

**Before the
South Dakota Public Utilities Commission
Pierre, South Dakota 57501**

In the Matter of)
)
Application of **LTS Telecommunications**) TC16 - _____
Services (USA) Inc. for a Certificate of)
Authority for Interexchange Service)
)

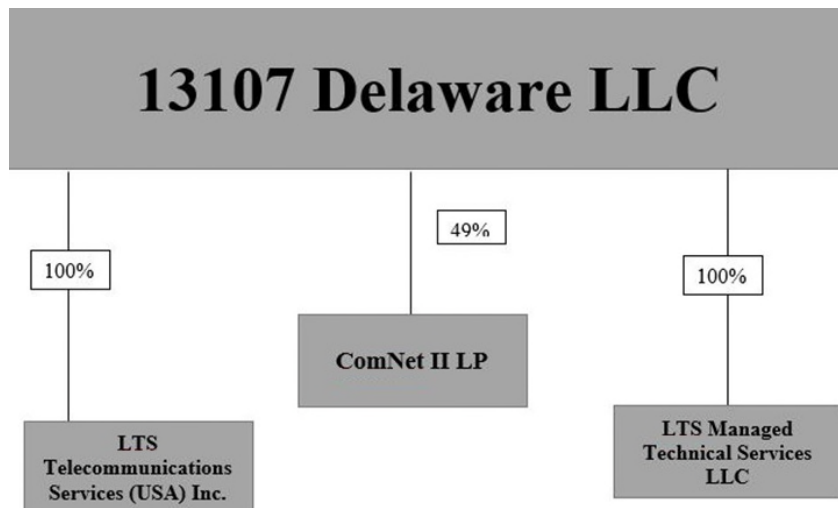
Application for the Certificate of Authority for Interexchange Service

(1) The applicant's name, address, telephone number, facsimile number, web page URL, and E-mail address.

LTS Telecommunications Services (USA) Inc.
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(2) A description of the legal and organizational structure of the applicant's company.

Applicant is a wholly-owned subsidiary of 13107 Delaware LLC, a holding company also owning 49% of Applicant's sister company, ComNet II LP, and serving as parent to Applicant's affiliate, LTS Managed Technical Services. Below is an organizational chart for your convenience.



(4) A copy of the applicant's certificate of authority to transact business in South Dakota from the Secretary of State.

Please see Exhibit A hereto.

(5) The location of the applicant's principal office, if any, in this state and the name and address of its current registered agent, if applicable.

Applicant's registered agent in South Dakota is the Corporation Service Company, 503 South Pierre St., Pierre, SD 57501. Applicant does not have a principal office in South Dakota.

(6) A list and specific description of the telecommunications services the applicant intends to offer.

Applicant seeks authority to provide switchless, full-facilities based interexchange services throughout the state of South Dakota. Specifically, LTS seeks authority to own, construct, and operate its initial fiber facilities. LTS's initial service will offer dark fiber but may expand to wavelength and other regulated services. Applicant would describe itself as a "carriers' carrier" and plans to provide fiber optic facilities and connections to large telecommunications carriers and large business enterprise companies, which will enable the provision of telecommunications services to residential and business end-users in the state of South Dakota. Applicant will also provide key route maintenance of all components of its constructed fiber optics system. Applicant intends to erect fiber facilities primarily along and within publicly owned rights-of-way throughout the state of South Dakota.

(7) A detailed statement of how the applicant will provide its services.

Applicant intends to construct, operate, and maintain complex fiber-based telecommunications infrastructure and provide key route maintenance on all its constructed fiber facilities. Applicant is a part of the Leducor Group of Companies. The Leducor Group of Companies is an industry leader in infrastructure construction, operation, and maintenance. Leducor Group has been building and maintaining telecommunications networks across North America since 1979 and has the unique ability to provide full turnkey telecommunications solutions. From constructing the first coast-to-coast fiber optic cable in Canada to installing the first undersea cable in the United States, the Leducor Group of Companies has played an indispensable role in the growth and development of North America's telecommunications networks.

With decades of knowledge and expertise, Applicant will be able to tap into a network of staff, technicians, and experts with the specific skills necessary to install, operate and maintain these fiber optic cables and facilities. Biographies of the Applicant's key personnel, which verify Applicant's technical abilities, are attached as Exhibit B.

