

KY/MY

TC02-182

In the Matter of — IN THE MATTER OF THE
 APPLICATION OF LCR
 TELECOMMUNICATIONS, L.L.C. FOR A
 CERTIFICATE OF AUTHORITY TO
 PROVIDE INTEREXCHANGE
 TELECOMMUNICATIONS SERVICES IN
 SOUTH DAKOTA

Public Utilities Commission of the State of South Dakota

DATE	MEMORANDA
11/7 02	Filed and docketed;
11/14 02	Verbally filing;
1/3 03	Order Granting COA;
1/3 03	Docket Closed.

Lance J.M. Steinhart, P.C.
Attorney At Law
1720 Windward Concourse
Suite 250
Alpharetta, Georgia 30005

RECEIVED

NOV 07 2002

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

Also Admitted in New York
and Maryland

Telephone: (770) 232-9200
Facsimile: (770) 232-9208

November 6, 2002

VIA OVERNIGHT DELIVERY

Mr. William Bullard
Executive Director
South Dakota Public Utilities Commission
500 East Capitol Avenue
Ave-Pierre, SD 57501-5070
(605) 773-3201

Re: LCR TELECOMMUNICATIONS, L.L.C.

Dear Mr. Bullard:

Enclosed please find one original and ten (10) copies of LCR TELECOMMUNICATIONS, L.L.C.'s Application for Registration of a Telecommunications Company.

I have also enclosed a check in the amount of \$250.00 payable to the "South Dakota Public Utilities Commission" for the filing fee, and an extra copy of this cover letter to be date stamped and returned to me in the enclosed self-addressed prepaid envelope.

If you have any questions or if I may provide you with any additional information, please do not hesitate to contact me.

Respectfully submitted,


Lance J.M. Steinhart
Attorney for LCR TELECOMMUNICATIONS, L.L.C.

Enclosures

cc: Mari Demsky

NOV 07 2002

APPLICATION FOR REGISTRATION
OF LCR TELECOMMUNICATIONS, L.L.C. SOUTH DAKOTA PUBLIC
FILED WITH THE UTILITIES COMMISSION
SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE)
APPLICATION OF)
LCR TELECOMMUNICATIONS, L.L.C.)
)
FOR AN ORDER) Docket No.
AUTHORIZING THE REGISTRATION)
OF APPLICANT AS A)
TELECOMMUNICATIONS COMPANY)

APPLICATION

Application is hereby made to the South Dakota Public Utilities Commission for an Order authorizing LCR TELECOMMUNICATIONS, L.L.C. ("Applicant") to register as a telecommunications company within the State of South Dakota. The following information is furnished in support thereof:

1. Name, Address and Telephone Number of Applicant:

LCR TELECOMMUNICATIONS, L.L.C.
20439 Mack Avenue
Grosse Pointe Woods, Michigan 48236
Telephone: (313) 882-7800
Toll-Free Customer Service: (877) 554-7958

2. The name under which the Applicant will provide these services if different than in 1. above:

LCR TELECOMMUNICATIONS, L.L.C.

3. Applicant's corporate information:

Applicant was organized in the State of Michigan on October 13, 1997. A copy of the Applicant's Articles of Organization is attached hereto as Exhibit A. A copy of Applicant's Certificate of Authority to transact business as a foreign corporation in the State of South Dakota is attached hereto as Exhibit B.

The Applicant has no principal office in South Dakota. The name and address of the Applicant's registered agent is:

TCS Corporate Services, Inc.
C/O Marilyn Person
819 West Third
Pierre, South Dakota 57501

The names and address of each corporation, association, partnership, cooperative, or individual holding a 20% or greater ownership or management interest in the Applicant corporation and the amount and character of the ownership or management interest are as follows:

Name and Address	Shares Owned	Percentage of all Shares Issued and Outstanding and Voting Control
Martin J. Tibbitts		84%
John D. Mills		12%
Loren J. Tibbitts		4%

All of the above can be reached through the company as set forth in Section 1 above.

4. **Partnership Information:**

Not Applicable.

5. **Description of Services Applicant intends to offer:**

Applicant is a reseller which intends to offer interexchange services, including 1+ and 101XXXX outbound dialing, 800/888 toll-free inbound dialing, directory assistance, data services and travel card service; no prepaid calling card service.

6. **Means by which the Applicant intends to provide services:**

Applicant does not own or maintain any transmission facilities or switching equipment in the State of South Dakota. The Applicant will provide services through AT&T, Global Crossing and Frontier, its underlying carriers. As a reseller, Applicant has no points of presence in the State of South Dakota, thus Applicant neither owns, leases, nor operates any switching, transmission, or other physical facilities in the State of South Dakota, and no such facilities will be used by Applicant in providing service in the State of South Dakota. Rather, Applicant will be engaged in reselling services provided by facilities-based carriers within the State of South Dakota.

7. **Geographic Areas in which services will be offered:**

Applicant intends to provide services on a statewide basis.

8. **Financial Qualifications:**

Applicant is financially qualified to provide intrastate interexchange telecommunications services within South Dakota. In particular, Applicant has adequate access to the capital necessary to fulfill any obligations it may undertake with

respect to the provision of intrastate telecommunications services in the State of South Dakota. See Exhibit C, which is attached hereto, Applicant's Balance Sheet as of December 31, 2001 and Profit & Loss Statement for the period ending December 31, 2001, which demonstrates that Applicant has the financial ability to provide the services that it proposes to offer. Applicant hereby respectfully requests a waiver of ARSD 20:10:24:02(8) to the extent it requires applicant to file a current balance sheet, income statement, and cash flow statements, since it does not produce a cash flow statement.

9. Applicant's complaints and regulatory matters contact and how Applicant handles customer billings and customer service matters.

All inquiries regarding regulatory matters should be addressed to: David Hepp, Customer Service Manager

20439 Mack Avenue
Grosse Pointe Woods, Michigan 48236
Telephone: (313) 882-7800
Facsimile: (313) 882-0345
E-Mail: mjt@lcrtelecom.com

All inquiries regarding complaints should be addressed to:

David Hepp, Customer Service Manager
20439 Mack Avenue
Grosse Pointe Woods, Michigan 48236
Telephone: (313) 882-7800; (877) 554-7958 (toll-free)
Facsimile: (313) 882-0345
E-Mail: dhepp@bossys.com

The Applicant's customers will be direct billed utilizing "real-time" completed call detail information from Applicant's underlying carriers. Applicant's toll-free number will be on all invoices and prepaid calling cards and customer service will be provided in-house by the Applicant.

10. Regulatory Status:

Applicant is currently in the process of obtaining all required authorizations from the state regulatory agencies. Applicant is currently authorized to provide service in Alabama, Arizona, Arkansas, California, Colorado, Delaware, Idaho, Indiana, Iowa, Kansas, Kentucky, Michigan, Mississippi, Montana, New Hampshire, New Jersey, North Carolina, Oklahoma, Oregon, Rhode Island, South Carolina, Texas, Utah, Vermont, Virginia, West Virginia & Wisconsin.

