



Kristie Fiegen, Chairperson
Gary Hanson, Vice Chairperson
Chris Nelson, Commissioner

South Dakota

PUBLIC UTILITIES COMMISSION

500 East Capitol Avenue
Pierre, South Dakota 57501-5070
www.puc.sd.gov

Capitol Office
(605) 773-3201

Grain Warehouse
(605) 773-5280

Consumer Hotline
1-800-332-1782

Email
puc@state.sd.us

December 20, 2018

Patricia Van Gerpen
Executive Director
SD Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501

Re: TC18-056 In the Matter of the Application of LCRHUB Inc for a Certificate of Authority to Provide Local Exchange Service in South Dakota

Dear Ms. Van Gerpen:

On July 23, 2018, LCRHUB Inc filed an application with the Commission for a Certificate of Authority to Provide Local Exchange Service in South Dakota. Commission Staff (Staff) reviewed the application but deemed the application incomplete. In addition, it appeared LCRHUB sought a permit for local exchange service and interexchange long distance service. Despite the reference to both services, necessary information was not provided in the original filing. As a result, Staff determined the application was incomplete.

Staff submitted its first formal data request to the company on August 14, 2018. On September 7, 2018, the company submitted responses to Data Request 1. Staff reviewed the responses to Data Request 1 and determined that the responses and the application were still incomplete. In particular, the application still did not contain financial statements or a South Dakota Sales Tax Number. On September 7, 2018, Staff sent an email to the company outlining the responses that were incomplete and the responses which changed the scope of the application and would require additional information pursuant to South Dakota Administrative Rules 20:10:24:02 and 20:10:32:15.

Since September 7, 2018, Staff has made numerous requests to LCRHUB to provide the requested information and complete the application. In response to these requests, LCRHUB repeatedly asked for, and received extensions from Staff to provide the information but, failed to meet any of the extensions. To date, the requested information has not been provided and Staff considers the application incomplete.

On December 18, 2018, LCRHUB emailed Staff to request withdrawal of their application and stated that they would refile in the new year. After Staff requested LCRHUB file this request to withdraw in the docket, LCRHUB again requested additional time to comply with Staff's request.

At this point, the docket has been open for approximately five months and still remains incomplete, despite Staff's best efforts to obtain the information. Staff can no longer continue to devote time to this docket and Staff respectfully requests the Commission dismiss the application without prejudice and close the docket to allow LCRHUB to refile a complete application in the future.

Sincerely,

Amanda M. Reiss

Amanda M. Reiss
Staff Attorney