

- (3) If an existing or new customer contacts the LEC to pick or change its intraLATA carrier, the LEC may not market its products or services on that same call but may answer customer initiated questions;
- (4) Directory assistance calls are not required to be subject to presubscription;
- (5) The Commission will allow a thirty day window for solicitation of customers prior to implementation and a LEC may wait until the date of implementation to accept intraLATA PICs;
- (6) If a new customer does not indicate a preference for a carrier, the LEC must comply with 47 C.F.R. § 51.209(c) which prohibits the automatic assignment of a customer's intraLATA toll traffic;
- (7) A LEC shall send notice of the availability of dialing parity regardless of whether it has received any Access Service Requests;
- (8) In addition to its customer notification letter, each LEC shall provide a list of companies the customer can choose from and the companies' toll free numbers;
- (9) In the customer notification letter, if the customer wants to change its existing carrier, the customer shall be told to contact the carrier it wants to change to instead of the LEC;
- (10) The first sentence and fourth paragraph of AT&T's customer notification letter are not competitively neutral and shall be revised or deleted;
- (11) Each plan shall address the issue of payphones.

Each LEC that filed a plan that does not meet these requirements shall re-file a new plan consistent with these requirements by Friday, June 18, 1999.

With respect to U S WEST's request to reclassify its toll services as fully competitive, the Commission finds that in order to reclassify a service, the procedures as outlined in SDCL 49-31-3.2 must be followed. Thus, U S WEST's request to reclassify its toll services from emerging competitive to fully competitive is denied.

The Commission further orders the LECs that have failed to notify the Commission of whether they currently provide intraLATA dialing parity to submit written notification prior to June 22, 1999.

It is therefore

ORDERED, that each LEC that filed a plan that does not meet the above-listed requirements shall re-file a new plan consistent with these requirements by Friday, June 18, 1999; and it is

FURTHER ORDERED, that U S WEST's request to reclassify its toll services from emerging competitive to fully competitive is denied; and it is

FURTHER ORDERED, that LECs that have failed to notify the Commission of whether they currently provide intraLATA dialing parity shall submit written notification prior to June 22,

1999.

Dated at Pierre, South Dakota, this 15th day of June, 1999.

CERTIFICATE OF SERVICE

BY ORDER OF THE COMMISSION:

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: _____

Date: _____

(OFFICIAL SEAL)

JAMES A. BURG, Chairman

PAM NELSON, Commissioner

LASKA SCHOENFELDER,
Commissioner