The Applicant is in good standing with the appropriate regulatory agency in the states where it is registered or certified. The Applicant has never been denied registration or certification nor withdrawn its request for registration or certification in any state.

The Applicant will not require advance payments, prepayments, deposits, nor will it provide prepaid calling cards, therefore no bond is required.

11. Description of Marketing

Applicant intends to market its services to primarily to residential customers and to small to mid-sized businesses. All sales personnel will have telecommunications service experience.

Applicant will market through direct sales by employees and agents. Applicant does not intend to engage in multilevel marketing at this time. Applicant's marketing materials are currently being developed and are not available at this time.

12. Cost Support:

Applicant intends to provide services at a price above its cost.

13. Federal Tax Identification Number:

38339-0235

14. The Number and Nature of Complaints filed against the Applicant with any state or federal regulatory commission regarding the unauthorized switching of a customer's telecommunications provider and the act of charging customers for services that have not been ordered:

None

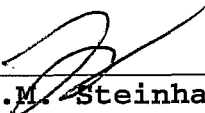
15. Tariff

A copy of Applicant's proposed tariff is attached hereto as Exhibit E.

WHEREFORE, the undersigned Applicant requests that the South Dakota Public Utilities Commission enter an order granting this application.

DATED this 10 day of November, 2002.

LCR TELECOMMUNICATIONS, L.L.C.

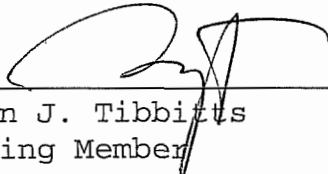
By: 
Lance J.M. Steinhart, Its Counsel

1720 Windward Concourse
Suite 250
Alpharetta, Georgia 30005
(770) 232-9200

State of Michigan

County of Wayne

Martin J. Tibbitts, being first duly sworn, deposes and says that he/she is the Managing Member of LCR TELECOMMUNICATIONS, L.L.C., the Applicant in the proceeding entitled above, that he/she has read the foregoing application and knows the contents thereof; that the same are true of his/her knowledge, except as to matters which are therein stated on information or belief, and to those matters he/she believes them to be true.



Martin J. Tibbitts
Managing Member

Subscribed and sworn to before this 11th day of October, 2002.

Terry S. Hoffman
Notary Public

**TERRY S. HOFFMAN
NOTARY PUBLIC MACOMB CO., MI
MY COMMISSION EXPIRES Feb 18, 2007**

My Commission expires: _____

LIST OF EXHIBITS

- A - ARTICLES OF ORGANIZATION
- B - CERTIFICATE OF AUTHORITY
- C - MARKETING MATERIAL
- D - FINANCIAL INFORMATION
- E - PROPOSED TARIFF

EXHIBIT A - ARTICLES OF ORGANIZATION

MICHIGAN DEPARTMENT OF COMMERCE - CORPORATION AND SECURITIES BUREAU

Date Received

(FOR BUREAU USE ONLY)

OCT 10 1997

FILED

OCT 13 1997

Administrator
MI DEPARTMENT OF CONSUMER & INDUSTRY SERVICES
CORPORATION, SECURITIES & LAND DEVELOPMENT BUREAU

Name

MARTIN TIBBITTS

Address

219 CLOVERLY

City

State

Zip Code

GROSSE POINTE, MI

48236

EFFECTIVE DATE:

Document will be returned to the name and address you enter above

ARTICLES OF ORGANIZATION

For use by Domestic Limited Liability Companies

(Please read information and instructions on last page)

B / 5 - 5 5 6

Pursuant to the provisions of Act 23, Public Acts of 1993, the undersigned execute the following Articles:

ARTICLE I

The name of the limited liability company is: LCR TELECOMMUNICATIONS, L.L.C.

ARTICLE II

The purpose or purposes for which the limited liability company is formed is to engage in any activity within the purposes for which a limited liability company may be formed under the Limited Liability Company Act of Michigan.

ARTICLE III

The duration of the limited liability company is: 30 YEARS

ARTICLE IV

1. The address of the registered office is:

21 KERCHEVAL SUITE 242, GROSSE POINTE, Michigan 48236

2. The mailing address of the registered office if different than above:

(P.O. Box) (City) Michigan (ZIP Code)

3. The name of the resident agent at the registered office is: MARTIN TIBBITTS

ARTICLE V (Insert any desired additional provision authorized by the Act; attach additional pages if needed.)

Signed this 9th day of OCTOBER, 19 97

By

(Signature) LOREN J. TIBBITTS

(Signature) MARTIN J. TIBBITTS

(Type or Print Name)

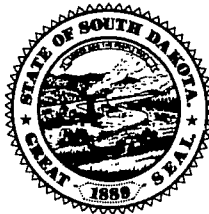
(Type or Print Name)

(Signature)

(Type or Print Name)

EXHIBIT B - CERTIFICATE OF AUTHORITY

State of South Dakota



OFFICE OF THE SECRETARY OF STATE

Certificate of Authority

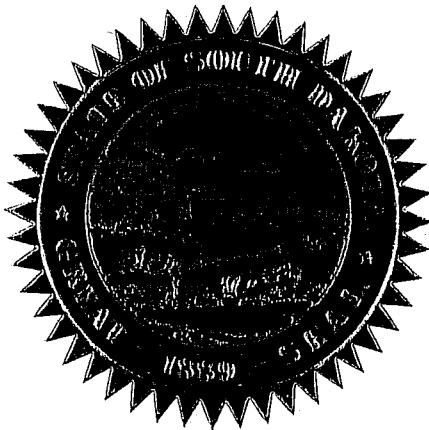
Limited Liability Company

ORGANIZATIONAL ID #: FL001426

I, **JOYCE HAZELTINE**, Secretary of State of the State of South Dakota, hereby certify that duplicate of the Application for a Certificate of Authority of **LCR TELECOMMUNICATIONS, L.L.C. (MI)** to transact business in this state duly signed and verified pursuant to the provisions of the South Dakota Limited Liability Company Act, have been received in this office and are found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I hereby issue this Certificate of Authority and attach hereto a duplicate of the application for certificate of authority.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of South Dakota, at Pierre, the Capital, this November 1, 2002.



