

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

**IN THE MATTER OF THE APPLICATION OF)
UBIQUITY SOUTH DAKOTA, LLC FOR CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY TO)
OPERATE AS A FACILITIES-BASED AND RESALE) **TC24-011**
COMPETITIVE LOCAL AND INTEREXCHANGE)
CARRIER OF TELECOMMUNICATIONS SERVICES)
WITH THE STATE OF SOUTH DAKOTA)**

SDTA Petition to Intervene

The South Dakota Telecommunications association (SDTA) hereby petitions the Public Utilities Commission (Commission) for intervention in the above captioned proceeding pursuant to SDCL 1-26-17.1 and ARSD 20:10:01:15.02, 20:10:01:15.03, 20:10:01:15.04 and 20:10:01:15.05. In support hereof, SDTA states as follows:

1. SDTA is an incorporated organization representing the interests of certain cooperative, independent, municipal, and tribal telephone companies operating throughout the State of South Dakota. All SDTA member companies operate as local exchange companies under state law (SDCL § 49-31-69, et. seq.) in addition to “rural local exchange telephone companies” (RLEC) and "eligible telecommunications carriers" (ETC) under the Federal Telecommunications Act of 1996 and applicable state laws.

2. On or about April 26, 2024, Ubiquity South Dakota, LLC (“Ubiquity” or “Applicant”) filed an application for a “Certificate of Authority to operate as a wholesale provider of competitive local and interexchange services throughout the state of South Dakota.” See Application.

3. SDTA members have an interest in and stand to be impacted by this proceeding based on the geographic scope of Ubiquity’s request for authorization to serve.

4. SDTA seeks intervention herein based on the individual interests of each of its member ILECs and based on their common interests to ensure that the rural safeguard provisions contained in federal and state laws are carefully considered and incorporated into any Commission Order that may result from Ubiquity’s application.

5. Based on the foregoing, SDTA alleges that it is an interested party in this matter, and it seeks intervening party status.

Dated this 5 day of May 2024.

/s/ Kara Semmler

Kara Semmler, General Counsel
South Dakota Telecommunications Association
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CERTIFICATE OF SERVICE

I hereby certify that an original of the Petition for Intervention, dated May 5, 2024, filed in PUC Docket TC24-011 was served upon the PUC electronically, directed to the attention of:

Ms. Patty Van Gerpen, Executive Director
South Dakota Public Utilities Commission
patty.vangerpen@state.sd.us

A copy was also sent by e-mail to each of the following individuals:

Mr. Logan Schaeffbauer Staff Attorney Logan.Schaeffbauer@state.sd.us	Mr. Patrick Steffensen Staff Analyst Patrick.Steffensen@state.sd.us
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Ms. Anita Taff-Rice - Representing Ubiquity South Dakota, LLC Attorney iCommLaw anita@icommlaw.com	Mr. Sonny Nunez Vice President, External Affairs Ubiquity South Dakota, LLC legal@ubiquitygp.com
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Dated this 5 day of May 2024

/s/ Kara Semmler
Kara Semmler, General Counsel
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