

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

<b>IN THE MATTER OF REVISIONS AND/OR</b>	)	<b>ORDER PROCEEDING TO</b>
<b>ADDITIONS TO THE COMMISSION'S</b>	)	<b>FORMAL RULE MAKING</b>
<b>SWITCHED ACCESS RULES</b>	)	
	)	<b>RM05-002</b>

On December 14, 2005, the Public Utilities Commission (Commission) opened a rule making docket regarding switched access rules. On February 1, 2006, comments were filed by AT&T Communications of the Midwest, Inc. (AT&T), South Dakota Telecommunications Association and Local Exchange Carriers Association (LECA), MCImetro Access Transmission Services LLC (MCImetro) d/b/a Verizon Access Transmission Services and MCI Communications Services, Inc. (MCI), Qwest Communications (Qwest), and Midcontinent Communications (Midcontinent). On May 30, 2006, the Commission received comments from AT&T regarding proposed revisions and/or additions to the switched access rules.

On September 20, 2007, the Commission received proposed revisions from Verizon Communication, f/k/a MCImetro Access Transmission Services LLC d/b/a Verizon Access Transmission Services and MCI Communications Services, Inc. (Verizon). On September 21, 2007, the Commission received proposed revisions from AT&T. On November 30, 2007, the Commission received comments from SDTA and LECA. On December 16, 2008, the Commission voted to focus this docket on competitive local exchange carriers' switched access rates.

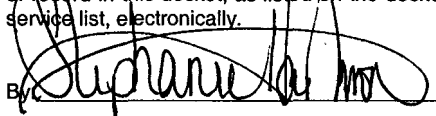
On May 27, 2009, the Commission sent out draft rules for discussion purposes. On June 1, 2010, the Commission sent draft rules regarding Switched Access Rates for Competitive Local Exchange Carriers to all parties involved. On June 15, 2010, the Commission received comments from Qwest, AT&T, Midcontinent, Northern Valley Communications, L.L.C. (Northern Valley) and Sancom, Inc. (Sancom), SStelecom, Inc. (SStelecom), SDTA, LECA, and Midstate Telecom, Inc. (Midstate) and RC Communications, Inc. d/b/a RC Services (RC Services). On June 16, 2010, the Commission received comments from Verizon. On June 28, 2010, the Commission received reply comments from Sprint Communications Company, LP (Sprint), Northern Valley and Sancom, SStelecom, SDTA, LECA, Verizon, Midcontinent, Midstate and RC Services, and AT&T. On June 7, 2010, the Commission received a Motion to Strike Testimony from Midcontinent. On June 16, 2010, the Commission received Northern Valley's and Sancom's Opposition to Midcontinent's Motion to Strike Testimony. On October 14, 2010, the Commission received a request from Midcontinent, Verizon and Sprint, to establish a procedural schedule in this rulemaking docket.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL 49-31-18 and 49-31-19

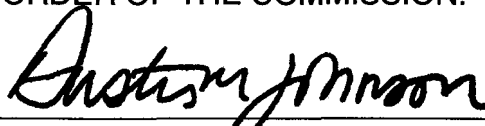
At its regularly scheduled meeting on November 9, 2010, the Commission considered this matter. Commission Counsel recommended the Commission move to a formal rule making process. The Commission voted unanimously to proceed to a formal rule making. It is therefore

ORDERED, that the Commission proceed to formal rulemaking proceeding with regards to switched access rules for competitive local exchange carriers.

Dated at Pierre, South Dakota, this 16<sup>th</sup> day of November, 2010.

<p style="text-align: center;"><b>CERTIFICATE OF SERVICE</b></p> <p>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.</p> <p>By: <u></u></p> <p>Date: <u>11/16/10</u></p> <p style="text-align: center;">(OFFICIAL SEAL)</p>
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BY ORDER OF THE COMMISSION:

  
DUSTIN M. JOHNSON, Chairman

  
STEVE KOLBECK, Commissioner

  
GARY HANSON, Commissioner