Joyce Hazeltine
Secretary of State

EXHIBIT C - MARKETING MATERIAL
Not Available

EXHIBIT D - FINANCIAL INFORMATION

LCR Telecommunications, LLC

Balance Sheet

As of December 31, 2001

	Dec 31, 99	Dec 31, 00	Dec 31, 01
ASSETS			
Current Assets			
Checking/Savings			
Deposit Account	4,661.00	2,190.19	1,483.00
1010 · First Federal Checking Account	10,391.33	620.22	12,301.59
1011 · NBD Checking	1,935.03	82.47	0.00
1012 · Comerica Account	0.00	0.00	64,272.29
1015 · LCR FF Money Market	0.00	17,365.88	147,067.29
Total Checking/Savings	16,987.36	20,258.76	225,124.17
Other Current Assets			
Alliance deposit	0.00	0.00	200,000.00
Car Loan to Marty	3,500.00	0.00	0.00
Loan to David Hepp	800.00	0.00	0.00
Total Other Current Assets	4,300.00	0.00	200,000.00
Total Current Assets	21,287.36	20,258.76	425,124.17
Fixed Assets			
Vehicles	0.00	0.00	57,071.34
1500 · Furniture & Fixtures	2,232.37	22,367.34	28,771.40
1510 · Computer Equipment	4,935.64	14,723.78	59,906.39
1512 · Telephone Hardware	0.00	9,764.00	12,426.91
1550 · Accumulated Depreciation	0.00	-4,128.07	-14,984.89
1600 · Amortization	0.00	2,090.00	2,090.00
1605 · Accumulated Amortization	0.00	-174.16	-783.72
Total Fixed Assets	7,168.01	44,642.89	144,497.43
Other Assets			
Vendor Deposits	0.00	0.00	2,587.50
1205 · A/R - NPN	0.00	0.00	2,225.00
1210 · A/R - NALD	0.00	0.00	7,966.00
1215 · L/R - Employees	0.00	0.00	500.00
1230 · A/R - BOSS	0.00	0.00	-115,985.00
Total Other Assets	0.00	0.00	-102,706.50
TOTAL ASSETS	28,455.37	64,901.65	466,915.10
LIABILITIES & EQUITY			
Liabilities			
Current Liabilities			
Accounts Payable			
2060 · Accounts Payable	0.00	3,912.63	-100,000.00
Total Accounts Payable	0.00	3,912.63	-100,000.00
Credit Cards			
2065 · Staples Credit Card	1,266.59	1,725.98	0.00
2070 · American Express	0.00	0.00	262.48
Total Credit Cards	1,266.59	1,725.98	262.48
Other Current Liabilities			
2075 · Airborne Express	0.00	0.00	62.34
2410 · FUTA Taxes Payable	0.00	0.00	61.72
3500 · Distributions	0.00	0.00	-600.00
Total Other Current Liabilities	0.00	0.00	-475.94
Total Current Liabilities	1,266.59	5,638.61	-100,213.46

LCR Telecommunications, LLC
Balance Sheet
As of December 31, 2001

	<u>Dec 31, 99</u>	<u>Dec 31, 00</u>	<u>Dec 31, 01</u>
Long Term Liabilities			
Loan from MJT (Car Lease)	2,171.00	0.00	0.00
2100 · Loan from John Mills	75,000.00	75,000.00	0.00
2101 · Loan from L.J. Tibbitts	22,500.00	25,000.00	0.00
2105 · Loan from Martin Tibbitts	1,363.02	2,000.00	2,000.00
Total Long Term Liabilities	<u>101,034.02</u>	<u>102,000.00</u>	<u>2,000.00</u>
Total Liabilities	102,300.61	107,638.61	-98,213.46
Equity			
3900 · Retained Earnings	-14,997.55	-119,626.89	-42,775.96
Net Income	-58,847.69	76,889.93	607,904.52
Total Equity	<u>-73,845.24</u>	<u>-42,736.96</u>	<u>565,128.56</u>
TOTAL LIABILITIES & EQUITY	<u><u>28,455.37</u></u>	<u><u>64,901.65</u></u>	<u><u>466,915.10</u></u>

LCR Telecommunications, LLC

Profit & Loss

January 1999 through December 2001

	Jan - Dec 99	Jan - Dec 00	Jan - Dec 01	TOTAL
Income				
4100 - Commission (Income)	6,984.11	20,598.86	15,783.98	43,366.95
4110 - Revenue-Long Distance	173,412.57	2,198,042.32	6,483,599.32	8,855,054.21
4150 - Consulting Income	437.45	0.00	0.00	437.45
4151 - Rent (Income)	7,005.00	4,575.00	3,850.00	15,430.00
4152 - Other Income	-200.00	200.00	220.68	220.68
4300 - Interest Income	16.32	2,617.80	15,547.22	18,181.34
Total Income	187,655.45	2,226,033.98	6,519,001.20	8,932,690.63
Cost of Goods Sold				
Administration Charge	0.00	0.00	500.00	500.00
Blocking	0.00	0.00	57,062.50	57,062.50
PICC Charges	0.00	0.00	444,768.04	444,768.04
PICD Charges	0.00	0.00	84,523.97	84,523.97
Slamming Charges	0.00	0.00	18,555.00	18,555.00
5025 - Telecommunications--Wholesale	45,696.06	643,428.23	1,206,724.92	1,895,849.21
Total COGS	45,696.06	643,428.23	1,812,134.43	2,501,258.72
Gross Profit	141,959.39	1,582,605.75	4,706,866.77	6,431,431.91
Expense				
Auto	1,125.54	483.36	769.41	2,378.31
Management fee	0.00	0.00	309,541.45	309,541.45
Salaries	35,085.36	125,472.89	202,396.05	362,954.30
Taxes	7,527.98	15,415.40	41,373.26	64,316.64
Telephone	2,839.07	9,799.13	18,447.90	31,086.10
Temporary Help	225.00	0.00	0.00	225.00
5010 - Telemarketing Services	101,103.07	1,047,463.05	2,787,873.98	3,936,440.10
5020 - Telemarketing Leads	0.00	8,268.53	34,598.47	42,867.00
6005 - Advertising	626.75	4,264.49	2,231.47	7,122.71
6010 - Amortization expense	0.00	174.16	609.56	783.72
6030 - Bank Charges	2,086.95	3,530.50	3,306.15	8,923.60
6040 - Charge Reimbursement	12.40	295.72	0.00	308.12
6050 - Customer Service	0.00	10,811.75	104,720.56	115,532.31
6060 - Dues and Fees	1,510.24	3,142.61	81.60	4,734.45
6070 - Late Charges	20.00	115.40	20.00	155.40
6090 - Donations	0.00	100.00	300.00	400.00
6100 - Installation Labor	0.00	22.31	0.00	22.31
6110 - Insurance	167.00	1,988.84	24,461.38	26,617.22
6140 - Entertainment	233.92	3,438.51	4,541.33	8,213.76
6150 - Leasehold Improvement	0.00	0.00	0.00	0.00
6170 - Licenses and Permits	1,610.00	7,716.24	12,978.79	22,305.03
6175 - Employee Training	0.00	0.00	4,506.90	4,506.90
6180 - Expense Reimbursement	2,585.76	559.76	418.50	3,564.02
6210 - Professional Fees	2,452.85	21,637.44	47,223.72	71,314.01
6220 - Computer Service/Programming	0.00	0.00	85,488.77	85,488.77
6230 - Office Supplies	2,286.43	11,654.69	10,725.78	24,666.90
6240 - Computer Software	0.00	639.44	14,048.26	14,687.70
6250 - Consulting (Expense)	1,550.00	30,488.91	57,720.00	89,758.91
6260 - Commission (Expense)	9,263.89	11,081.02	0.00	20,344.91
6270 - Outside Services - 1099 only	1,238.20	8,086.64	0.00	9,324.84
6290 - Postage	301.72	777.55	2,104.15	3,183.42
6300 - Printing	23.06	103.04	9.38	135.48
6335 - Security	0.00	0.00	401.55	401.55
6340 - Subscriptions	58.95	87.95	288.99	435.89
6430 - Travel & Lodging	234.13	2,918.55	1,713.76	4,866.44
6440 - Interest Expense	43.53	34,215.52	3,738.15	37,997.20
6450 - Depreciation	0.00	2,042.41	10,856.82	12,899.23
6460 - Repairs & Maintenance	0.00	29.95	3,334.46	3,364.41
6470 - Rent (Expense)	20,555.25	31,483.32	39,600.00	91,638.57
6480 - Utilities	0.00	100.00	9,227.15	9,327.15
6490 - Verification Expenses	5,350.90	101,278.43	258,653.50	365,282.83
6495 - Web Hosting	0.00	0.00	239.65	239.65

