

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

IN THE MATTER OF THE APPROVAL OF AN)
INTERCARRIER COMPENSATION BILL AND)
KEEP AMENDMENT TO AN INTERCONNECTION)
AGREEMENT BETWEEN MIDSTATE)
COMMUNICATIONS, INC. AND NEW CINGULAR)
WIRELESS PCS, LLC, AND ITS COMMERCIAL)
MOBILE RADIO SERVICE OPERATING)
AFFILIATES, DBA AT&T MOBILITY FOR THE)
STATE OF SOUTH DAKOTA)

**ORDER APPROVING
AMENDMENT TO AGREEMENT**

TC13-005

On January 10, 2013, the Public Utilities Commission (Commission) received a filing pursuant to 47 U.S.C. §§ 251 and 252 for approval of an ICC Bill and Keep Amendment to the Reciprocal Interconnection, Transport and Termination Agreement between New Cingular Wireless PCS, LLC, dba AT&T Mobility (AT&T Mobility) and Midstate Communications.

On January 17, 2013, the Commission electronically transmitted notice of the filing of the amendment to interested individuals and entities. The notice stated that any person wishing to comment on the parties' request for approval had until January 30, 2013, to do so. No comments were filed.

At its February 12, 2013, meeting, the Commission considered whether to approve the negotiated amendment to the agreement between AT&T Mobility and Midstate Communications. Commission Staff recommended approval.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31 and the Federal Telecommunications Act of 1996. In accordance with 47 U.S.C § 252(e)(2), the Commission found that the amendment to the agreement does not discriminate against a telecommunications carrier that is not a party to the amendment and the amendment is consistent with the public interest, convenience, and necessity. The Commission unanimously voted to approve the amendment to the agreement. It is therefore

ORDERED, that the Commission approves the amendment to the interconnection agreement between AT&T Mobility and Midstate Communications.

Dated at Pierre, South Dakota, this 19th day of February, 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><i>Joy Brany</i></u>
Date: <u>2.19.13</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Chris Nelson
CHRIS NELSON, Commissioner

Kristie Riegen
KRISTIE RIEGEN, Commissioner