmitted notice of the filing and the intervention deadline of May 22, 1998, to interested individuals and entities. No petitions to intervene or comments were filed and at its regularly scheduled June 11, 1998, meeting, the Commission considered NeTeL's request for a certificate of authority. Commission Staff recommended granting 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 NeTeL has met the legal requirements established for the granting of a certificate of authority. NeTeL 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 NeTeL's application for a certificate of authority. As the Commission's final decision in this matter, it is therefore


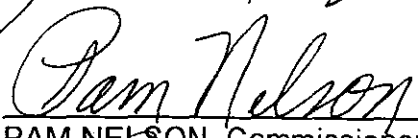
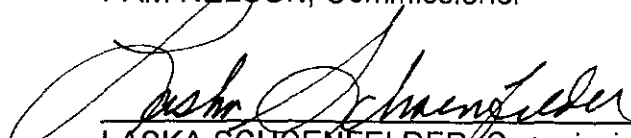
ORDERED, that NeTeL's application for a certificate of authority is hereby granted, effective July 1, 1998. It is

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

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

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| <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 first class mail, in properly addressed envelopes, with charges prepaid thereon. |
| By: <u>    Arlaine Koeb    </u>  |
| Date: <u>    6/19/98    </u>   |
| (OFFICIAL SEAL)  |

BY ORDER OF THE COMMISSION:

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| <br>_____<br>JAMES A. BURG, Chairman          |
| <br>_____<br>PAM NELSON, Commissioner         |
| <br>_____<br>LASKA SCHOENFELDER, Commissioner |