1:16 AM
2/11/02
Cash Basis

LCR Telecommunications, LLC
Profit & Loss
January 1999 through December 2001

	<u>Jan - Dec 99</u>	<u>Jan - Dec 00</u>	<u>Jan - Dec 01</u>	<u>TOTAL</u>
6500 - Miscellaneous	664.75	6,028.31	411.40	7,104.46
6999 - Uncategorized Expenses	24.38	0.00	0.00	24.38
Total Expense	<u>200,807.08</u>	<u>1,505,715.82</u>	<u>4,098,962.25</u>	<u>5,805,485.15</u>
Net Income	<u>-58,847.69</u>	<u>76,889.93</u>	<u>607,904.52</u>	<u>625,946.76</u>

EXHIBIT E - PROPOSED TARIFF

TELECOMMUNICATIONS SERVICES TARIFF

TITLE SHEET

SOUTH DAKOTA TELECOMMUNICATIONS TARIFF

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service or facilities for Telecommunications Services furnished by LCR TELECOMMUNICATIONS, L.L.C. ("LCR"), with principal offices at 20439 Mack Avenue, Grosse Pointe Woods, Michigan 48236. This tariff applies for services furnished within the State of South Dakota. This tariff is on file with the South Dakota Public Utilities Commission, and copies may be inspected, during normal business hours, at the company's principal place of business.

ISSUED: , 2002 EFFECTIVE: , 2002
ISSUED BY: Martin J. Tibbitts, Managing Member
20439 Mack Avenue
Grosse Pointe Woods, Michigan 48236

LCR TELECOMMUNICATIONS, L.L.C.

ORIGINAL SHEET 2

SOUTH DAKOTA PUC TARIFF NO. 1

TELECOMMUNICATIONS SERVICES TARIFF

RESERVED FOR FUTURE USE

ISSUED: , 2002 EFFECTIVE: , 2002
ISSUED BY: Martin J. Tibbitts, Managing Member
20439 Mack Avenue
Grosse Pointe Woods, Michigan 48236

TELECOMMUNICATIONS SERVICES TARIFF

CHECK SHEET

The Sheets of this tariff are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date on the bottom of this sheet.

<u>SHEET</u>	<u>REVISION</u>
1	Original
2	Original
3	Original
4	Original
5	Original
6	Original
7	Original
8	Original
9	Original
10	Original
11	Original
12	Original
13	Original
14	Original
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25	Original
26	Original
27	Original
28	Original
29	Original
30	Original
31	Original
32	Original

* New or Revised Sheet

ISSUED: , 2002 EFFECTIVE: , 2002
 ISSUED BY: Martin J. Tibbitts, Managing Member
 20439 Mack Avenue
 Grosse Pointe Woods, Michigan 48236

TELECOMMUNICATIONS SERVICES TARIFF

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ISSUED: , 2002

EFFECTIVE: , 2002

ISSUED BY: Martin J. Tibbitts, Managing Member
20439 Mack Avenue
Grosse Pointe Woods, Michigan 48236

TELECOMMUNICATIONS SERVICES TARIFF

SYMBOLS

The following are the only symbols used for the purposes indicated below:

- (C) to signify change in regulation
- (D) to signify a deletion
- (I) to signify a rate increase
- (L) to signify material relocated in the tariff
- (N) to signify a new rate or regulation
- (R) to signify a rate reduction
- (T) to signify a change in text, but no change in rate or regulation

TELECOMMUNICATIONS SERVICES TARIFF

SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS

Access Line - An arrangement from a local exchange telephone company or other common carrier, using either dedicated or switched access, which connects a Customer's location to the Company's location or switching center.

Authorization Code - A numerical code, one or more of which may be assigned to a Customer, to enable the Company to identify the origin of the Customer so it may rate and bill the call. Automatic number identification (ANI) is used as the authorization code wherever possible.

Commission - Used throughout this tariff to mean the South Dakota Public Utilities Commission.

Customer - The person, firm, corporation or other legal entity which orders the services of the Company and is responsible for the payment of charges and for compliance with the Company's tariff regulations.

Company or LCR - Used throughout this tariff to mean LCR TELECOMMUNICATIONS, L.L.C., a Michigan Limited Liability Company.

Dedicated Access - The Customer gains entry to the Company's services by a direct path from the Customer's location to the Company's point of presence.

Holiday - New Year's Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day. Holidays shall be billed at the evening rate from 8 a.m. to 11 p.m. After 11 p.m., the lower night rate shall go into effect.

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Resp. Org - Responsible Organization or entity identified by a Toll-Free service Customer that manages and administers records in the toll free number database and management system.

Switched Access - The Customer gains entry to the Company's services by a transmission line that is switched through the local exchange carrier to reach the Company's point of presence.

Telecommunications - The transmission of voice communications or, subject to the transmission capabilities of the services, the transmission of data, facsimile, signaling, metering, or other similar communications.

Underlying Carrier - The telecommunications carrier whose network facilities provide the technical capability and capacity necessary for the transmission and reception of Customer telecommunications traffic.

