

TCOD-135



410 East Phillips Avenue
Suite 500, South Dakota 57501-5070
605/374-1200 • Fax 605/374-1110

August 30, 2000

Mr. Bill Bullard
Executive Director
South Dakota Public Utilities Commission
500 East Capitol Avenue
Pierre, SD 57501-5070

RECEIVED
SEP 11 2000
SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

RE: Midcontinent Communications Intrastate Switched Access Tariff and Request for Exemption from Development of Company Specific Cost-Based Rates.

Dear Mr. Bullard:

Enclosed, please find an original and 10 copies of the Midcontinent Communications proposed Intrastate Switched Access Tariff No. 1 submitted by Midcontinent Communications for Commission approval consistent with SDCL-49-31-19. Midcontinent Communications has proposed an effective date of October 1, 2000. Midcontinent Communications' tariff filing is a concurrence in the rates, terms, and conditions of the current LECA Tariff No. 1, with the exception of the switched access rates which are based on a statewide average in accordance with 20:10:27:12.

Midcontinent Communications also petitions the Commission, pursuant to ARSD 20:10:27:11, requesting an exemption from the requirements to develop intrastate switched access rates based on company specific costs.

Midcontinent is a small resell based CLEC providing primarily business customer services in all Qwest Communications South Dakota regions. As a resell based CLEC, Midcontinent Communications does not have historical data, as required by 20:10:27:14, from which to establish company specific cost-based rates. The process of determining such company specific rates would require Midcontinent to accurately predict the number of future business and residential customers, amounts of usage, and allocated investment, expenses, and revenue. Without a historically based customer profile, such estimates and predictions would be impossible to substantiate. Requiring cost based rates at this time would create excessive costs and delays for Midcontinent Communications, and numerous tariff revisions without any benefit to Midcontinent Communications customers.

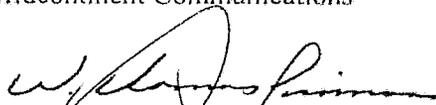
Midcontinent Communications therefore respectfully requests that the Commission set Midcontinent Communications' initial switched access rates consistent with ARSD 20:10:27:11, requiring an average rate of all South Dakota cost companies under 100,000 access lines. Midcontinent Communications will adopt LECA Tariff No. 1 with the current statewide average originating and terminating switched access rates to comply with ARSD 20:10:27:12. Midcontinent Communications' concurrence in the rates, terms and conditions of LECA Tariff No. 1, with the exception of the switched access rates as noted above, is based on the fact that

interexchange carriers and local providers in the state are very familiar with this tariff. Also, this request is consistent with actions previously taken by the Commission on Black Hills Fiber Comm's Intrastate Access Tariff in Docket TC99-031 and Northern Valley Communications' Intrastate Access Tariff in Docket TC99-092. In both cases, the Commission granted the requests.

Midcontinent Communications respectfully requests that the Commission approve this petition for exemption from the development of company specific cost-based switched access rates consistent with ARSD 20:10:27:11, and that the Commission approve Midcontinent Communications Tariff No. 1 as filed, which contains switched access rates consistent with ARSD 20:20:27:12.

Should you have questions, please contact me at (605) 357-5491 or Mary Lohnes at (605) 357-5459. Thank you for your consideration.

Sincerely,
Midcontinent Communications



W. Tom Simmons
Vice President - Telephone Services

CC: Mary Lohnes
David A. Gerdes, May, Adam, Gerdes & Thompson, LLP

SOUTH DAKOTA SWITCHED ACCESS SERVICES

A. CONCURRENCE IN RATES, TERMS AND CONDITIONS OF LOCAL EXCHANGE CARRIER ASSOCIATION, INC. TARIFF NO. 1.

1. Midcontinent Communications, Inc. concurs in the rates, terms and conditions, except as noted below, of Local Exchange Carrier Association, Inc. Tariff No. 1 governing Interstate Access Service as filed by the Local Exchange Carrier Association, Inc. in the State of South Dakota. Midcontinent Communications, Inc. concurs in the current Local Exchange Carrier Association, Inc. in Tariff No. 1 as of August 1, 2000, as shown by the attached TARIFF CHECKLIST pages. The only exceptions to this concurrence are the attached pages 17-1 and 17-4, which replace the current Local Exchange Carrier Association, Inc. Tariff No. 1 pages 17-1 and 17-4.
2. Midcontinent Communications, Inc. hereby expressly reserves the right to cancel or void this statement of concurrence at any time consistent with state law and the best interests of Midcontinent Communications, Inc. by filing a replacement tariff with the South Dakota Public Utilities Commission.

