

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

IN THE MATTER OF THE APPLICATION OF)	ORDER GRANTING
AIRESPRING, INC. FOR A CERTIFICATE OF)	CERTIFICATE OF
AUTHORITY TO PROVIDE INTEREXCHANGE)	AUTHORITY
TELECOMMUNICATIONS SERVICES IN)	
SOUTH DAKOTA)	TC04-017

On February 6, 2004, 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 Airespring, Inc. (Airespring).

Airespring proposes to offer resold interexchange long distance services in South Dakota to residential and business customers. A proposed tariff was filed by Airespring. The Commission has classified long distance service as fully competitive.

On February 12, 2004, the Commission electronically transmitted notice of the filing and the intervention deadline of February 27, 2004, to interested individuals and entities. No petitions to intervene or comments were filed and at its May 24, 2004, meeting, the Commission considered Airespring's request for a certificate of authority. Commission Staff recommended granting a certificate of authority, subject to the condition that Airespring not offer any prepaid services (including prepaid calling cards) and not accept or require any 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 Airespring has met the legal requirements established for the granting of a certificate of authority. Airespring 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 Airespring's application for a certificate of authority, subject to the condition that Airespring not offer any prepaid services (including prepaid calling cards) and not accept or require any deposits or advance payments without prior approval of the Commission. As the Commission's final decision in this matter, it is therefore

ORDERED, that Airespring's application for a certificate of authority to provide interexchange telecommunications services is hereby granted, subject to the condition that Airespring not offer any prepaid services (including prepaid calling cards) and not accept or require any deposits or advance payments without prior approval of the Commission. It is

FURTHER ORDERED, that the Commission waives ARSD 20:10:24:02(8).
It is

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

Dated at Pierre, South Dakota, this 2nd day of June, 2004.

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:	_____

Date:	_____

(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

ROBERT K. SAHR, Chairman

GARY HANSON, Commissioner

JAMES A. BURG, Commissioner