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TELECOMMUNICATIONS SERVICES TARIFF

SECTION 2 - RULES AND REGULATIONS

2.1 Undertaking of the Company

This tariff contains the regulations and rates applicable to intrastate interexchange telecommunications services provided by the Company for telecommunications between points within the State of South Dakota. Services are furnished subject to the availability of facilities and subject to the terms and conditions of this tariff in compliance with limitations set forth in the Commission's rules. The Company's services are provided on a statewide basis and are not intended to be limited geographically. The Company offers service to all those who desire to purchase service from the Company consistent with all of the provisions of this tariff. Customers interested in the Company's services shall file a service application with the Company which fully identifies the Customer, the services requested and other information requested by the Company. The Company reserves the right to examine the credit record and check the references of all applicants and Customers. The Company may examine the credit profile/record of any applicant prior to accepting the service order. The service application shall not in itself obligate the Company to provide services or to continue to provide service if a later check of applicant's credit record is, in the opinion of the Company, contrary to the best interest of the Company. The Company may act as the Customer's agent for ordering access connection facilities provided by other carriers or entities when authorized by the Customer, to allow connection of a Customer's location to a service provided by the Company. The Customer shall be responsible for all charges due for such service arrangement.

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- 2.1.1 The services provided by the Company are not part of a joint undertaking with any other entity providing telecommunications channels, facilities, or services, but may involve the resale of the Message Toll Services (MTS) and Wide Area Telecommunications Services (WATS) of underlying common carriers which may be subject to the jurisdiction of this Commission.
- 2.1.2 The rates and regulations contained in this tariff apply only to the services furnished by the Company and do not apply, unless otherwise specified, to the lines, facilities, or services provided by a local exchange telephone company or other common carriers for use in accessing the services of the Company.
- 2.1.3 The Company reserves the right to limit the length of communications, to discontinue furnishing services, or limit the use of service necessitated by conditions beyond its control, including, without limitation: lack of satellite or other transmission medium capacity; the revision, alteration or repricing of the Underlying Carrier's tariffed offerings; or when the use of service becomes or is in violation of the law or the provisions of this tariff.

2.2 Use of Services

- 2.2.1 The Company's services may be used for any lawful purpose consistent with the transmission and switching parameters of the telecommunications facilities utilized in the provision of services, subject to any limitations set forth in this Section 2.2.
- 2.2.2 The use of the Company's services to make calls which might reasonably be expected to frighten, abuse, torment, or harass another or in such a way as to unreasonably interfere with use by others is prohibited.

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- 2.2.3 The use of the Company's services without payment for service or attempting to avoid payment for service by fraudulent means or devices, schemes, false or invalid numbers, or false calling or credit cards is prohibited.
- 2.2.4 The Company's services are available for use twenty-four hours per day, seven days per week.
- 2.2.5 The Company does not transmit messages, but the services may be used for that purpose.
- 2.2.6 The Company's services may be denied for nonpayment of charges or for other violations of this tariff.
- 2.2.7 Customers shall not use the service provided under this tariff for any unlawful purpose.
- 2.2.8 The Customer is responsible for notifying the Company immediately of any unauthorized use of services.

2.3 Liability of the Company

- 2.3.1 The Company shall not be liable for any claim, loss, expense or damage for any interruption, delay, error, omission, or defect in any service, facility or transmission provided under this tariff, if caused by the Underlying Carrier, an act of God, fire, war, civil disturbance, act of government, or due to any other causes beyond the Company's control.
- 2.3.2 The Company shall not be liable for, and shall be fully indemnified and held harmless by the Customer against any claim, loss, expense, or damage for defamation, libel, slander, invasion, infringement of copyright or patent, unauthorized use of any trademark, trade name or service mark, proprietary or creative right, or any other injury to any person, property or entity arising out of the material, data or information transmitted.

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- 2.3.3 No agent or employee of any other carrier or entity shall be deemed to be an agent or employee of the Company.
- 2.3.4 Reserved for Future Use
- 2.3.5 Reserved for Future Use
- 2.3.6 Reserved for Future Use

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TELECOMMUNICATIONS SERVICES TARIFF**2.4 Responsibilities of the Customer**

- 2.4.1 The Customer is responsible for placing any necessary orders and complying with tariff regulations. The Customer is also responsible for the payment of charges for services provided under this tariff.
- 2.4.2 The Customer is responsible for charges incurred for special construction and/or special facilities which the Customer requests and which are ordered by the Company on the Customer's behalf.
- 2.4.3 If required for the provision of the Company's services, the Customer must provide any equipment space, supporting structure, conduit and electrical power without charge to the Company.
- 2.4.4 The Customer is responsible for arranging access to its premises at times mutually agreeable to the Company and the Customer when required for Company personnel to install, repair, maintain, program, inspect or remove equipment associated with the provision of the Company's services.
- 2.4.5 The Customer shall cause the temperature and relative humidity in the equipment space provided by Customer for the installation of the Company's equipment to be maintained within the range normally provided for the operation of microcomputers.

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- 2.4.6 The Customer shall ensure that the equipment and/or system is properly interfaced with the Company's facilities or services, that the signals emitted into the Company's network are of the proper mode, bandwidth, power and signal level for the intended use of the subscriber and in compliance with criteria set forth in this tariff, and that the signals do not damage equipment, injure personnel, or degrade service to other Customers. If the Federal Communications Commission or some other appropriate certifying body certifies terminal equipment as being technically acceptable for direct electrical connection with interstate communications service, the Company will permit such equipment to be connected with its channels without the use of protective interface devices. If the Customer fails to maintain the equipment and/or the system properly, with resulting imminent harm to Company equipment, personnel or the quality of service to other Customers, the Company may, upon written notice, require the use of protective equipment at the Customer's expense. If this fails to produce satisfactory quality and safety, the Company may, upon written notice, terminate the Customer's service.
- 2.4.7 The Customer must pay the Company for replacement or repair of damage to the equipment or facilities of the Company caused by negligence or willful act of the Customer or others, by improper use of the services, or by use of equipment provided by Customer or others.
- 2.4.8 The Customer must pay for the loss through theft of any Company equipment installed at Customer's premises.
- 2.4.9 If the Company installs equipment at Customer's premises, the Customer shall be responsible for payment of any applicable installation charge.

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2.4.10 The Customer must use the services offered in this tariff in a manner consistent with the terms of this tariff and the policies and regulations of all state, federal and local authorities having jurisdiction over the service.

2.5 Cancellation or Interruption of Services

2.5.1 Without incurring liability, upon five (5) working days' (defined as any day on which the company's business office is open and the U.S. Mail is delivered) written notice to the Customer, the Company may immediately discontinue services to a Customer or may withhold the provision of ordered or contracted services:

2.5.1.A For nonpayment of any sum due the Company for more than thirty (30) days after issuance of the bill for the amount due, unless the charge is in dispute;

2.5.1.B For violation of any of the provisions of this tariff,

2.5.1.C For violation of any law, rule, regulation, policy of any governing authority having jurisdiction over the Company's services, or

2.5.1.D By reason of any order or decision of a court, public service commission or federal regulatory body or other governing authority prohibiting the Company from furnishing its services.