(8) A service area map or narrative description indicating with particularity the geographic area proposed to be served by the applicant.

Applicant proposes to provide its services originating throughout the entire state of South Dakota.

(9) For the most recent 12-month period, financial statements of the applicant including a balance sheet, income statement, and cash flow statement. The applicant shall provide audited financial statements, if available.

Please see Exhibit C hereto.

(10) The names, addresses, telephone number, facsimile number, E-mail address, and toll-free number of the applicant's representatives to whom all inquiries must be made regarding complaints and regulatory matters and a description of how the applicant handles customer service matters.

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(11) Information concerning how the applicant plans to bill and collect charges from customers.

Applicant contracts directly with customers who solicit Applicant's services, and customers will be billed in accordance with the independently negotiated contracts.

(12) Information concerning the applicant's policies relating to solicitation of new customers and a description of the efforts the applicant shall use to prevent the unauthorized switching of interexchange customers.

Applicant only directly solicits new customers interested in Applicant's service of being a carriers' carrier for telecommunication carriers and large business enterprise companies. All new customers must enter into an independently negotiated contract with Applicant that will include terms preventing the unauthorized switching of interexchange customers.

(13) Information concerning how the applicant will make available to any person information concerning the applicant's current rates, terms, and conditions for all of its telecommunications services.

Applicant contracts directly with customers who solicit Applicant's services. Therefore, all information concerning the Applicant's current rates, terms, and conditions will be explicitly written in the independently negotiated contract between Applicant and customer.

(14) Information concerning how the applicant will notify a customer of any materially adverse change to any rate, term, or condition of any telecommunications service being provided to the customer. The notification must be made at least thirty days in advance of the change.

How the Applicant notifies customers of materially adverse changes of any telecommunications service provided will be in accordance with the independently negotiated contract between the Applicant and the customer. Applicant's contracts will provide that notification of such changes will occur at least thirty days in advance of the change.

(15) A list of the states in which the applicant is registered or certified to provide telecommunications services, whether the applicant has ever been denied registration or certification in any state and the reasons for any such denial, a statement as to whether or not the applicant is in good standing with the appropriate regulatory agency in the states where it is registered or certified, and a detailed explanation of why the applicant is not in good standing in a given state, if applicable.

On August 14th, 2020, Applicant filed for and is currently pending certification of a Certificate of Public Convenience and Necessity ("CPCN") in the state of California (Application

No. A2008012), where Applicant plans to provide full-facilities based and resold interexchange services. Applicant was certified in Texas as a “Special Purpose Company of Authority” to provide competitive telecommunications services on January 4th, 2018 (ID No. 60983). In Texas, Applicant is currently operating and maintaining fiber optic facilities and cables as it intends to do in South Dakota. Applicant is preparing applications in the states of Minnesota, Nebraska, Virginia, Maryland, and Wyoming, which are being filed within the next 30 days. In no instance has any application been denied or rejected. The Applicant is in good standing with the appropriate regulatory agencies in the states where it is registered or certified.

(16) A description of how the applicant intends to market its services, its target market, whether the applicant engages in any multilevel marketing, and copies of any company brochures used to assist in the sale of services.

Applicant markets its service in a very targeted fashion, focusing on telecommunications carriers and large business enterprise customers with the need for Applicant’s services. Applicant will not implement any multi-level marketing and does not currently have any brochures to assist in the sale of services since Applicant currently only offers wholesale services.

(17) Federal tax identification number and South Dakota sales tax number.

Federal Tax ID No. 82-3353449. South Dakota Tax No. None

18) The number and nature of complaints filed against the applicant with any state or federal regulatory commission regarding the unauthorized switching of a customer’s telecommunications provider and the act of charging customers for services that have not been ordered.

Applicant has no such complaints regarding the unauthorized switching of a customer’s telecommunications provider and of charging customers for services that have not been ordered.

WHEREFORE, LTS Telecommunications Services (USA) Inc. respectfully requests that the South Dakota Public Utilities Commission enter an order granting this Application, and such other relief as may be just and proper.

Respectfully Submitted,

/s/ Alan G. Poole

/s/ Victor M. Noriega

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