

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

**IN THE MATTER OF THE PETITION OF IM) ORDER GRANTING WITHDRAWAL
TELECOM, LLC DBA INFINITI MOBILE FOR) WITHOUT PREJUDICE AND
DESIGNATION AS AN ELIGIBLE) CLOSING DOCKET
TELECOMMUNICATIONS CARRIER AND)
WAIVER)** **TC16-001**

On January 19, 2016, the South Dakota Public Utilities Commission (Commission) received a Petition for Designation as an Eligible Telecommunications Carrier in the State of South Dakota (Application) from IM Telecom, LLC dba Infiniti Mobile (Infiniti Mobile). Infiniti Mobile sought ETC designation solely to provide Lifeline service to qualifying South Dakota households; it would not seek access to funds from the federal Universal Service Fund for the purpose of providing service to high-cost areas. Infiniti Mobile requested a waiver of ARSD 20:10:32:43.02 and ARSD 20:10:32:54(1-2).

On January 21, 2016, the Commission electronically transmitted notice of the filing and the intervention deadline of February 5, 2016, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. On February 5, 2016, the South Dakota Telecommunications Association (SDTA) filed a Petition to Intervene. On February 10, 2016, IM Telecom filed an amendment to its Application in regard to service areas. On February 16, 2016, the SDTA filed a letter requesting withdrawal of its Petition to Intervene. On March 2, 2016, the Commission issued an Order Granting Withdrawal of Petition to Intervene. On August 23, 2017, Infiniti Mobile filed a letter requesting to withdraw, without prejudice, its Application.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-31 and ARSD 20:10:01:02.04.

At its regularly scheduled meeting of August 29, 2017, the Commission considered this matter. The Commission voted unanimously to grant the request to withdraw the Application without prejudice and close the docket. It is therefore

ORDERED, that the request to withdraw the Application without prejudice is granted and the docket is closed.

Dated at Pierre, South Dakota, this 1st day of September, 2017.

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 or by mail.
By: <u>Karen E. Bremer</u>
Date: <u>09/01/17</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Kristie Eiegen
KRISTIE EIEGEN, Chairperson

Gary Hanson
GARY HANSON, Commissioner

Chris Nelson
CHRIS NELSON, Commissioner