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- 2.5.2 Without incurring liability, the Company may interrupt the provision of services at any time in order to perform tests and inspections to assure compliance with tariff regulations and the proper installation and operation of Customer and the Company's equipment and facilities and may continue such interruption until any items of noncompliance or improper equipment operation so identified are rectified.
- 2.5.3 Service may be discontinued by the Company without notice to the Customer, by blocking traffic to certain countries, cities or NXX exchanges, or by blocking calls using certain Customer authorization codes, when the Company deems it necessary to take such action to prevent unlawful use of its service. The Company will restore service as soon as it can be provided without undue risk, and will, upon request by the Customer affected, assign a new authorization code to replace the one that has been deactivated.
- 2.5.4 The Customer may terminate service upon thirty (30) days written notice for the Company's standard month to month contract. Customer will be liable for all usage on any of the Company's service offerings until the Customer actually leaves the service. Customers will continue to have Company usage until the Customer notifies its local exchange carrier and changes its long distance carrier. Until the Customer so notifies its local exchange carrier, it shall continue to generate and be responsible for long distance usage.

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2.6 Credit Allowance

2.6.1 Credit may be given for disputed calls, on a per call basis.

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2.7 Restoration of Service

The use and restoration of service shall be in accordance with the priority system specified in part 64, Subpart D of the Rules and Regulations of the Federal Communications Commission.

2.8 Deposit

The Company does not require deposits.

2.9 Advance Payments

The Company does not require advance payments.

TELECOMMUNICATIONS SERVICES TARIFF**2.10 Payment and Billing**

- 2.10.1 Service is provided and billed on a billing cycle basis, beginning on the date that service becomes effective. Billing is payable upon receipt. A late fee will be assessed on unpaid amounts 30 days after rendition of bills.
- 2.10.2 The customer is responsible for payment of all charges for services furnished to the Customer, as well as to all persons using the Customer's codes, exchange lines, facilities, or equipment, with or without the knowledge or consent of the Customer. The security of the Customer's Authorization Codes, subscribed exchange lines, and direct connect facilities is the responsibility of the Customer. All calls placed using direct connect facilities, subscribed exchange lines, or Authorization Codes will be billed to and must be paid by the Customer. Charges based on actual usage during a month and any accrued interest will be billed monthly in arrears.
- 2.10.3 All bills are presumed accurate, and shall be binding on the customer unless objection is received by the Company in writing within the applicable contract law statute of limitations. No credits, refunds, or adjustments shall be granted if demand therefore is not received by the Company in writing within such applicable contract law statute of limitations.

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TELECOMMUNICATIONS SERVICES TARIFF**2.11 Collection Costs**

In the event Company is required to initiate legal proceedings to collect any amounts due to Company, or to enforce any judgment obtained against a Customer, or for the enforcement of any other provision of this tariff or applicable law, Customer shall, in addition to all amounts due, be liable to Company for all reasonable costs incurred by Company in such proceedings and enforcement actions, including reasonable attorneys' fees, collection agency fees or payments, and court costs. In any such proceeding, the amount of collection costs, including attorneys' fees, due to the Company, will be determined by a court of competent jurisdiction or by the Commission.

2.12 Taxes

All federal, state and local taxes, assessments, surcharges, or fees, including sales taxes, use taxes, gross receipts taxes, and municipal utilities taxes, are billed as separate line items and are not included in the rates quoted herein.

2.13 Late Charge

A late fee of 1.5% per month or the amount otherwise authorized by law, whichever is lower, will be charged on any past due balances.

2.14 Returned Check Charge

A fee of \$20.00 will be charged whenever a check or draft presented for payment for service is not accepted by the institution on which it is written.

2.15 Reconnection Charge

A reconnection fee of \$25.00 per occurrence will be charged when service is reestablished for Customers which have been disconnected due to non-payment. Payment of the reconnection fee and any other outstanding amounts will be due in full prior to reconnection of service.

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TELECOMMUNICATIONS SERVICES TARIFFSECTION 3 - DESCRIPTION OF SERVICE**3.1 Computation of Charges**

- 3.1.1 The total charge for each completed call may be a variable measured charge dependent on the duration, distance and time of day of the call. The total charge for each completed call may also be dependent only on the duration of the call, i.e. a statewide flat rate per minute charge. The variable measured charge is specified as a rate per minute which is applied to each minute. All calls are measured in increments as set forth in the Rates Section of this tariff. All calls are rounded up to the next whole increment.
- 3.1.2 Where mileage bands appear in a rate table, rates for all calls are based upon the airline distance between the originating and terminating points of the call, as determined by the vertical and horizontal coordinates associated with the exchange (the area code and three digit central office code) associated with the originating and terminating telephone numbers. If the Customer obtains access to the Company's network by a dedicated access circuit, that circuit will be assigned an exchange for rating purposes based upon the Customer's main telephone number at the location where the dedicated access circuit terminates. The vertical and horizontal (V & H) coordinates for each exchange and the airline distance between them will be determined according to industry standards.

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3.1.3 Timing begins when the called station is answered and two way communication is possible, as determined by standard industry methods generally in use for ascertaining answer, including hardware answer supervision in which the local telephone company sends a signal to the switch or the software utilizing audio tone detection. Recognition of answer supervision is the responsibility of the Underlying Carrier. Timing for each call ends when either party hangs up. The Company will not bill for uncompleted calls.

3.2 Customer Complaints and/or Billing Disputes

Customer inquiries or complaints regarding service or accounting may be made in writing or by telephone to the Company at:

20439 Mack Avenue
 Grosse Pointe Woods, Michigan 48236
 (877) 554-7958

An objection to billed charges should be reported to the Company within 180 days from receipt of an invoice. Adjustments to Customers' bills shall be made to the extent that records are available and/or circumstances exist which reasonably indicate that such charges are not in accordance with approved rates or that an adjustment may otherwise be appropriate.

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3.5 Service Offerings

3.5.1 1+ Dialing

This service permits Customers to originate calls via switched or dedicated access lines, and to terminate intrastate calls. The customer dials "1+" followed by "ten digits" or dials "101XXXX" followed by "1+ ten digits".

3.5.2 Travel Cards

The Customer utilizes an 11 digit "toll-free" access number established by the Company to access a terminal. Upon receiving a voice prompt, the Customer uses push button dialing to enter an identification code assigned by the Company, and the ten digit number of the called party.

3.5.3 Toll-Free Service

This service is inbound calling only where an 800, 888 or other toll-free prefix number rings into a Customer's premise routed to a specific telephone number or terminated over a dedicated facility.

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3.5.4 Reserved for Future Use.

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3.5.5 Directory Assistance.

