

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

**IN THE MATTER OF THE
APPLICATION OF LTD BROADBAND LLC
FOR A CERTIFICATE OF AUTHORITY TO
PROVIDE RESOLD AND FACILITIES-BASED
LOCAL EXCHANGE AND INTEREXCHANGE
SERVICES IN THE STATE OF SOUTH
DAKOTA**

DOCKET NO. TC21-014

JOINT STIPULATION

The parties in the above captioned proceeding, the South Dakota Telecommunications Association (“SDTA”) and LTD Broadband LLC (“LTD”) (collectively, the “Parties”), through their respective counsel, submit this Joint Stipulation as a resolution of all pending issues related to the LTD Application for a Certificate of Authority (the “COA Application”) in the above-captioned docket. Through execution of this document, each of the parties agrees to the following terms:

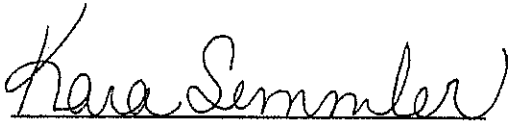
1. LTD filed a COA Application with this Commission on April 19, 2021.
2. The parties agree to the issuance of LTD’s requested Certificate of Authority if the Order

issuing the Certificate of Authority incorporates the following agreed upon terms:

- a. The Certificate of Authority granted by the Commission should not permit LTD or any of its affiliates that have not first received a local exchange certification from the Commission to provide any telephone exchange services or switched access services within Rural Telephone Company service areas. For purposes of this Joint Stipulation, “Rural Telephone Company” shall be defined as in 47 U.S.C. §153(44)
- b. In the future, if LTD intends to provide telephone exchange services or switched access services within any area served by a Rural Telephone Company, LTD understands that it is required to come before the Commission in another proceeding. Pursuant to 47 U.S.C. § 253(f) the Commission may require a company to meet the requirements in 47 U.S.C. § 214(e)(1) before providing services in a Rural Telephone Company service area.


- c. The parties agree that the grant of statewide certification to LTD, according to these conditions and as specified herein will not affect the exemptions, suspensions, and modifications for rural telephone companies found in 47 U.S.C. § 251(f).
- d. The parties agree that upon the Commission's approval of this Stipulation, the concerns of SDTA that are the basis for its intervention in the above-referenced dockets shall be deemed fully satisfied, and SDTA shall not oppose LTD's COA Application.

AGREED AND STIPULATED to this 29 day of July, 2021.



Kara Semmler
Executive Director and General Counsel
South Dakota Telecommunications Association
320 East Capitol Ave.
P.O. Box 57
Pierre, SD 57501
Tel: (605) 224-7629

LTD BROADBAND LLC



By: Corey Hauer, CEO

CERTIFICATE OF SERVICE

I, Paul W. Tschetter, do hereby certify that I am a member of Boyce Law Firm, LLP, attorneys for LTD Broadband, LLC and that on the 29th day of July, 2021, a true and correct copy of the foregoing and this Certificate of Service were served via email to the following addresses listed:

Ms. Patricia Van Gerpen
Executive Director
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501
patty.vangerpen@state.sd.us

Ms. Amanda Reiss
Staff Attorney
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501
amanda.reiss@state.sd.us

Mr. Joseph Rezac
Staff Analyst
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501
joseph.rezac@state.sd.us

Mr. Corey Hauer
CEO
LTD Broadband LLC
69 Teahouse Street
Las Vegas, NV 89138
coreyhauer@ltdbroadband.com

Ms. Brett Heather Freedson - Representing LTD
Broadband LLC
Attorney
Lerman Senter PLLC
2001 L Street N.W., Suite 400
Washington DC 20036
bfreedson@lermansenter.com

Mr. Stephen E. Coran - Representing LTD
Broadband LLC
Attorney
Lerman Senter PLLC
2001 L Street N.W., Suite 400
Washington DC 20036
scoran@lermancenter.com



Paul W. Tschetter
BOYCE LAW FIRM, LLP
P.O. Box 5015
Sioux Falls, SD 57117-5015
(605) 336-2424
pwtschetter@boycelaw.com