LOCAL EXCHANGE CARRIER ASSOCIATION, INC.

TARIFF NO. 1
2nd Revised Checklist Page 1
Cancels 2nd Revised Checklist Page 1

TARIFF CHECKLIST
All Pages Are Original Unless Otherwise Noted

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LOCAL EXCHANGE CARRIER ASSOCIATION, INC.

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3rd Revised Checklist Page 2
Cancels 2nd Revised Checklist Page 1

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LOCAL EXCHANGE CARRIER ASSOCIATION, INC.

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 13th Revised Checklist Page 3
 Cancels 12th Revised Checklist Page 3

TARIFF CHECKLIST
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* New This Issue

SOUTH DAKOTA SWITCHED ACCESS SERVICES

17. Rates and Charges

17.1 Rates and Charges

17.1.1 Carrier Common Line Access Service

Rate

Regulations concerning Carrier Common Line Access are set forth in Section 3. Preceding.

Per Access Minute

\$0.0320

17.1.2 Reserved for Future Use

SOUTH DAKOTA SWITCHED ACCESS SERVICES

17. Rates and Charges (Cont'd)

17.2 Switched Access Service

17.2.1 Nonrecurring Charges

	<u>Rate</u>
(A) <u>Local Transport Element – Installation Per Line or Trunk</u>	\$295.00
(B) <u>Reserved for Future Use</u>	
(C) <u>Interim NXX Translation Per Order</u>	\$181.00

17.2.2 Traffic Sensitive

Local Switching (End Office)

Per Access Minute \$0.0203

Local Transport

Per Access Minute \$0.0283

Network Blocking Per Blocked Call

Applies to FGD only \$0.0271

8XX Data Base Query Service

Per Query

Basic \$0.0079

Vertical Feature \$0.0082

**South Dakota Public Utilities Commission
WEEKLY FILINGS**

For the Period of September 7, 2000 through September 13, 2000

If you need a complete copy of a filing faxed, overnight expressed, or mailed to you, please contact
Delaine Kolbo within five business days of this filing.
Phone: 605-773-3705 Fax: 605-773-3809

TELECOMMUNICATIONS

TC00-135 In the Matter of the Filing by Midcontinent Communications, Inc. for Approval of its
Intrastate Switched Access Tariff and for an Exemption from Developing Company
Specific Cost-Based Switched Access Rates.

Midcontinent Communications has filed an intrastate switched access tariff concurrent with the rates, terms, and conditions of the Local Exchange Carrier Association (LECA) Tariff No. 1 as of January 1, 1999, with the exception of the switched access rates which are based on a statewide average. Midcontinent Communications has also requested an exemption from the requirement to develop intrastate switched access rates based on company specific costs.

Staff Analyst: Harlan Best
Staff Attorney: Karen Cremer
Date Docketed: 09/07/00
Intervention Deadline: 09/29/00

TC00-136 In the Matter of the Filing by Qwest Corporation for Approval of Revisions to its
Exchange and Network Services Tariff.

Qwest has filed for revisions to its Exchange and Network Services Tariff. These revisions are intended to comply with the FCC Twelfth Report and Order expanding the Federal Lifeline and Link-Up programs for qualifying individuals on tribal lands.