Access to long distance directory assistance is obtained by dialing 1 + 555-1212 for listings within the originating area code and 1 + (area code) + 555-1212 for other listings. When more than one number is requested in a single call, a charge will apply for each number requested. A charge will be applicable for each number requested, whether or not the number is listed or published.

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3.5.6 Specialized Pricing Arrangements.

Customized service packages and competitive pricing packages at negotiated rates may be furnished on a case-by-case basis in response to requests by Customers to the Company for proposals or for competitive bids. Service offered under this tariff provision will be filed with the Commission. Specialized rates or charges will be made available to similarly situated Customers on a non-discriminatory basis. The Company will notify the Commission of such arrangements as required by Commission rules and regulations.

3.5.7 Emergency Call Handling Procedures

Emergency "911" calls are not routed to company, but are completed through the local network at no charge.

3.5.8 Promotional Offerings

The Company may, from time to time, make promotional offerings to enhance the marketing of its services. These offerings may be limited to certain dates, times and locations. The Company will notify the Commission of such offerings as required by Commission rules and regulations.

TELECOMMUNICATIONS SERVICES TARIFF

SECTION 4 - RATES

4.1 1+ Dialing

Rate Plan #1

\$0.2490 per minute

Rate Plan #2

\$0.1940 per minute

Rate Plan #3

\$0.1590 per minute

Rate Plan #4

\$0.1000 per minute

A \$4.95 per month service charge applies to all plans.
Billed in one minute increments (3 minute minimum for Plans 2, 3
and 4)

4.2 Travel Cards

\$.199 per minute

A \$.25 per call service charge applies.
Billed in one minute increments.

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4.3 Toll Free

\$0.15 per minute

A \$10 per month per number service charge applies.
Billed in one minute increments.

4.4 Reserved for Future Use.

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TELECOMMUNICATIONS SERVICES TARIFF

4.7 Rate Periods

	Monday - Friday	Sat.	Sun.
8 a.m. to 5 p.m.*	Daytime Rate Period		
5 p.m. to 11 p.m.*	Evening Rate Period		Evening Rate Period
11 p.m. to 8 a.m.*	Night/Weekend Rate Period		

* To, but not including

When a message spans more than one rate period, total charges for the minutes in each rate period are calculated and the results for each rate period are totaled to obtain the total message charge. If the calculation results in a fractional charge, the amount will be rounded down to the lower cent.

4.8 Payphone Dial Around Surcharge

A dial around surcharge of \$.50 per call will be added to any completed INTRASTATE toll access code and subscriber toll-free 800/888 type calls placed from a public or semi-public payphone.

4.9 Universal Service Fund Assessment & Presubscribed Interexchange Carrier Charge

The Customer will be assessed a monthly Universal Service Fund Contribution charge on all telecommunications services, which in no event shall be less than the prevailing contribution percentage rate charged the Company on intrastate traffic by any state agency or its administrator. A Presubscribed Interexchange Carrier Charge ("PICC") applies on a monthly basis to all Customer monthly bills at the prevailing rate.

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 Grosse Pointe Woods, Michigan 48236

LCR TELECOMMUNICATIONS, LLC

20439 MACK AVENUE
GROSSE POINTE WOODS, MI 48236-1660
313-882-7800 FAX 313-882-0345

COMERICA BANK
DETROIT, MICHIGAN
WWW.COMERICA.COM

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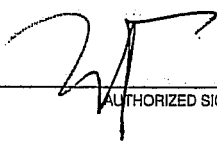
10/22/2002

PAY TO THE ORDER OF South Dakota Public Utilities Commission

\$ **250.00

Two Hundred Fifty and 00/100***** DOLLARS

South Dakota Public Utilities Commission



AUTHORIZED SIGNATURE MP

MEMO Commission Filing Fees

⑈001836⑈ ⑆072000096⑆ 1851062917⑈

LCR TELECOMMUNICATIONS, LLC

South Dakota Public Utilities Commission
6170 Licenses and Permits

Commission Filing Fees

10/22/2002

1836

250.00

TC02-182

Comerica Account Commission Filing Fees

250.00

South Dakota Public Utilities Commission
WEEKLY FILINGS
For the Period of November 7, 2002 through November 13, 2002

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 report. Phone: 605-773-3705 Fax: 605-773-3809

CONSUMER COMPLAINTS

CT02-045 In the Matter of the Complaint filed by Nick Magera on behalf of CR of Sioux Falls, Inc., Sioux Falls, South Dakota, against McLeodUSA Telecommunications Services, Inc. Regarding Poor Customer Service.

CR of Sioux Falls' representative (Complainant) alleges that McLeodUSA Telecommunications Services, Inc. (McLeod) failed to provide Complainant with an acceptable level of customer service for the various problems Complainant was experiencing. Complainant switched its phone service to another provider and McLeod informed Complainant that it owed \$2,178.93 in termination fees.

Staff Analyst: Amy Kayser
Staff Attorney: Karen Cremer
Date Docketed: 11/08/02
Intervention Deadline: NA

NATURAL GAS

NG02-008 In the Matter of the Filing by MidAmerican Energy Company for Approval of Tariff Revisions.

Application by MidAmerican Energy Company for revisions of its Natural Gas Transportation Tariff on less than 30 days notice with tariffs to become effective December 1, 2002. The tariff changes submitted by MidAmerican are substantially the same as those approved by the Commission in its Order in Docket NG01-010, MidAmerican's last general rate case. In that Docket, MidAmerican requested delaying the effective date of the tariffs proposed in this Docket until a later time. MidAmerican is now asking that these tariff sheets become effective December 1, 2002. The proposed tariff sheets change certain gas transportation balancing parameters and charges.

Staff Analyst: Dave Jacobson
Staff Attorney: Kelly Frazier
Date Docketed: 11/13/02
Intervention Deadline: 11/19/02

TELECOMMUNICATIONS

TC02-181 In the Matter of the Application of National Access Long Distance, Inc. for a Certificate of Authority to Provide Interexchange Telecommunications Services in South Dakota.

Application by National Access Long Distance, Inc. for a certificate of authority to provide interexchange telecommunications services in South Dakota on a resold basis.

Staff Analyst: Dave Jacobson
Staff Attorney: Kelly Frazier
Date Docketed: 11/07/02
Intervention Deadline: 11/29/02

TC02-182 In the Matter of the Application of LCR Telecommunications, L.L.C. for a Certificate of Authority to Provide Interexchange Telecommunications Services in South Dakota.

On November 7, 2002, LCR Telecommunications, L.L.C. filed an application for a Certificate of Authority to provide interexchange telecommunications services in South Dakota. The applicant intends to provide resold interexchange services, including 1+ and 101XXXX outbound dialing, 800/888 toll-free inbound dialing, directory assistance, data services and travel card service throughout South Dakota.

