

Jean L. Kiddoo
Brett P. Ferenchak
jean.kiddoo@bingham.com
brett.ferenchak@bingham.com

May 9, 2012

Via E-filing

Patricia Van Gerpen, Executive Director
South Dakota Public Utilities Commission
Capitol Building
500 East Capitol Avenue
Pierre, South Dakota 57501-5070

**Re: Docket No. TC12-031
Request for Approval of the Intrastate Access Tariff of
Onvoy, Inc. d/b/a Onvoy Voice Services**

Response to Data Request 1

Dear Ms. Van Gerpen:

On behalf of Onvoy, Inc. d/b/a Onvoy Voice Services (“Onvoy”), this letter responds to questions from staff regarding Onvoy’s proposed intrastate Access Tariff No. 1. As part of this response, Onvoy is providing a replacement proposed intrastate Access Tariff No. 1 that addresses staff’s questions and corrects some pagination issues identified by Onvoy. Specifically, Onvoy responds to the following questions:

1-1) Was this access services tariff modeled after another tariff which has already been approved by the South Dakota Public Utilities Commission? If so, whose?

Response: The proposed access services tariff was modeled after the standard intrastate access tariffs that Onvoy filed in other states and modified to account for South Dakota laws and rules. The proposed access service tariff was not modeled after another tariff approved by the Commission.

1-2) Page 65 shows composite rates for direct access and tandem switched access of \$.051711 and \$.060565, respectively. Per ARSD 20:10:27:02.01. Determination of intrastate switched access charges for competitive local exchange carriers. A competitive local exchange carrier shall charge intrastate switched access rates that do not exceed the intrastate switched access rate of the Regional Bell Operating Company operating in the state. The composite CenturyLink switched access rate is \$0.06042. How does Onvoy Voice Services explain the tandem switched access tariff that exceeds that of CenturyLink?

Response: Onvoy had calculated a higher switched access rate for Centurylink, but has revised its rates for tandem switched access to equal \$0.06042 in Sections 5(VIII)(A).

Beijing
Boston
Frankfurt
Hartford
Hong Kong
London
Los Angeles
New York
Orange County
San Francisco
Santa Monica
Silicon Valley
Tokyo
Washington

Bingham McCutchen LLP
2020 K Street NW
Washington, DC
20006-1806

T +1.202.373.6000
F +1.202.373.6001
bingham.com

A/74934143.1

1-3) Page 70 of the tariff uses a customer default PVU factor of zero. Why was this factor chosen as opposed to defaulting to a Company factor or the state average as reported in the FCC Local Competition Report?

Response: Onvoy uses a customer default PVU factor of zero because it is the industry standard.

1-4) Section 5.VIII.B on page 66 skips to section 5.VIII.H on page 67. Were subsections C through G omitted or was it just a lettering error?

Response: Onvoy has corrected this section lettering error. In addition, Onvoy has corrected some pagination errors.

1-5) Section 5.VIII.K.6 on page 70 and section 5.VIII.K.7 on page 71 uses retroactive dates of April 15, 2012, January 1, 2012, and December 29, 2011. Since there will not be any bills until this tariff goes into effect, shouldn't these dates be changed to the effective date of the tariff?

Response: Onvoy has revised renumbered Section 5.VIII.F.6 to prorate a PVU provided by July 1, 2012 back to the effective date of the tariff and revised renumbered Section 5.VIII.F.7 to remove the last two sentences of the paragraph regarding prorating and backbilling and the date of billing a PVU factor.

Please acknowledge receipt and acceptance of this filing. Should you have any questions regarding this filing, please do not hesitate to contact Brett Ferenchak at 202-373-6697.

Respectfully submitted,



Jean L. Kiddoo
Brett P. Ferenchak

Counsel for Onvoy

Attachment

Beijing
Boston
Frankfurt
Hartford
Hong Kong
London
Los Angeles
New York
Orange County
San Francisco
Santa Monica
Silicon Valley
Tokyo
Washington

Bingham McCutchen LLP
2020 K Street NW
Washington, DC
20006-1806

T +1.202.373.6000
F +1.202.373.6001
bingham.com

A/74934143.1