

TC01-052

KY/H⁷

TC01-052

DOCKET NO.

In the Matter of — IN THE MATTER OF THE FILING BY
QWEST CORPORATION FOR
APPROVAL OF REVISIONS TO ITS
ACCESS SERVICE TARIFF

Public Utilities Commission of the State of South Dakota

DATE	MEMORANDA
5/16 01	Filed and Docketed;
5/17 01	Weekly Filing;
6/22 01	Order Approving Tariff Revisions;
6/22 01	Docket Closed.

Qwest Corporation
125 South Dakota Avenue
Sioux Falls, SD 57194

TC01-052



May 14, 2001

Ms. Debra Elofson, Executive Director
Public Utilities Commission
State Capitol Building
Pierre, South Dakota 57501

Dear Ms. Elofson:

Qwest Corporation has attached for Commission approval the following revised pages from our Access Service Tariff.

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The purpose of this filing is to introduce changes dealing with Jurisdictional Report Requirements. The changes have been filed in the interstate tariff and this filing brings state tariff language and processes in line with the interstate filing.

We would appreciate acknowledgment of receipt of this filing. A duplicate copy of this letter is attached for your convenience. If you have any questions, please call me on 605-335-4596.

Sincerely,

Colleen E. Sevold
Manager-Regulatory Affairs

Attachment

Receipt Acknowledged _____
(Date)

By _____, Executive Director
Public Utilities Commission
State of South Dakota

RECEIVED

MAY 18 2001

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

TELECOMMUNICATIONS NEW SERVICES CLASSIFICATION FILING

- 1) Requested Classification: Non-Competitive
 Emerging Competitive
 Fully Competitive

- 2) This service will be offered: Intrastate, IntraLATA
 Intrastate, InterLATA
 Interstate

- 3) Detailed Description of Service: This filing makes changes to the section of the tariff dealing with Jurisdictional Report Requirements. It removes the requirement currently placed on the customer to report Percent Interstate Usage (PIU) on a quarterly basis. PIU enables the appropriate rating of access minutes of use for intrastate access purposes. With this filing, quarterly PIU reporting becomes voluntary.

- 4) Reason for Change: These changes have been filed in the interstate tariff and this filing brings state tariff language and processes in line with the interstate filing.

- 5) Basis for Rates: There are no rate changes involved.

- 6) Quantification of Customer Impact: Affects carriers purchasing switched access

- 7) Proposed Effective Date: July 1, 2001

RECEIVED

MAY 16 2001

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

2. GENERAL REGULATIONS

2.3 OBLIGATIONS OF THE CUSTOMER

2.3.10 JURISDICTIONAL REPORT REQUIREMENTS (Cont'd)

B. Jurisdictional Requirements

The customer must indicate a projected Percent of Interstate Use (PIU) factor in a whole number (i.e., a number 0 - 100) when ordering Switched Access Service in a LATA, including EF and DTT Facilities. When a customer-provided PIU factor is required and the customer has previously submitted a Jurisdictional Report (i.e., Letter on File [LOF]) as set forth in C., following, the LOF PIU factor is required on each Access Service Request (ASR).

1. Feature Group A (FGA) or Feature Group B (FGB) Service

a. FGA to be Resold

Upon ordering FGA Service to be resold, the customer shall state in its initial order a projected PIU factor as set forth in B., preceding. The PIU factor is reported by LATA. When the customer reports a LATA-level PIU factor, the specified percentage applies to all end offices within the LATA.

The projected PIU factor is used by the Company to apportion the originating and terminating usage between interstate and intrastate until a revised report is received as set forth in C., following. The number of access minutes (either the measured minutes or the assumed minutes) is multiplied by the projected PIU factor to develop the interstate access minutes. The number of access minutes minus the developed interstate access minutes is the developed intrastate access minutes. This PIU factor is in addition to the PIU factor as set forth in 3., following.

b. FGA Not to be Resold

For FGA Service not to be resold, the customer shall state in its initial order a projected PIU factor of zero percent (0%) by lineside termination or access service group.

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2. GENERAL REGULATIONS

2.3 OBLIGATIONS OF THE CUSTOMER

2.3.10 JURISDICTIONAL REPORT REQUIREMENTS

B.2. (Cont'd)

c. Terminating FGD Service

When a customer orders terminating FGD, if the Company has sufficient call details to determine the jurisdiction for the call, the Company will bill the call minutes of use according to that jurisdiction.

When terminating call details are insufficient to determine the jurisdiction for the call, the customer may supply the projected PIU factor by LATA[1]. The Company will designate the number obtained by subtracting the projected PIU factor for terminating access minutes from 100 (100 - projected interstate percentage = intrastate percentage) as the intrastate percentage of use. When terminating call details are insufficient to determine the jurisdiction, and the customer does not supply a projected PIU factor by LATA, calls will be billed using a PIU of 50 (50% interstate - 50% intrastate).

[1] When the customer reports a LATA-level PIU factor, the specified percentage applies to all end offices within the LATA.

