

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

IN THE MATTER OF THE FILING BY)
SOUTH DAKOTA NETWORK, LLC OF AN)
APPLICATION FOR WAIVER OF SWITCHED) DOCKET NO. TC11-069
ACCESS COST STUDY)

**PETITION FOR INTERVENTION BY AT&T COMMUNICATIONS OF THE
MIDWEST, INC., ON PETITION OF SOUTH DAKOTA NETWORK, LLC FOR
AN APPLICATION FOR WAIVER OF SWITCHED ACCESS COST STUDY**

Pursuant to ARSD Sec. 20:10:01:15.02, AT&T Communications of the Midwest, Inc., (“AT&T”) petitions for leave to intervene in the above captioned proceeding. In its Petition filed on June 7, 2011, South Dakota Network, LLC. (“SDN”) requests that it be exempted pursuant to ARSD 20:10:27:02 from filing cost data in support of its switched access service tariff as required by ARSD 20:10:27:07.

Petitioner would argue that SDN has to establish that it lacks the necessary financial, technical or managerial resources to determine the costs behind its switched access service rates based on company-specific costs or that the cost of such an exercise outweighs any benefit to consumers or customers of SDN’s monopolistic services. In its Petition, SDN indicates that it lacks the resources to develop this information, but that by itself can not meet the good cause requirement of the Commission.

As an interexchange carrier, AT&T is required to pay intrastate switched access service fees to SDN for the monopolistic services it provides. The amount paid by AT&T for switched access calls is a significant cost component in its provision of interexchange services. Thus, AT&T has a substantial financial interest in ensuring that access fees are reasonable, accurate and consistent with the public interest.

AT&T does not have control over whom the local end user chooses as its exchange carrier and so AT&T is thus subjected to costs driven by the choice of the consumer. Unbeknownst to the consumer, his act of choosing an exchange carrier which may be an owner in part of SDN can significantly increase the switched access service fees which AT&T must pay to provide service to that consumer. The charging of these fees, needed or not, without IXC control or choice necessarily, has an impact on AT&T's business in South Dakota, how it serves its customers in South Dakota and how it continues to provide competitive services to the citizens of this state.

AT&T has a strong and substantiated interest in ensuring that switched access service rates of SDN remain fair and reasonable under current statutory and commission guidelines.

WHEREFORE AT&T requests that it be granted intervention status in this proceeding.

Respectfully submitted this 24th day of June, 2011.

OLINGER, LOVALD, MCCAHERN & REIMERS, PC

/s/ filed electronically

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CERTIFICATE OF SERVICE

William M. Van Camp hereby certifies that on the 24th day of June, 2011, he served, a true and correct copy of the aforementioned Petition for Intervention by AT&T Communications of the Midwest, Inc., in the above-captioned action to the following by electronic mail, to-wit:

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