

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

IN THE MATTER OF THE FILING BY)	ORDER GRANTING
BROOKINGS TELEPHONE D/B/A SWIFTEL)	AMENDED CERTIFICATE
COMMUNICATIONS FOR APPROVAL OF)	OF AUTHORITY AND
REVISIONS TO THE LOCAL EXCHANGE)	ORDER APPROVING
SERVICE TERRITORY FOR THE CITY OF)	REVISED SERVICE
BROOKINGS)	TERRITORY AS A RESULT
)	OF ANNEXATION
)	TC08-033

On March 12, 2008, the Public Utilities Commission (Commission) received a filing from Brookings Telephone d/b/a Swiftel Communications (Swiftel) to revise its franchise service territory map to reflect the new telephone service territory resulting from an annexation by the City of Brookings. On March 24, 2008, the Commission received an amended filing from Swiftel. Swiftel stated that there are no Interstate Telecommunications Cooperative, Inc. customers within the new service territory and Swiftel is not serving customers in the new service territory. Swiftel requested an Amended Certificate of Authority, pursuant to SDCL 49-31-69. Swiftel also requested a waiver of subparagraphs 1 through 8, 10 through 22 and 24 of ARSD 20:10:32:03. The annexation described in Brookings City Resolution No. 111-06 is as follows:

Resolution No. 111-06

The North 1,550 Feet of the W1/2NW1/4 of Section 2, Township 109 North, Range 50 West, Excluding Outlot C in the NW1/4NW1/4 and Lot D of the Christie Addition, Brookings County, South Dakota

On March 13, 2008, the Commission electronically transmitted notice of the filing and the intervention deadline of March 28, 2008, to interested individuals and entities. No petitions to intervene or comments were filed.

On April 8, 2008, at its regularly scheduled meeting, the Commission considered Swiftel's request for approval of a revision to Swiftel's service territory, the request for an Amended Certificate of Authority, and a waiver of subparagraphs 1 through 8, 10 through 22 and 24 of ARSD 20:10:32:03.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-31, specifically 49-31-3 and 49-31-69 and ARSD 20:10:32:03. The Commission finds that Swiftel has met the legal requirements established for the granting of an Amended Certificate of Authority. Swiftel has, in accordance with SDCL 49-31-3 and 49-31-71, 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 subparagraphs 1 through 8, 10 through 22 and 24 of ARSD 20:10:32:03. Further, the Commission finds that pursuant to SDCL 49-31-69, the Amended Certificate of Authority shall be granted, that the proposed revision to Swiftel's service territory is in the public interest and the request shall be granted, and ARSD 20:10:32:03, subparagraphs 1 through 8, 10 through 22 and 24 shall be waived. As the Commission's final decision in this matter, it is therefore

ORDERED, that the request for an Amended Certificate of Authority shall be granted; and it is

FURTHER ORDERED, that the proposed revision to Swiftel's service territory shall be granted; and it is

FURTHER ORDERED, that ARSD 20:10:32:03, parts 1 through 8, 10 through 22 and 24 shall be waived.

Dated at Pierre, South Dakota, this 9th day of April, 2008.

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, electronically.	
By:	<u>Delaine Kolbo</u>
Date:	<u>4/11/08</u>
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Steve Kolbeck
STEVE KOLBECK, Commissioner

Dustin M. Johnson
DUSTIN M. JOHNSON, Commissioner