# **BEFORE THE South Dakota Public Utilities Commission**

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JUN 27 2011

Application of		SOUTH DAKOTA PUBLIC
DelTel, Inc.	)	Docket No. TC05-115
For Approval of Abandonment of Certification	)	

#### **Application to Abandon Certificate**

DelTel, Inc. ("DelTel"), pursuant to Docket No. TC05-115, respectfully requests that the South Dakota Public Utilities Commission ("Commission") allow DelTel to voluntarily surrender its certification, without prejudice, to provide interexchange service within the State of South Dakota ("IXC Certification") and, to the extent necessary, cancel its South Dakota tariff currently on file with the Commission.

DelTel submits the following information in support of this Application:

## 1. Applicant's Name, Address, Authorization Information, and Proposed Surrender Date

DelTel's principal offices are located at:

DelTel, Inc.
32 Journey, Suite 100
Tel: 949.444.0150 x692

Fax: 949.444.0150 www.deltel.com

Applicant's legal name is DelTel, Inc. Applicant is a public utility corporation formed under the laws of the State of California. In the State of South Dakota, DelTel is authorized to provide resold interexchange telecommunications services granted in Order Docket No. TC05-115 issued in South Dakota on 5/5/2005. DelTel requests that its IXC Certification be canceled immediately or as soon as the Commission can take any necessary administrative action.

### 2. Circumstances Requiring Voluntary Surrender of Certificate

Due to natural attrition, DelTel, Inc. no longer has Telecommunication Customers in South Dakota and therefore, no longer requires its authorizations. Because DelTel no longer serves any telecommunication customers in South Dakota and neither holds deposits nor advance payments from any South Dakota consumers, DelTel respectfully submits that the surrender of its authorizations is reasonable and necessary and will not be disruptive to the present or future public interest, convenience and necessity.

To the extent necessary, DelTel also withdraws, and requests cancellation of, its South Dakota tariff currently on file with the Commission. DelTel submits that the surrender of its IXC Certification and, to the extent necessary, the withdrawal of its tariff are reasonable, necessary and not disruptive to the present or future public interest, convenience and necessity of South Dakota.

#### 3. Description of Arrangements to Pay Amounts to the Commission

To the extent that DelTel has any outstanding taxes, fees, or other amounts owed to the Commission, those taxes, fees, or other amounts, DelTel will promptly pay any amounts owed the Commission or any other agency of the State.

#### 4. Plan for Facilities in South Dakota

DelTel submits that it does not have any facilities in South Dakota, and therefore, the requirement to propose a plan to remove, maintain, or transfer facilities is inapplicable.

#### 5. Verification

A verification is attached hereto to verify the information in this Application.

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WHEREFORE, DelTel, Inc. respectfully requests that the Commission grant this Application and cancel DelTel's IXC Certification and, to the extent necessary, cancel of DelTel's tariff currently on file with the Commission.

Respectfully submitted,

Kirk Waldfogel

CEO

DELTEL, INC.

32 Journey, Suite 100

Aliso Viejo, CA 92656

Tel: 949.444.0150 x692

Fax: 949.444.0150 kirk@deltel.com

#### VERIFICATION

I, Kirk Waldfogel, state that I am the CEO of DelTel, Inc.; that I am authorized to make this Verification on behalf of DelTel, Inc.; that the foregoing filing was prepared under my direction and supervision; and that the contents with respect to DelTel, Inc. are true and correct to the best of my knowledge, information, and belief.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 15th day of June, 2011.

Kirk Waldfogel CEO

DelTel, Inc.

State of California, County of ORANGE Subscribed and sworn to (or affirmed) beto leme on this 10 day of Oune, 20 11 by Kirk Nachtage 1.

proved to me on the basis of satisfactory evidence to be the person(s), who appeared before me.

Signature

MICHELLE MARIE JUNG
COMM. #1869783
Notary Public - California
Orange County
My Comm. Expires Oct. 30, 2013