

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

**IN THE MATTER OF THE FILING BY QWEST)
CORPORATION DBA CENTURYLINK FOR)
APPROVAL OF WAIVER OF THE UTILIZATION)
THRESHOLD REQUIREMENTS IN SIOUX)
FALLS, SOUTH DAKOTA)**

**ORDER GRANTING
WAIVER**

TC12-190

On December 11, 2012, Qwest Corporation dba CenturyLink (CenturyLink) filed with the Public Utilities Commission (Commission) a request for waiver of the utilization threshold requirements outlined in Federal Communications Commission's (FCC's) Number Resource Optimization Orders, FCC 00-429 and FCC 01-362 released in CC Docket No. 99-200, which would allow PA/NeuStar, the Number Pooling Administrator, to provide 1,000 numbers to CenturyLink in the 605 NPA, Sioux Falls Rate Center.

Pursuant to an order issued by the FCC, state commissions were delegated the authority to hear claims that a "safety valve" should be applied when the NANPA or Pooling Administrator denies a request for numbers. *Third Report and Order and Second Order on Reconsideration in CC Docket No. 96-98 and CC Docket No. 99-200*, FCC 01-362, para. 61 (rel. December 28, 2001). A state commission may "direct the NANPA or Pooling Administrator to assign additional numbering resources to carriers that have demonstrated a verifiable need for additional numbering resources...." *Id.* at para. 61.

On December 13, 2012, the Commission electronically transmitted notice of the filing and the intervention deadline of December 17, 2012. No petitions to intervene were filed.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31 and 47 C.F.R. § 52.15(g)(4).

At its regularly scheduled meeting of December 18, 2012, the Commission considered this matter. The matter was deferred in order to receive additional information from CenturyLink. On December 19, 2012, CenturyLink filed additional information regarding the filing. At its regularly scheduled meeting of January 15, 2013, the Commission again considered this matter. The Commission voted unanimously to grant the waiver of utilization threshold requirement in the Sioux Falls, South Dakota rate center. It is therefore

ORDERED, that the waiver of utilization threshold requirement in the Sioux Falls, South Dakota rate center is granted.

Dated at Pierre, South Dakota, this 28th day of January, 2013.

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>01-28-13</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

[Signature]
GARY HANSON, Chairman

[Signature]
CHRIS NELSON, Commissioner

[Signature]
KRISTIE RIEGEN, Commissioner