Staff Analyst: Keith Senger
Staff Attorney: Karen Cremer
Date Docketed: 09/07/00
Intervention Deadline: 09/29/00

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You may subscribe or unsubscribe to the PUC mailing lists at <http://www.state.sd.us/puc/>

TC 00-135



410 South Phillips Avenue
Sioux Falls, South Dakota 57104-6824
605/334-1200 • Fax 605/339-4419

October 5, 2000

Mr. Harlan Best
South Dakota Public Utilities Commission
500 East Capitol Avenue
Pierre, SD 57501-5070

RE: Midcontinent Communications Intrastate Switched Access Tariff

Dear Harlan:

Please find enclosed the corrected rate pages for our Switched Access Tariff filing. Thank you for bringing this to my attention and for all your assistance in getting it filed properly.

Sincerely,

A handwritten signature in cursive script, appearing to read "Mary Lohnes".

Mary Lohnes
Regulatory Affairs Manager

Enclosure(s)

RECEIVED
OCT 06 2000
SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

SOUTH DAKOTA SWITCHED ACCESS SERVICES

17. Rates and Charges

17.1 Rates and Charges

17.1.1 Carrier Common Line Access Service

Rate

Regulations concerning Carrier Common Line Access are set
Forth in Section 3. Preceding.

Per Access Minute

\$0.0364

17.1.2 Reserved for Future Use

SOUTH DAKOTA SWITCHED ACCESS SERVICES

17. Rates and Charges (Cont'd)

17.2 Switched Access Service

17.2.1 Nonrecurring Charges

Rate

(A) Local Transport Element –
Installation Per Line or Trunk
\$295.00

(B) Reserved for Future Use

(C) Interim NXX Translation Per Order

\$181.00

17.2.2 Traffic Sensitive

Local Switching (End Office)

Per Access Minute

\$ 0.0210

Local Transport

Per Access Minute

\$ 0.0330

Network Blocking Per Blocked Call

Applies to FGD Only

\$ 0.0271

8XX Data Base Query Service

Per Query

Basic

\$ 0.0079

Vertical Feature

\$ 0.0082

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE FILING BY)
MIDCONTINENT COMMUNICATIONS, INC.)
FOR APPROVAL OF ITS INTRASTATE)
SWITCHED ACCESS TARIFF AND FOR AN)
EXEMPTION FROM DEVELOPING COMPANY)
SPECIFIC COST-BASED SWITCHED ACCESS)
RATES)

ORDER GRANTING
PETITION FOR WAIVER

TC00-135

On September 7, 2000, the Public Utilities Commission (Commission) received a petition from Midcontinent Communications, Inc. (Midcontinent) for approval of its intrastate switched access tariff no. 1 which is concurrent with the rates, terms, and conditions of the current LECA tariff no. 1, with the exception of the switched access rates, which are based upon a statewide average. Additionally, Midcontinent requested an exemption from the requirement to develop intrastate switched access rates based on company specific costs. On October 6, 2000, the Commission received corrected tariff pages 17-1 and 17-4.

On October 17, 2000, the Commission considered Midcontinent's request for approval of its intrastate switched access tariff no. 1 and a waiver from establishing switched access rates based on company specific costs. The Commission has jurisdiction over this matter pursuant to SDCL 49-31-18, 49-31-19, and ARSD 20:10:27:11. The Commission voted to grant the petition for exemption from developing company specific cost-based switched access rates pursuant to ARSD 20:10:27:11 and approve Midcontinent's intrastate switched access tariff no. 1 pursuant to ARSD 20:10:27:12. The Commission further ordered that Midcontinent, within three years of the date of this Order, file a petition to continue the exemption granted in this proceeding or file cost-based rates. The Commission voted to grant the petition for exemption as conditioned herein and approve the tariff. It is therefore

ORDERED, that Midcontinent's petition to be exempt from establishing company specific cost-based switched access rates is granted and its intrastate switched access tariff no. 1, as corrected, is approved; and it is further

ORDERED, that Midcontinent shall, within three years of the date of this Order, file a petition to continue the exemption granted in this proceeding or file cost-based intrastate switched access rates.

Dated at Pierre, South Dakota, this 20th day of October, 2000.

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, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.	
By	<u>Aldine Kalbo</u>
Date	<u>10/23/00</u>
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner