

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

<b>IN THE MATTER OF THE REQUEST OF )</b>	<b>ORDER GRANTING WAIVER;</b>
<b>CHEYENNE RIVER SIOUX TRIBE TELEPHONE )</b>	<b>ORDER GRANTING</b>
<b>AUTHORITY FOR CERTIFICATION )</b>	<b>CERTIFICATION</b>
<b>REGARDING ITS USE OF FEDERAL )</b>	
<b>UNIVERSAL SERVICE SUPPORT (STUDY )</b>	
<b>AREA: 391647) )</b>	<b>TC23-047</b>

On September 29, 2023, the South Dakota Public Utilities Commission (Commission) received a filing from Cheyenne River Sioux Tribe Telephone Authority (Company) requesting the Commission to issue waiver of the ETC certification filing deadline and a certification to the FCC and USAC indicating it is in compliance with 47 U.S.C. Section 254(e) and should receive all federal universal service support determined for distribution to the Company. The purpose of this filing was to provide information constituting the Company’s plan for the use of its federal universal service support and to otherwise verify that the Company will use all federal universal service support received in a manner that is consistent with the federal universal service provisions of 47 U.S.C. § 254. Pursuant to 47 C.F.R. § 54.314(a), in order for an eligible telecommunications carrier (ETC) to receive support pursuant to the Federal Communications Commission’s (FCC’s) high-cost program, a state must file an annual certification with the Universal Service Administrative Company (USAC) and the FCC stating that all federal high-cost support provided to the ETC “was used in the preceding calendar year and will be used in the coming calendar year only for the provision, maintenance, and upgrading of facilities and services for which the support is intended.”

On October 5, 2023, the Commission electronically transmitted notice of the filing and the intervention deadline of October 6, 2023, to interested individuals and entities on the Commission’s PUC Weekly Filings electronic listserv. No parties sought intervention. On October 6, 2023, the Company responded to staff’s data request.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31 and 47 U.S.C. § 254.

At its regularly scheduled meeting of October 10, 2023, the Commission considered these matters. The Commission voted unanimously to grant a waiver of the filing deadline found in ARSD 20:10:32:52 and as revised in Docket TC23-004. The Commission further finds that the Company is eligible to receive federal support. The Commission finds that all federal high-cost support provided to the Company was used in the preceding calendar year and will be used in the coming calendar year only for the provision, maintenance, and upgrading of facilities and services for which the support is intended. The Commission unanimously voted to approve the Company’s request for certification. It is therefore

ORDERED, that the filing deadline found in ARSD 20:10:32:52 and as revised in Docket TC23-004 is waived. It is further

ORDERED, that the Company is eligible to receive federal support as all federal high-cost support provided to the Company was used in the preceding calendar year and will be used in the coming calendar year only for the provision, maintenance, and upgrading of facilities and

services for which the support is intended. It is further

ORDERED, that the Commission hereby approves the Company's request for certification.

Dated at Pierre, South Dakota, this 12<sup>th</sup> day of October 2023.

CERTIFICATE OF SERVICE	
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically or by mail.	
By:	
Date:	<u>12 Oct 2023</u>
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

  
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KRISTIE FIEGEN, Chairperson

  
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GARY HANSON, Commissioner

  
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CHRIS NELSON, Commissioner