



Judith A. Riley, J.D.

5909 Northwest Expressway, Suite 403  
Oklahoma City, OK 73132

May 28 2008

**Overnight Delivery**

Public Utilities Commission  
Capitol Building, 1st floor  
500 East Capitol Avenue  
Pierre, SD 57501-5070  
(605) 773-3201

Re: NovaTel Ltd., Inc. Application for Certificate of Authority to provide Interexchange  
Telecommunications Services in South Dakota

Enclosed please find one (1) original and one (1) copy of NovaTel Ltd., Inc., Application for a  
Certificate of Authority to provide Interexchange Telecommunications Services in South Dakota.

Please acknowledge receipt of these documents by file stamping the duplicate letter of transmittal  
enclosed and returning it in the self-addressed stamped envelope included for this purpose.

Should there be any questions or additional information required, please do not hesitate to contact me at  
(405) 755-8177 ext. 24. Thank you for all your help.

Sincerely,

Chris Collier  
Regulatory Consultant

Enclosures

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE APPLICATION )  
OF NOVATEL LTD., INC. FOR A CERTIFICATE )  
OF AUTHORITY TO PROVIDE RESOLD ) DOCKET: \_\_\_\_\_  
INTEREXCHANGE TELECOMMUNICATIONS )  
SERVICES IN SOUTH DAKOTA )

APPLICATION

NovaTel Ltd., Inc., (“Applicant”), a Texas Domestic for profit Corporation, files this verified application respectfully requesting that the Public Utilities Commission of South Dakota (“Commission”) issue an order that:

- (a) grants Applicant a Certificate of Authority to provide interexchange telecommunications services pursuant to SDCL 49-31-3.
- (b) grants competitive status to Applicant, and classifies the Applicant’s services as Competitive.

In support of its request, Applicant states:

- 1. The legal name and principal office or place of business of the Applicant are:

NovaTel Ltd., Inc.  
11550 IH-10 West, Suite 110  
San Antonio, TX 78230  
(201) 698-8005 Phone  
(201) 349-7562 Facsimile  
Website: [www.novatelnetworks.com](http://www.novatelnetworks.com)

Registered Agent in the State of South Dakota  
C T Corporation System  
319 S. Coteau Street  
Pierre, South Dakota 57501

A copy of the Applicant’s Certificate of Authority to transact business in South Dakota issued by the Secretary of State of South Dakota is attached hereto as Exhibit A.

2. Applicant is a reseller of telecommunications services which provides resold dedicated point-to-point private line service and dedicated Internet access to business customers only. These circuits are used for the transport of data services only. The company provides bandwidth starting and T-1 (1.544 Mbps) and proceeds into the high speed optical carrier networks up to OC192.

Applicant respectfully requests authority to provide service to prospective business customers throughout the State of South Dakota.

3. Applicant provides customer assistance on a 24 hour a day, 7 days a week basis. Customers with questions regarding service or regulatory matters, may contact James Quail, at the company's toll-free number of 1-888-765-6682, or if a customer prefers to correspond with the company in writing, they may send correspondence to the company address at 11550 IH-10 West, Suite 110, San Antonio, TX 78230.

4. Applicant will bill customers for charges directly.

5. Applicant will use fair and reasonable industry standards to maintain its no slamming policy of customers. Applicants' policy will require a signed letter of authorization from the customer. For phone orders, applicant will utilize a third party verification system, including the recording of the request and maintaining records of requests in the Applicants principal business office.

6. Applicant provides a proposed tariff which contains the rules and regulations applicable to the Applicant's customers, a description of services offered, and a list of rates associated with such services.

7. Applicant is currently operating in California, Florida, New Jersey and Texas. Applicant has not been denied authority, nor had authority revoked in any jurisdiction and is currently in good standing in each jurisdiction where it operates.

8. Applicant will market to business customers only. No multi-level marketing plans will be used. The Applicant will not be offering any charity based programs. Standard FCC accepted methods of media outlet such as print, radio and television sources will be utilized

9. The Applicant has secured an F.E.I.N of 74-2969809 and will obtain a South Dakota Sales Tax Number upon approval a Certificate of Authority to offer its services in South Dakota.

10. The Applicant has not had any complaints of slamming in any jurisdiction.

11. Applicant requests classification as a competitive telecommunications company within the State of South Dakota, and that its services are classified as competitive. Applicant believes that its proposed services will be subject to sufficient competition to justify a lesser degree of regulation. Granting of this applicant is in the public interest as it will allow greater price and service options for telephone users.

12. Correspondence or communications pertaining to this Application should be addressed to the following persons:

Chris Collier  
Regulatory Consultant  
Telecom Professionals, Inc.  
5909 NW Expressway, Suite 101  
Oklahoma City, OK 73132  
(405) 755-8177 ext. 24  
[CCollier@telecompliance.net](mailto:CCollier@telecompliance.net)

WHEREFORE, Applicant, NovaTel Ltd., Inc., respectfully requests the Public Utilities Commission of South Dakota grant it a certificate of service authority to provide resold interexchange telecommunications services within the State of South Dakota.

Respectfully submitted,

  
Signature

Paul A. Golibart  
Printed Name

NovaTel Ltd., Inc.  
Company

11550 IH-10 West, Suite 110.  
Address

San Antonio, TX 78230  
City, State, Zip


**VERIFICATION**

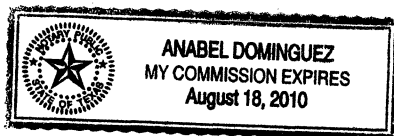
STATE OF TEXAS                    )  
  ) ss.  
COUNTY OF BEXAR                )

I, Paul A. Golibart, being duly sworn, do hereby certify, depose and state that I am the President of NovaTel Ltd., Inc., Applicant in this proceeding; and that I have read the above and foregoing Application and the allegations therein contained are true and correct to the best of my knowledge, information and belief; and I further state that I am authorized to verify the foregoing application by the above said applicant.

  
\_\_\_\_\_  
Signature

Subscribed and sworn to before me, a Notary Public, this 12 day of March 2008.

  
\_\_\_\_\_  
Signature of Notary Public



**LIST OF EXHIBITS**

EXHIBIT A	SOUTH DAKOTA CERTIFICATE OF AUTHORITY
EXHIBIT B	COMPANY FINANCIALS – PUBLIC COPY
EXHIBIT B(1)	COMPANY FINANCIALS – CONFIDENTIAL COPY
EXHIBIT C	PROPOSED TARIFF