

BEFORE THE SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION)
OF BROOKINGS MUNICIPAL UTILITIES)
D/B/A SWIFTEL COMMUNICATIONS, FOR)
DESIGNATION AS AN ELIGIBLE)
TELECOMMUNICATIONS CARRIER)
_____)

ORIGINAL

Case No. TC04-213

RECEIVED

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Compliance Filing of Brookings Municipal Utilities d/b/a Swiftel Communications SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

Brookings Municipal Utilities d/b/a Swiftel Communications (“Swiftel”), an eligible telecommunications carrier (“ETC”) in South Dakota, hereby provides the Commission with a compliance filing containing additional information as set forth in the Commission’s recent Order in the above-captioned proceeding.¹

1. Number of Universal Service Customers

Swiftel currently has 14,679 customers throughout its service areas in South Dakota . Swiftel is unaware of any unfilled service requests in its designated service area in 2005. Swiftel received 3 PUC complaints from subscribers in 2005.

2. Construction Plan

Swiftel provides this information with the understanding that specific requests for service and shifts in consumer demand may cause a planned cell site to be relocated or other planned construction projects to change.² Since Swiftel was only designated as an ETC on February 10, 2006, and Swiftel has not yet received any USF support, Swiftel did not construct any new cell sites in 2005 using USF funding and has not planned any new construction in 2006 using USF funds. However, the Swiftel Communications 2006

¹ *Brookings Municipal Utilities d/b/a Swiftel Communications, Order Granting Eligible Telecommunications Designation*, Case No. TC04-213 (February 10, 2006).

² *See Virginia Cellular, LLC*, 19 FCC Rcd. 1563 (2004) at ¶ 16.

construction plan includes a new cell site in northwest Sioux Falls, a new cell site on 22nd Avenue in Brookings, the addition of a cell sector to cover Crooks, the addition of second carrier in Sioux Falls for capacity and additional channel element capacity.

Swiftel Communications uses a Capital Improvement Plan (CIP) to manage capital investments and to plan for system investments. The CIP is reviewed annually in August and September and approved by the Brookings Municipal Utility Board, and by that time, Swiftel expects to have USF support flowing to it which will enable Swiftel to more accurately plan for construction.

In addition to this commitment, Swiftel will examine on an ongoing basis whether additional ‘fill-in’ facilities need to be constructed to reach unserved and underserved areas with available high-cost support. Currently, throughout its FCC licensed service area in South Dakota, Swiftel covers 75.17% of the population.

3. CTIA’s Consumer Code for Wireless Services

Swiftel continues to commit to abide by the CTIA Consumer Code for Wireless Services, as it may be amended from time to time, for all of its operations in South Dakota.³

4. Service Provisioning Commitment

Swiftel has made and will continue to make the following commitment to provision service to requesting customers:

In response to requests for service at a residence or business, Swiftel will take the following steps:

³ http://files.ctia.org/pdf/The_Code.pdf

1. If a request comes from a customer within its existing network, Swiftel will provide service immediately using its standard customer equipment.

2. If a request comes from a customer residing in any area where Swiftel does not provide service, Swiftel will take a series of steps to provide service.

- * First, it will determine whether the customer's equipment can be modified or replaced to provide acceptable service.

- * Second, it will determine whether a roof-mounted antenna or other network equipment can be deployed at the premises to provide service.

- * Third, it will determine whether adjustments at the nearest cell site can be made to provide service.

- * Fourth, it will determine whether there are any other adjustments to network or customer facilities which can be made to provide service.

- * Fifth, it will explore the possibility of offering the resold service of carriers that have facilities available to that location.

- * Sixth, Swiftel will determine whether an additional cell site, a cell-extender, or repeater can be employed or can be constructed to provide service.

If there is no possibility of providing service short of these measures, Swiftel will notify the customer and provide the Commission with an annual report of how many requests for service could not be filled. The Commission will retain authority to resolve any customer complaints that Swiftel has refused to respond to a reasonable request for service.

We trust that you will find this to be responsive to the Order. Should you have any questions or require any additional information, please contact the undersigned counsel directly.

Respectfully submitted,

Brookings Municipal Utilities
d/b/a Swiftel Communications

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