

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

**IN THE MATTER OF THE FILING BY U S WEST )  
COMMUNICATIONS, INC. FOR APPROVAL OF )  
A LOCAL INTERCONNECTION AGREEMENT )  
BETWEEN U S WEST COMMUNICATION, INC. )  
AND COMPUTER BUSINESS SCIENCES, INC. )**

**ORDER APPROVING  
WITHDRAWAL OF  
AGREEMENT**

**TC99-059**

On June 11, 1999, the South Dakota Public Utilities Commission (Commission) received a filing from U S WEST Communications, Inc. (U S WEST) for approval of a negotiated interconnection agreement between U S WEST and Computer Business Sciences, Inc. (CBS) pursuant to 47 U.S.C. §§ 252(a)(1) and 252(e).

On June 17, 1999, the Commission electronically transmitted notice of this filing to interested individuals and entities. The notice stated that any person wishing to comment on the parties' request for approval had until July 7, 1999, to do so. Parties to the agreement had until twenty days of the date of service of these comments to file their written responses to the comments. No parties filed comments. Commission Staff communicated with CBS on June 17, 1999, and August 5, 1999, about the necessity that CBS have a certificate of authority issued by the Commission in order to provide telecommunications services in South Dakota. On August 10, 1999, CBS requested that the agreement be withdrawn as "CBS has no current plans to do business in the State of South Dakota."

At its duly noticed August 17, 1999, meeting, the Commission considered whether to approve the withdrawal of the interconnection agreement between U S WEST and CBS. Commission Staff recommended approval of the withdrawal.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31, specifically 49-31-81, and the Federal Telecommunications Act of 1996. Upon review of the request for withdrawal, the Commission voted to approve it. It is therefore

ORDERED, that the Commission approves the withdrawal of the interconnection agreement which is the subject of this docket.

Dated at Pierre, South Dakota, this 26<sup>th</sup> day of August, 1999.

**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 facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: Aldine Kalbo

Date: 8/27/99

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg  
JAMES A. BURG, Chairman

Pam Nelson  
PAM NELSON, Commissioner

Laska Schoenfelder  
LASKA SCHOENFELDER, Commissioner