

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

<b>IN THE MATTER OF THE APPLICATION OF</b>	)	<b>JOINT STIPULATION</b>
<b>BIF IV INTREPID OPCO LLC FOR</b>	)	
<b>CERTIFICATES OF AUTHORITY TO PROVIDE</b>	)	<b>TC22-055</b>
<b>LOCAL EXCHANGE AND INTEREXCHANGE</b>	)	
<b>TELECOMMUNICATIONS SERVICES IN THE</b>	)	
<b>STATE OF SOUTH DAKOTA</b>	)	

**JOINT STIPULATION**

The parties in the above captioned proceeding, the South Dakota Telecommunications Association (“SDTA”) and BIF IV Intrepid OpCo, LLC (“Intrepid”) (collectively, the “Parties”), through their respective counsel, submit this Joint Stipulation as a resolution of all pending issues related to the Intrepid Application for Certificates 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. Intrepid filed a COA Application with this Commission on August 31, 2022.
2. The parties agree to the issuance of Intrepid’s requested Certificates of Authority if the Order issuing the Certificates of Authority incorporates the following agreed upon terms:
  - a. The Certificate of Authority granted by the Commission should not permit Intrepid, or its successors, assigns or affiliates that have not first received a local exchange certification from the Commission. to provide any telephone exchange services (as defined in 47 U.S.C. §153(54) and SDCL 49-31-1(13)) or switched access services (as defined in SDCL 49-31-1(27) 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 Intrepid intends to provide telephone exchange services or switched access services within any area served by a Rural Telephone Company, Intrepid 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 Intrepid, 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 Intrepid's COA Application.

AGREED AND STIPULATED to this 3 day of November, 2022.

**SD Telecommunications Association**



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**BIF IV Intrepid OpCo, LLC**



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