

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

IN THE MATTER OF THE)	
APPLICATION OF QWEST)	DOCKET NO. TC08-127
CORPORATION TO MODIFY ITS)	
JURISDICTIONAL REPORT)	
REQUIREMENTS IN SECTION 2 BY)	PETITION TO INTERVENE
ESTABLISHING A PERCENT)	
INTERSTATE USAGE (PIU) FLOOR)	
FOR UNIDENTIFIED FEATURE GROUP)	
D (FGD) TERMINATING TRAFFIC.)	

Pursuant to ARSD 20:10:01:15.02, MCI Communications Services, Inc. d/b/a Verizon Business Services (“Verizon Business”), by its undersigned counsel, petitions the Commission as follows:

1. Verizon Business is an interexchange carrier under the jurisdiction of the Commission that exchanges intrastate and interstate switched access traffic with Qwest Corporation (“Qwest”). It is, therefore, a customer of Qwest and would be affected by changes that Qwest proposes to make in its South Dakota Access Service Tariff.
2. On October 31, 2008, Qwest filed with the Commission a request to modify the Jurisdictional Report Requirements in Section 2 of its South Dakota Access Service Tariff by establishing a Percent Interstate Usage (“PIU”) floor for what it considers to be unidentified Feature Group D (“FGD”) terminating traffic. Qwest’s proposed revisions would result in a higher percentage of traffic being billed at the intrastate rates (which are higher than interstate access rates) than at present, and thereby increase the amounts billed to Verizon and other access purchasers. Verizon, therefore, has a direct and pecuniary interest in this proceeding.
3. While Qwest asserts that the tariff changes are being implemented to “reduce misuse of jurisdictional reporting,” it has not demonstrated the existence or nature of the problem the tariff revision purports to address, or explained why its proposed solution is appropriate. In addition, it is not clear how the new jurisdictional reporting mechanism would be implemented—for example, how Qwest would determine whether traffic has or “lacks sufficient originating information,” what mechanism would be in place to enable carriers to resolve questions over the sufficiency of call originating information, and how any disputes would be resolved before Qwest automatically assigns a jurisdictional factor pursuant to its tariff. Because clarity and proper implementation of the tariff is important to carriers, like Verizon, who must take service under that tariff, Verizon requests that the Commission suspend and investigate Qwest’s

proposed tariff changes until these issues are adequately resolved to the satisfaction of Qwest's access customers.

4. Individuals to receive pleadings on behalf of Verizon Business in this proceeding are as follows:

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WHEREFORE Verizon Business prays that the Commission permit its intervention and participation in this proceeding to examine and cross-examine witnesses, conduct discovery, and offer evidence on its own behalf.

Dated this 21st day of November, 2008.

MAY, ADAM, GERDES & THOMPSON LLP

BY: 

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CERTIFICATE OF SERVICE

Brent Koenecke of May, Adam, Gerdes & Thompson LLP hereby certifies that on the 21st day of November, 2008, he filed electronically and served by e-mail thereon prepaid, a true and correct copy of the foregoing in the above-captioned action to the following:

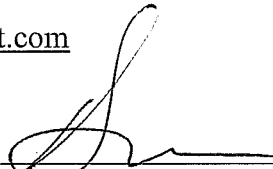
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