2. GENERAL REGULATIONS

2.3 OBLIGATIONS OF THE CUSTOMER

2.3.10 JURISDICTIONAL REPORT REQUIREMENTS (Cont'd)

C. Jurisdictional Reports

Except where Company measured access minutes are used as set forth in B.2., preceding, the customer-provided PIU factor will be used until the customer reports a different projected PIU factor based on the following guidelines:

The customer may update the interstate and intrastate PIU factor via jurisdictional report on a quarterly basis. The customer shall report the PIU factor by traffic and service type for each LATA. The customer shall forward to the Company a revised report, to be received no later than fourteen (14) days after the first of January, April, July and October. The revised report shall show the PIU factor for the most current data available, for each service arranged for interstate use. This data shall consist of at least three (3) and no more than twelve (12) consecutive months of data, ending no more than seventy five (75) days earlier than the date the report is due (e.g., for the report due January 15th, the last month of data should be no earlier than October 31). The updated PIU factor shall be based on call detail records. The PIU factor can be based on a statistically valid sample. The PIU factor reported in January, April, July and October will be effective on the bill date of each such month and will serve as the basis for subsequent monthly billing pending the receipt of a revised PIU report.

No prorating or back billing will be done based on the report. However, usage will be billed utilizing the interstate percentage that was in effect at the time the usage was generated.

The customer shall maintain and retain the work papers that show how the interstate percentage was determined and a summary derived from the actual call detail records for a minimum twelve (12) month period which statistically substantiates each interstate percentage provided to the Company. This summary at a minimum shall include month, year, state, traffic type (e.g., originating, terminating, 700, 8XX, 900, etc.) and service type.

(M) Material moved from Page 30.
(M1) Material moved to Page 28.

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2. GENERAL REGULATIONS

2.3 OBLIGATIONS OF THE CUSTOMER

2.3.10 JURISDICTIONAL REPORT REQUIREMENTS

C. Jurisdictional Reports (Cont'd)

The Company may request the actual call detail records or a statistically valid sample of such records, on a prospective basis, not to exceed a consecutive three-month period. The actual call detail records will be used to statistically substantiate the interstate percentage provided to the Company and the process by which it is developed. Such call detail records shall consist of call information, including call terminating address (i.e., called number), call duration, the trunk group number(s), or access line number(s) over which the call is routed and the point at which the call enters the customer's network. The Company will not request such data more than once a year.

(C-M)
(T)
(T)

(M)

If quarterly reports are not supplied by the customer, the following steps will be taken by the Company:

(M1)

1. If the customer does not supply the reports, the Company will assume the PIU factors to be the same as those provided in the last quarterly report. For those cases in which a quarterly report has never been received from the customer, the Company will assume the PIU factors to be the same as those provided in the order for service as set forth in B., preceding. In any case, the Company reserves the right to request actual call detail supporting the customer's reported PIU, as specified preceding.
2. If a quarterly report has never been received from the customer, and the customer failed to report a PIU in the order for service, the Company will designate a fifty percent (50%) interstate percentage beginning with the next billing period. This interstate percentage will be applied until a quarterly PIU report is submitted.
3. The Company will provide to the Commission annual reports on March 1st showing the interstate percentage reported to the Company over the previous calendar year by Switched Access Service customers.

(C)

(C-M1)

(C)

(C)

(D)

(T)

(M) Material moved from Page 30.

(M1) Material moved from Page 27.

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2. GENERAL REGULATIONS

2.3 OBLIGATIONS OF THE CUSTOMER

2.3.10 JURISDICTIONAL REPORT REQUIREMENTS (Cont'd)

D. Jurisdictional Report Dispute and Auditing Procedures

If a billing dispute arises concerning the projected interstate percentage the Company will ask the customer to provide the data the customer uses to determine the projected interstate percentage as described in 1. and 2., following.

I. Switched Access Services

- a. If the Company questions the information provided by the customer in C., preceding, the Company will send a letter to the customer (by certified U. S. Mail, return receipt requested) requesting that the customer contact the Company to discuss and explain their report within thirty (30) days of the Company's request.
- b. If no response is received from the customer, the Company will send a letter to the customer (by certified U. S. Mail, return receipt requested) requesting the work papers and summary as described in C., preceding, used by the customer to substantiate the most recent interstate percentage. The requested information must be submitted by the customer to the Company within thirty (30) days after receipt of the certified letter.
- c. If the customer submits the work papers and summary as requested in b., the Company will review this information within thirty (30) days after receipt of the customer's information.
- d. If after review of the documentation, the Company and the customer establish a revised interstate percentage, the Company will begin using that percentage with the next billing period.
- e. If the Company and the customer do not establish a revised interstate percentage, the Company will begin the procedures as set forth in g., following.
- f. If no response is received from the customer, the Company will begin the auditing procedures as set forth in g., following.