Staff Analyst: Michele Farris
Staff Attorney: Kelly Frazier
Date Docketed: 11/07/02
Intervention Deadline: 11/29/02

TC02-183 In the Matter of the Filing for Approval of Statement of Generally Available Terms and Conditions for Interconnection, Unbundled Network Elements, Ancillary Services and Resale of Telecommunications Services between Qwest Corporation and MCImetro Access Transmission Services, LLC. (Third Revision).

On November 7, 2002, the Commission received a filing of an Agreement for terms and conditions for interconnection, unbundled network elements, ancillary services, and resale of telecommunication services provided by Qwest Corporation in the State of South Dakota (Qwest) to MCImetro Access Transmission Services, LLC (Third Revision September 24, 2002). According to the parties, the Agreement is a negotiated agreement which sets for the terms, conditions and prices under which Qwest will offer and provide to any requesting CLEC network interconnection, access to unbundled network elements, ancillary services and telecommunications services available for resale within the geographical areas in which Qwest is providing local exchange service at that time and for which Qwest is the incumbent local exchange carrier within the State of South Dakota for purposes of providing local telecommunications services. Any party wishing to comment on the agreement

may do so by filing written comments with the Commission and the parties to the agreement no later than November 27, 2002. Parties to the agreement may file written responses to the comments no later than twenty days after the service of the initial comments.

Staff Attorney: Kelly Frazier
Date Docketed: 11/07/02
Initial Comments Due: 11/27/02

TC02-184 In the Matter of the Filing for Approval of an Amendment to an Interconnection Agreement between Qwest Corporation and Level 3 Communications, LLC.

On November 8, 2002, the Commission received a Filing of Data Exchange Amendment to Interconnection Agreement Between Level 3 Communications, LLC (Level 3) and Qwest Corporation in the State of South Dakota (Qwest). According to the parties, the Agreement is a negotiated amendment to the interconnection agreement between Level 3 and Qwest which was approved by the Commission in August 29, 2002, in Docket TC02-060. The Amendment is made in order to add terms and conditions relating to data exchange for the billing of intraLATA switched access by adding language to Section 7.7.1. Any party wishing to comment on the agreement may do so by filing written comments with the Commission and the parties to the agreement no later than November 29, 2002. Parties to the agreement may file written responses to the comments no later than twenty days after the service of the initial comments.

Staff Attorney: Kelly Frazier
Date Docketed: 11/08/02
Initial Comments Due: 11/29/02

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

IN THE MATTER OF THE APPLICATION OF)	ORDER GRANTING
LCR TELECOMMUNICATIONS, L.L.C. FOR A)	CERTIFICATE OF
CERTIFICATE OF AUTHORITY TO PROVIDE)	AUTHORITY
INTEREXCHANGE TELECOMMUNICATIONS)	
SERVICES IN SOUTH DAKOTA)	TC02-182

On November 7, 2002, the Public Utilities Commission (Commission), in accordance with SDCL 49-31-3 and ARSD 20:10:24:02, received an application for a certificate of authority from LCR Telecommunications, L.L.C. (LCR).

LCR proposes to provide resold interexchange services, including 1+ and 101XXXX outbound dialing, 800/888 toll-free inbound dialing, directory assistance, data services and travel card service throughout South Dakota. The Commission has classified long distance service as fully competitive.

On November 14, 2002, the Commission electronically transmitted notice of the filing and the intervention deadline of November 29, 2002, to interested individuals and entities. No petitions to intervene or comments were filed and at its December 19, 2002, meeting, the Commission considered LCR's request for a certificate of authority. Commission Staff recommended granting a certificate of authority, subject to the condition that LCR not offer a prepaid calling card or require or accept deposits or advance payments without prior approval of the Commission. Commission Staff further recommended a waiver of ARSD 20:10:24:02(8).

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-31, specifically 49-31-3 and ARSD 20:10:24:02 and 20:10:24:03. The Commission finds that LCR has met the legal requirements established for the granting of a certificate of authority. LCR has, in accordance with SDCL 49-31-3, demonstrated sufficient technical, financial and managerial capabilities to offer telecommunications services in South Dakota. Further, the Commission finds that there is good cause to waive ARSD 20:10:24:02(8). The Commission approves LCR's application for a certificate of authority, subject to the condition that LCR not offer a prepaid calling card or require or accept deposits or advance payments without prior approval of the Commission. As the Commission's final decision in this matter, it is therefore

ORDERED, that LCR's application for a certificate of authority to provide interexchange telecommunications services is hereby granted, effective January 6, 2003, subject to the condition that LCR not offer a prepaid calling card or require or accept deposits or advance payments without prior approval of the Commission. It is

FURTHER ORDERED, that the Commission waives ARSD 20:10:24:02(8). It is

FURTHER ORDERED, that LCR shall file informational copies of tariff changes with the Commission as the changes occur.

Dated at Pierre, South Dakota, this 3rd day of January, 2003.

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 first class mail, in properly addressed envelopes, with charges prepaid thereon.
By: <u>Delaine Kalbo</u>
Date: <u>1/6/03</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Robert K. Sahr
ROBERT K. SAHR, Commissioner

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

CERTIFICATE OF AUTHORITY

To Conduct Business As A Telecommunications Company
Within The State of South Dakota

Authority was Granted effective January 6, 2003
Docket No. TC02-182

This is to certify that

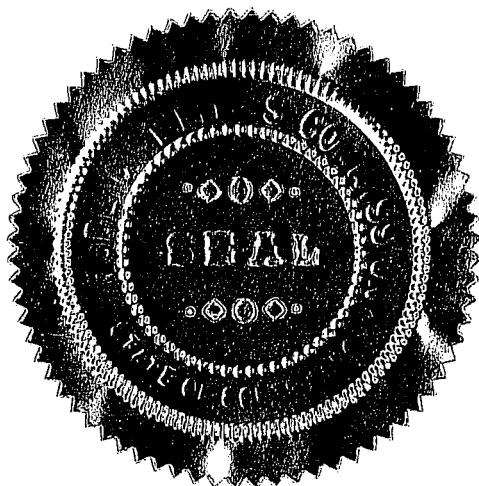
LCR TELECOMMUNICATIONS, L.L.C.

is authorized to provide interexchange telecommunications services in South Dakota, subject to the condition that it not offer a prepaid calling card or require or accept deposits or advance payments without prior approval of the Commission.

This certificate is issued in accordance with SDCL 49-31-3 and ARSD 20:10:24:02, and is subject to all of the conditions and limitations contained in the rules and statutes governing its conduct of offering telecommunications services.

Dated at Pierre, South Dakota, this 3rd day of January, 2003.

**SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION:**



James A. Burg

JAMES A. BURG, Chairman

Pam Nelson

PAM NELSON, Commissioner

Robert K. Sahr

ROBERT K. SAHR, Commissioner