

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

**IN THE MATTER OF THE FILING BY AT&T )  
COMMUNICATIONS OF THE MIDWEST, INC. )  
FOR APPROVAL OF ITS INTRASTATE )  
ACCESS SERVICES TARIFF AND FOR AN )  
EXEMPTION FROM DEVELOPING COMPANY )  
SPECIFIC COST-BASED SWITCHED ACCESS )  
RATES )**

**ORDER APPROVING  
TARIFF AND GRANTING  
PETITION FOR WAIVER**

**TC09-004**

On February 3, 2009, AT&T Communications of the Midwest, Inc. (AT&T) filed for approval of its intrastate access services tariff and for an exemption from developing company specific cost-based switched access rates. AT&T requested an exemption regarding switched access rates as well as a waiver from ARSD 20:10:27:12. On March 5, 2009, the Commission received a revised tariff page from AT&T.

On March 10, 2009, the Commission considered AT&T's request for approval of its intrastate access services 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 and a waiver of ARSD 20:10:27:07. 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, grant a waiver of ARSD 20:10:27:07 and approve AT&T's intrastate access services tariff. It is therefore

ORDERED, that AT&T's petition to be exempt from establishing company specific cost-based switched access rates pursuant to ARSD 20:10:27:11 is granted, that the company's waivers of ARSD 20:10:27:07 and ARSD 20:10:27:12 are granted, that AT&T shall file adjustments to its switched access rates whenever its rates change, or until the Commission shall otherwise order, and that AT&T's intrastate access services tariff is approved, subject to these conditions.

Dated at Pierre, South Dakota, this 18<sup>th</sup> day of March, 2009.

<b>CERTIFICATE OF SERVICE</b>
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><i>Arlaine Kolbo</i></u>
Date: <u>3/18/09</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

*Dustin M. Johnson*  
DUSTIN M. JOHNSON, Chairman

*Steve Kolbeck*  
STEVE KOLBECK, Commissioner

*Gary Hanson*  
GARY HANSON, Commissioner