(T)

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2. GENERAL REGULATIONS

2.3 OBLIGATIONS OF THE CUSTOMER

2.3.10 JURISDICTIONAL REPORT REQUIREMENTS

D.1. (Cont'd)

- g. When jurisdictional reports are not provided by the customer or a billing dispute arises, the Company may request an audit. The audit procedures and responsible party(ies) for payment of audit expenses will be determined as follows:
- If the Company and the customer mutually agree upon an independent Certified Public Accountant (CPA) auditing firm and the party(ies) agree to equally share in the payment of audit expenses, both the Company and the customer will be bound by such agreement; or
 - The customer may select an independent CPA auditing firm and pay all audit expenses.
 - If the audit is not conducted as set forth preceding, the Company may select an independent CPA auditing firm and pay all expenses.
- h. The Company will adjust the customer's PIU based upon the audit results. The PIU resulting from the audit shall be applied to the usage for the quarter the audit is completed, the usage for the quarter prior to completion of the audit and the usage for the two (2) quarters following the completion of the audit. After that time, the customer may report a revised PIU pursuant to C., preceding. The Company will implement the revised interstate percentage to the next billing period or quarterly report date, whichever is first.

(M)

(M) Material moved to Pages 27 and 28.

South Dakota Public Utilities Commission
WEEKLY FILINGS
For the Period of May 10, 2001 through May 16, 2001

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

CONSUMER COMPLAINTS

CT01-024 In the Matter of the Complaint filed by Lawrence Blankenhorn, Flandreau, South Dakota, against MCI WorldCom Regarding Unauthorized Switching of Services and Billing for Services.

Complainant alleges that his long distance service was switched without his authorization which resulted in the unauthorized billing. Complainant is asking for \$1,000.00 as provided by South Dakota law.

Staff Analyst: Mary Healy
Staff Attorney: Kelly Frazier
Date Docketed: 05/14/01
Intervention Deadline: N/A

ELECTRIC

EL01-009 In the Matter of the Joint Request for an Electric Service Territory Boundary Change between Xcel Energy and Southeastern Electric Cooperative, Inc.

Xcel Energy and Southeastern Electric Cooperative, Inc. are jointly requesting a change to the existing electric service territory agreement, pursuant to SDCL 49-34A-55. The area in question is in the "Prairie Trails Addition" within the NW 1/4 of Section 35 of Range 51 West, Township 100N, Tea, South Dakota. The existing boundary intersects many of the proposed lots in the addition. The boundary change requested would allow the service territory to follow the proposed lot lines.

Staff Analyst: Michele Farris
Staff Attorney: Karen Cremer
Date Docketed: 05/14/01
Intervention Deadline: 06/01/01

NATURAL GAS

NG01-005 In the Matter of the Filing by Montana-Dakota Utilities Co. for Approval of an Amendment to a Contract with Deviations with Morris Asphalt, Inc.

Application by Montana-Dakota Utilities Co. for approval of an amendment to its contract with deviations with Morris Inc. The filing proposes to revise the calculation of the rate applicable to Morris Inc. The contract would be in effect for an initial period and continue in one year increments until either party furnishes 30 days notice of termination.

Staff Analyst: Heather Forney
Staff Attorney: Kelly Frazier
Date Docketed: 05/14/01
Intervention Deadline: 06/01/01

TC01-051 In the Matter of the Application of Williams & Company Communications, Inc. for a Certificate of Authority to Provide Local Exchange Services in South Dakota.

Williams & Company Communications, Inc. is seeking a Certificate of Authority to provide local exchange and high speed internet access telecommunication services in South Dakota. The applicant intends to provide these services in Qwest exchanges using a combination of its own facilities, leased facilities and resale.

Staff Analyst: Keith Senger
Staff Attorney: Karen Cremer
Date Docketed: 05/15/01
Intervention Deadline: 06/01/01

TC01-052 In the Matter of the Filing by Qwest Corporation for Approval of Revisions to its Access Service Tariff.

On May 16, 2001, Qwest Corporation filed revisions to its Exchange and Network Services Tariff for approval. The purpose of the revisions is to introduce changes dealing with Jurisdictional Report Requirements.

Staff Analyst: Heather Forney
Staff Attorney: Kelly Frazier
Date Docketed: 05/16/01
Intervention Deadline: 06/01/01

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

**IN THE MATTER OF THE FILING BY QWEST) ORDER APPROVING TARIFF
CORPORATION FOR APPROVAL OF) REVISIONS
REVISIONS OF ITS ACCESS SERVICE TARIFF) TC01-052**

On May 16, 2001, the South Dakota Public Utilities Commission (Commission) received a filing from Qwest Corporation (Qwest) for approval of revisions to its Access Service Tariff. The purpose of the revisions is to introduce changes dealing with Jurisdictional Report Requirements.

On May 17, 2001, the Commission electronically transmitted notice of the filing and the intervention deadline of June 1, 2001, to interested individuals and entities. No parties sought intervention.

The following tariff sheets were filed with regard to the Access Service Tariff:

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At its regularly scheduled meeting of June 19, 2001, the Commission considered this matter.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31. The Commission unanimously voted to approve the above revisions to the Access Service Tariff. It is therefore

ORDERED, that the Commission approves the above referenced revisions to the Access Service Tariff, to be effective as of the date of Qwest's FCC tariff revisions.

Dated at Pierre, South Dakota, this 22nd day of June, 2001.

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>Neiline Kalbo</u>
Date	<u>6/25/01</u>
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner