

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

IN THE MATTER OF THE APPLICATION OF)
NETLOJIX TELECOM, INC. FOR A)
CERTIFICATE OF AUTHORITY TO PROVIDE)
TELECOMMUNICATIONS SERVICES IN)
SOUTH DAKOTA)

ORDER GRANTING
CERTIFICATE OF
AUTHORITY

TC99-108

On November 23, 1999, 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 NetLojix Telecom, Inc. (NetLojix).

NetLojix proposes to provide resold intrastate interexchange telecommunications services. These services will include direct dialed 1+ service, inbound/outbound message telecommunications service, switched and dedicated services, toll free and post-paid calling service to and from all points within South Dakota. A proposed tariff was filed by NetLojix. The Commission has classified long distance service as fully competitive.

On November 24, 1999, the Commission electronically transmitted notice of the filing and the intervention deadline of December 10, 1999, to interested individuals and entities. No petitions to intervene or comments were filed and at its December 28, 1999, meeting, the Commission considered NetLojix's request for a certificate of authority. Commission Staff recommended granting a certificate of authority, subject to the condition that NetLojix not offer a prepaid calling card or require deposits or advance payments without prior approval of the Commission. Commission Staff further recommended a waiver of ARSD 20:10:24:02(8).

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-31, specifically 49-31-3 and ARSD 20:10:24:02 and 20:10:24:03. The Commission finds that NetLojix has met the legal requirements established for the granting of a certificate of authority. NetLojix has, in accordance with SDCL 49-31-3, demonstrated sufficient technical, financial and managerial capabilities to offer telecommunications services in South Dakota. Further, the Commission finds that there is good cause to waive ARSD 20:10:24:02(8). The Commission approves NetLojix's application for a certificate of authority, subject to the condition that NetLojix 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 NetLojix's application for a certificate of authority is hereby granted, effective January 23, 2000, subject to the condition that NetLojix not offer a prepaid calling card or require deposits or advance payments without prior approval of the Commission. It is

FURTHER ORDERED, that the Commission finds good cause to waive ARSD 20:10:24:02(8). It is

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

Dated at Pierre, South Dakota, this 12th day of January, 2000.

CERTIFICATE OF SERVICE

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: Delaine Kalbo

Date: 1/13/00

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner