

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

IN THE MATTER OF THE APPLICATION OF)	ORDER GRANTING
ACCERIS MANAGEMENT AND ACQUISITION)	CERTIFICATE OF
LLC FOR A CERTIFICATE OF AUTHORITY TO)	AUTHORITY
PROVIDE INTEREXCHANGE)	
TELECOMMUNICATIONS SERVICES IN)	TC05-100
SOUTH DAKOTA)	

On July 6, 2005, 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 Acceris Management and Acquisition LLC (Acceris).

Acceris proposes to offer MTS, in-WATS, out-WATS and calling card services. A proposed tariff was filed by Acceris. The Commission has classified long distance service as fully competitive.

On July 7, 2005, the Commission electronically transmitted notice of the filing and the intervention deadline of July 22, 2005, to interested individuals and entities. No petitions to intervene or comments were filed and at its September 13, 2005, meeting, the Commission considered Acceris' request for a certificate of authority. Commission Staff recommended granting a certificate of authority, subject to the condition that Acceris 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 Acceris has met the legal requirements established for the granting of a certificate of authority. Acceris, 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 Acceris' application for a certificate of authority, subject to the condition that Acceris 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 Acceris' application for a certificate of authority to provide interexchange telecommunications services is hereby granted, subject to the condition that Acceris 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 Acceris shall file informational copies of tariff changes with the Commission as the changes occur.

Dated at Pierre, South Dakota, this 21st day of September, 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 first class mail, in properly addressed envelopes, with charges prepaid thereon.
By: <u><i>Helaine Kalles</i></u>
Date: <u>9/22/05</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