

Docket Number: TC19-005  
Subject Matter: First Data Request  
Request to: LTE Wireless, Inc.  
Request from: South Dakota Public Utilities Commission Staff  
Date of Request: March 18, 2019  
Responses Due: April 1, 2019

1-1. Refer to ARSD 20:10:32:03(1):

- a. Provide the suite number of the company's principal office address.

**This is the correct company address. This has been corrected with ND PSC.  
5421 W 41st Street, Suite 202  
Sioux Falls, South Dakota 57642**

- b. The North Dakota Public Service Commission lists a different mailing address for the company LTE Wireless Inc, at 603 3<sup>rd</sup> Avenue E, Suite 201, McLaughlin, SD 57642 versus 3916 N. Potsdam, Sioux Falls, SD 57104. Which is correct?

**This is the correct company address. This has been corrected with ND PSC.  
5421 W 41st Street, Suite 202  
Sioux Falls, South Dakota 57642**

- c. The company lists a different email address in an interconnection agreement filing with the North Dakota Public Service Commission of [info@ltewireless.com](mailto:info@ltewireless.com) versus [infoltewireless@gmail.com](mailto:infoltewireless@gmail.com). Which is best to use to contact the company?

**[info@ltewireless.com](mailto:info@ltewireless.com) is the best contact email for the company. Please see changes in Amended Application.**

Sources: <https://psc.nd.gov/database/documents/Telecom/1002000000001844.php>;  
<https://psc.nd.gov/database/documents/19-0094/001-010.pdf>

1-2. Refer to ARSD 20:10:32:03(1): Confirm whether the company's name is "LTE Wireless, Inc." as it is listed in this section and throughout the application or whether its name is "LTE Wireless Inc." as it is listed on Exhibit B.

**The company is LTE Wireless Inc. with no comma.**

1-3. Pursuant to ARSD 20:10:32:03(2), provide a description of the organizational structure of the company.

**The company is a stand-alone private corporation. It has no affiliates.**

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- 1-4. Several times on page 2 of the application, the company refers to itself as LTW Wireless. Please confirm whether this is a typographical error.

**This is a typographical error. Please see amended petition.**

- 1-5. In response to ARSD 20:10:32:03(4), the company lists the registered agent as not applicable. According to Exhibit B, the company does have a registered agent. Please explain.

**The company address is in South Dakota. Therefore, it accepts all process of service at its local address. It also represented in South Dakota by the following Agent for Service of Process:**

**Person Enterprise, L.L.C.  
326 N. Madison  
Pierre, SD 57501**

- 1-6. Pursuant to ARSD 20:10:32:03(5), provide a copy of the company's certificate of authority to transact business in South Dakota from the Secretary of State.

**Please see attached copy of the company's certificate of authority to transact business in the state of South Dakota from the Secretary of State.**

- 1-7. Refer to response to ARSD 20:10:32:03(6): Provide the date and nature of state authorization that LTE Wireless, Inc. received in North Dakota.

**LTE Wireless Inc. is registered as a "telecommunications company(y) that is not an incumbent telecommunications company" in the state of North Dakota. This registration was originally submitted in January 2019; it was updated on 4/2/2019.**

- 1-8. Refer to response to ARSD 20:10:32:03(8)(a): In the company's response to this requirement, it mentions in the first sentence of the paragraph and the last sentence of the paragraph that it wishes to offer interexchange services in addition to local exchange services. If this is the case, the company must supplement the application to include the requirements for interexchange services.

**Applicant does not intend to provide intrastate interexchange services. Any incidental long-distance services will be provided as a part of its local exchange services with no additional charge.**

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- 1-9. Pursuant to ARSD 20:10:32:03(8)(a), provide information on the classes of customers the applicant intends to serve.

**The applicant respectfully requests authority to provide services to residential, commercial and wholesale clients. If approved, it would like to have the flexibility afforded to CLECs by having the flexibility to serve all segments of the market.**

- 1-10. Refer to response to ARSD 20:10:32:03(8)(b), the company mentions the “successful completion of the installation and/or procurement of any facilities needed to offer service” as affecting the time-frame by which the applicant will provide service. In ARSD 20:10:32:03(8)(a), the company states that it “has no plans to install facilities in the State of South Dakota.” Please explain.

