

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

IN THE MATTER OF THE REQUEST BY) ORDER GRANTING THE
SOUTH DAKOTA NETWORK, LLC FOR A) WAIVER REQUEST
WAIVER OF A REQUIREMENT TO FILE A)
SWITCHED ACCESS COST STUDY) **TC05-062**

On May 16, 2005, South Dakota Network, LLC (SDN) filed with the Public Utilities Commission (Commission) a request to waive ARSD 20:10:27:07 which requires a company to submit "cost data in support of its switched access service tariff no less than once every three years." "SDN requests a waiver of the cost study requirement because (1) producing such a study is costly and consumes a great deal of time and resources; and (2) SDN does not anticipate raising access rates at this time, although preliminary analysis indicates that a cost study would likely support higher rates."

On May 19, 2005, the Commission electronically transmitted notice of the filing and the intervention deadline of June 3, 2005, to interested individuals and entities.

The Commission has jurisdiction over this matter pursuant to SDCL 1-26-17.1, 49-1A-9, 49-31-12.6, 49-31-18, 49-31-19 and ARSD 20:10:01:15.02, 20:10:01:15.05, 20:10:27:07 and 20:10:27:08.

On June 28, 2005, at its regularly scheduled meeting, the Commission found good cause to grant the requested waiver. It is therefore

ORDERED, that the requested waiver is hereby granted.

Dated at Pierre, South Dakota, this 30th day of June, 2005.

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: <u><i>Helaine Kolbo</i></u>
Date: <u>7/1/05</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Robert K. Sahr
ROBERT K. SAHR, Commissioner

Dustin M. Johnson
DUSTIN M. JOHNSON, Commissioner