

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

**IN THE MATTER OF THE APPLICATION OF EZEE
FIBER TEXAS, LLC FOR CERTIFICATES OF PUBLIC
CONVENIENCE AND NECESSITY TO OPERATE AS
A FACILITIES-BASED AND RESALE COMPETITIVE
LOCAL AND INTEREXCHANGE CARRIER
TELECOMMUNICATIONS SERVICES IN THE STATE
OF SOUTH DAKOTA**

**ORDER GRANTING
DISMISSAL WITHOUT
PREJUDICE**

TC25-037

On October 30, 2025, the Commission received an Application for Certificates of Public Convenience and Necessity to Operate as a Facilities-Based and Resale Competitive Local and Interexchange Carrier of Telecommunications Services in the State of South Dakota from Ezee Fiber Texas, LLC (Ezee Fiber). Ezee Fiber seeks a certificate to operate as a wholesale provider of competitive local and interexchange services throughout the state of South Dakota. Ezee Fiber does not seek to provide retail voice telecommunications services nor switched access services. Ezee Fiber proposes to offer broadband and VoIP through its own facilities, including newly constructed conduit, and through commercial agreements utilizing the facilities of underlying providers.

On November 6, 2025, the Commission electronically transmitted notice of the filing and the intervention deadline of November 21, 2025, to interested individuals and entities on the Commission's PUC Weekly Filing electronic listserv. On November 6, 2025, Ezee Fiber filed responses to staff's data requests. On December 3, 2025, the Commission granted intervention to South Dakota Telecommunications Association. On January 20, 2026, Ezee Fiber Texas, LLC filed a Notice of Withdrawal and Request for Dismissal Without Prejudice.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-31 and ARSD 20:10:01:02.04.

At its regularly scheduled meeting on January 27, 2026, the Commission considered this matter. The Commission voted unanimously to grant Ezee Fiber's request to dismiss its application without prejudice. It is therefore

ORDERED, that Ezee Fiber's application is hereby dismissed without prejudice.

Dated at Pierre, South Dakota, this 28th day of January 2026.

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: Kristie Fiegen

Date: 28 January 2026

BY ORDER OF THE COMMISSION:

Chris Nelson

CHRIS NELSON, Chairman

Kristie Fiegen

KRISTIE FIEGEN, Commissioner

Gary W. Hanson

GARY HANSON, Commissioner