**The reason the Applicant is requesting facilities-based authority is two-fold. First, Applicant needs facilities-based authority so that it will have authority to interconnect with ILECs and managing existing leased ILEC facilities as if as they belonged to the Applicant. Applicant may have to order installation of a service through its interconnection agreement with the ILEC. Applicant will order and manage leased facilities through the incumbent local exchange carrier. Additionally, when the services rendered grow to certain capacity, Applicant will be required to invest in certain facilities, such as switching equipment. Therefore, Applicant respectfully requests approval of facilities-based authority so that Applicant will be able to lease the least cost facilities.**

- 1-11. Please provide more information to the response to ARSD 20:10:32:03(8)(c). Specifically, provide a description of all facilities that the applicant will utilize to furnish the proposed local exchange services.

**The facilities required to furnish the proposed local exchange services will be performed under an Interconnection Agreement with the ILEC. Applicant intends to enter into Interconnection Agreements (“ICAs”) with ILECs and will file them with this Commission that provides all description of facilities available to the Applicant.**

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- 1-12. Refer to response to ARSD 20:10:32:03(10)(a): If applicable, provide a description of education and experience of all management personnel overseeing the proposed local exchange services in South Dakota. For example, please include the resume of Robert Casey, who is listed as the company's Chief Engineer in an interconnection filing with the North Dakota Public Service Commission.

**Mr. Casey is no longer associated with the Applicant. Therefore, we cannot submit his resume in support of this application.**

Source: <https://psc.nd.gov/database/documents/19-0094/001-010.pdf>

- 1-13. Refer to response to ARSD 20:10:32:03(10)(a): In the application, Dennis Morris is described as the Vice President of Operations. In his attached resume, he is listed as the President of Operations. Please explain the difference.

**This was due to human error that occurred during document preparation. Dennis Morris is actually Dennis Morrisey. He is Vice President of Operations. Attached please find a corrected resume that reflects his corrected name and corrected title.**

- 1-14. Refer to ARSD 20:10:32:03(12): Provide financial statements of the applicant of the most recent 12-month period.

**The Applicant is a new entity, formed on 04/09/2018. Therefore, it does not have any historical financial data to provide. It has no knowledge of the financials filed in TC18-056 and was not party to that docket.**

- 1-15. Related to ARSD 20:10:32:03(13)(a): As the company has not yet made any requests for interconnection in South Dakota, provide a copy of any request for interconnection made by the applicant in any of its jurisdictions where it does business similar to what it is requesting to do here.

**Applicant is in the process of establishing operations. It intends to enter into interconnection agreements with Incumbent Local Exchange Carriers. Any Interconnection Agreement will be filed with the Commission prior to beginning operations. A similar filing can be found in North Dakota, where the Applicant entered into an Interconnection Agreement with CenturyLink.**

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- 1-16. Refer to response to ARSD 20:10:32:03(14): Staff is having difficulty accessing information related to applicable rates on the applicant's website. Please provide a copy of marketing material from the website as an attachment to this data request.

**As a new company, the Applicant is in the process of developing marketing materials. Applicant has established a website at Itewireless.com that does feature a regulatory section that will contain all filed tariffs. Applicant does not yet have an approved tariff to publish on its website.**

- 1-17. Refer to ARSD 20:10:32:03(18): Will the company receive any prepayments from customers?

**No. The Applicant will never receive prepayments from customers.**

- 1-18. The document is signed by Dennis Morrissey, Vice President of Operations. The rest of the application refers to the Vice President of Operations as Dennis Morris. Which is correct?

**This was due to human error that occurred during document preparation. Dennis Morris is actually Dennis Morrissey. He is Vice President of Operations. Attached please find a corrected resume that reflects his corrected name and corrected title.**

- 1-19. Refer to ARSD 20:10:32:04: Confirm that the company has provided notice to other local exchange carriers in the proposed service area.

**Please see attached notice sent to other local exchanges and certificate of service.**