

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

IN THE MATTER OF THE PETITION FOR )	ORDER GRANTING MOTION
ARBITRATION AND APPROVAL OF )	TO DISMISS PETITION FOR
INTERCONNECTION AGREEMENTS )	APPROVAL OF
BETWEEN QWEST CORPORATION AND )	INTERCONNECTION
DAKOTA ELECTRONICS, GOLDEN WEST )	AGREEMENTS TO
TECHNOLOGIES, INC., NEXTEL WEST CORP., )	IMPLEMENT FCC RULING IN
VANTEK COMMUNICATIONS, INC. AND )	T-MOBILE ORDER AS TO
PRIORITY PAGING, INC. )	RESPONDENTS GOLDEN
)	WEST TECHNOLOGIES,
)	INC. AND PRIORITY
)	PAGING, INC.
)	TC06-022

On March 17, 2006, Qwest Corporation (Qwest) filed a petition for an order pursuant to 47 U.S.C. Section 252(b) approving an interconnection agreement between Qwest and each of the Respondents to implement the ruling of the Federal Communications Commission (FCC) *in the Matter of Developing a Unified Intercarrier Compensation Regime, T-Mobile et al. Petition for Declaratory Ruling Regarding Incumbent LEC Wireless Termination Tariffs*, CC Docket 01-92, FCC 05-42, (Released February 24, 2005). Qwest seeks approval of the Type 1 Wireless interconnection agreement with Nextel West Corp. and with Vantek Communications, Inc., consistent with the requirements of 47 U.S.C. Section 252(b). Qwest also seeks arbitration and approval of the Type 1 and Type 2 Paging interconnection agreement with Dakota Electronics, Golden West Technologies, Inc., and Priority Paging, Inc. "The FCC has required Qwest to request and enter interconnection agreements for the termination of wireless traffic, and Qwest has diligently pursued such interconnection agreements with Respondents, without any response...Qwest asks that Respondents be barred from raising any disputed issues in response to this Petition...[I]f the Commission will not approve the agreements, Qwest will be forced to discontinue service to Respondents until an appropriate interconnection agreement can be negotiated, approved, and filed." In accordance with ARSD 20:10:32:30, a non-petitioning party may respond to the petition for arbitration and provide additional information within 25 days after the commission receives the petition.

On March 23, 2006, the Commission electronically transmitted notice of the filing and the intervention deadline of April 11, 2006, to interested individuals and entities. No petitions to intervene or comments were filed.

On April 3, 2006, the Commission received a Motion to Dismiss Petition for Approval of Interconnection Agreements to Implement FCC Ruling in T-Mobile Order as to Respondents Golden West Technologies, Inc. and Priority Paging Inc. from Qwest. On April 11, 2006, the Commission received an Answer of Nextel West Corp. and Motion to Dismiss.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL 49-31-81 and pursuant to 47 U.S.C. § 252.

At its duly noticed April 11, 2006, meeting, the Commission considered this matter. The Commission unanimously voted to grant the Motion to Dismiss Petition for Approval of Interconnection Agreements to Implement FCC Ruling in T-Mobile Order as to Respondents Golden West Technologies, Inc. and Priority Paging Inc. It is therefore

ORDERED, that the Motion to Dismiss Petition for Approval of Interconnection Agreements to Implement FCC Ruling in T-Mobile Order as to Respondents Golden West Technologies, Inc. and Priority Paging, Inc. is granted.

Dated at Pierre, South Dakota, this 25<sup>th</sup> day of April, 2006.

**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: Rebecca Kalbo

Date: 4/27/06

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Robert K. Sahr  
ROBERT K. SAHR, Chairman

Dustin M. Johnson  
DUSTIN M. JOHNSON, Commissioner

Gary Hanson  
GARY HANSON, Commissioner