

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

IN THE MATTER OF THE FILING BY)
MIDCONTINENT COMMUNICATIONS FOR)
APPROVAL OF ITS ACCESS SERVICES TARIFF)

**ORDER APPROVING TARIFF
REVISIONS**

TC12-013

On January 6, 2012, the Public Utilities Commission (Commission) received a filing from Midcontinent Communications (Midcontinent) for approval of revisions to its Access Services Tariff. This filing is intended to replace, in its entirety, Midcontinent's Access Services Tariff currently on file with the Commission. The proposed tariff provisions are filed for the purpose of making the terms and conditions of Midcontinent's intrastate tariff consistent with its interstate tariff, and to implement the intercarrier compensation regime for certain VoIP-PSTN traffic as mandated in the Federal Communications Commission's Report and Order and Further Notice of Proposed Rulemaking, in WC Docket No. 10-90, et al., FCC No. 11-161. The Access Services Tariff, pages 1-52, was filed with regard to this revision.

On January 12, 2012, the Commission electronically transmitted notice of the filing and the intervention deadline of January 27, 2012, to interested individuals and entities. No parties sought intervention. On February 23, March 1, and March 7, 2012, Midcontinent filed Revised Access Service Tariff pages.

At its regularly scheduled meeting of February 28, 2012, the Commission considered this matter. The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31. Commissioner Fiegen moved to defer the docket to the March 13, 2012, meeting so that Midcontinent could make further revisions to its tariff. Commissioner Nelson moved to make a substitute motion to approve the tariff subject to Midcontinent filing further revisions to its tariff. The substitute motion passed 2-1 (Commissioner Fiegen, dissenting). It is therefore

ORDERED, that the Commission approves the above referenced revisions to Midcontinent's Access Services Tariff with an effective date of February 29, 2012, except for pages 45-48 for the sections relating to VoIP-PSTN which have an effective date of December 29, 2011.

Dated at Pierre, South Dakota, this 14th day of March, 2012.

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>[Signature]</u>
Date: <u>3-14-12</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

[Signature]
CHRIS NELSON, Chairman

KRISTIE FIEGEN, Commissioner
(dissenting)

[Signature]
GARY HANSON, Commissioner