

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

IN THE MATTER OF THE FILING BY) MCIMETRO ACCESS TRANSMISSION) SERVICES, LLC D/B/A VERIZON ACCESS) TRANSMISSION SERVICES FOR APPROVAL) OF ITS INTRASTATE SWITCHED ACCESS) TARIFF AND FOR AN EXEMPTION FROM) DEVELOPING COMPANY SPECIFIC COST-) BASED SWITCHED ACCESS RATES)	ORDER APPROVING) TARIFF AND GRANTING) PETITION FOR WAIVER) TC08-042
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On April 22, 2008, MCImetro Access Transmission Services, LLC d/b/a Verizon Access Transmission Services (Verizon) filed its South Dakota Tariff No. 2 for Switched Access Services. Verizon requested an effective date for the tariff of May 22, 2008. On May 9, 2008, AT&T of the Midwest, Inc. (ATT) filed for intervention. The Commission granted intervention to ATT on May 20, 2008. On May 21, 2008, Verizon filed a Petition for Exemption under ARSD 20:10:27:11 from Developing Company-Specific Cost-Based Switched Access Rates and for a waiver of ARSD 20:10:27:12. On June 6, 2008, the Commission received revised tariff pages from Verizon.

On June 10, 2008, the Commission considered Verizon's request for approval of its intrastate switched access tariff, an exemption from establishing switched access rates based on company specific costs, a waiver of the use of the formula in ARSD 20:10:27:12, so as to offer rates below that of Qwest Corporation tariffed access rates. The Commission has jurisdiction over this matter pursuant to SDCL 49-31-18, 49-31-19 and ARSD 20:10:27. The Commission voted to grant the petition for exemption from developing company specific cost-based switched access rates pursuant to ARSD 20:10:27:11, grant a waiver of the use of the formula in ARSD 20:10:27:12, so as to offer rates below that of Qwest Corporation tariffed access rates, and approve Verizon's intrastate switched access tariff. It is therefore

ORDERED, that Verizon's petition to be exempt from establishing company specific cost-based switched access rates pursuant to ARSD 20:10:27:11 is granted, a waiver of ARSD 20:10:27:12 is granted, that Verizon be allowed to offer rates equal to or less than that of Qwest Corporation's switched access rates and file adjustments to its switched access rates so long as those adjustments either mirror Qwest Corporation's rates or are lower or until the Commission shall otherwise order, and that Verizon's intrastate switched access tariff is approved, subject to these conditions.

Dated at Pierre, South Dakota, this 19th day of June, 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, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.	
By:	<u>Helaine Kalts</u>
Date:	<u>6/19/08</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