

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

IN THE MATTER OF THE FILING BY)	ORDER APPROVING
FIBERCOMM, L.C. FOR APPROVAL OF)	TARIFF REVISIONS
REVISIONS TO ITS TARIFF NO. 2)	
)	TC12-110

On July 5, 2012, the Public Utilities Commission (Commission) received a filing from FiberComm, L.C. (FiberComm) for approval of its revision to its SD P.U.C. Tariff No. 2. The purpose of this filing is to implement the Federal Communications Commission's (FCC) intercarrier compensation reforms as set forth in its Connect America Fund Order (Order), released November 18, 2011.¹ As part of its Order, the FCC adopted "bill-and-keep as the default methodology" and "end state" for all intercarrier compensation traffic, including intrastate traffic. The FCC further adopted a defined "transition path" for moving to this end state. The first reduction mandated by the FCC's Order requires a carrier to reduce its intrastate terminating access rate, if above the carrier's interstate access rate, by 50 percent of the differential between the carrier's intrastate rate and the carrier's interstate access rate. The reduced rates are required to be effective by July 3, 2012.²

FiberComm requested approval of the following tariff pages:

SD P.U.C. Telephone Tariff No. 2

First Revised Sheet 1	Cancels Original Sheet 1
First Revised Sheet 39	Cancels Original Sheet 39
First Revised Sheet 40	Cancels Original Sheet 40
First Revised Sheet 41	Cancels Original Sheet 41

On July 12, 2012, the Commission electronically transmitted notice of the filing and the intervention deadline of July 27, 2012, to interested individuals and entities. No parties filed to intervene.

At its regularly scheduled meeting of July 31, 2012, the Commission considered this matter. The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31. Commission staff recommended approval of all requested tariff revisions. The Commission voted unanimously to approve the requested revisions to FiberComm's SD P.U.C. Telephone Tariff No. 2. It is therefore

¹ *In the Matter of Connect America Fund et al.*, WC Docket Nos. 10-90, et al., Report and Order and Further Notice of Proposed Rulemaking, FCC 11-161 (rel. November 18, 2011).

² *See In the Matter of Connect America Fund et al.*, WC Docket Nos. 10-90, et al., Order, DA 12-870 (rel. June 5, 2012) (allowing effective dates for intrastate filings to be extended from July 1, 2012 to July 3, 2012).

ORDERED, that the Commission approves the above referenced revisions to FiberComm's SD P.U.C. Telephone Tariff No. 2 effective as of July 3, 2012.

Dated at Pierre, South Dakota, this 9th day of August, 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: [Signature]

Date: August 10, 2012

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

[Signature: Chris Nelson]

CHRIS NELSON, Chairman

[Signature: Kristie Fiegen]

KRISTIE FIEGEN, Commissioner

[Signature: Gary Hanson]

GARY HANSON, Commissioner