

## Telecommunications Orders - Issued 1997

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

<b>IN THE MATTER OF THE APPLICATION OF DESTINY TELECOMM INTERNATIONAL, INC. FOR A CERTIFICATE OF AUTHORITY TO PROVIDE TELECOMMUNICATIONS SERVICES IN SOUTH DAKOTA</b>	) ) )	<b>ORDER DENYING CERTIFICATE OF AUTHORITY  TC96-200</b>
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On December 13, 1996, the South Dakota Public Utilities Commission (Commission) received an application from Destiny Telecomm International, Inc. (Destiny) for a Certificate of Authority to operate as a telecommunications company within South Dakota.

Destiny proposed to provide both inter and intraLATA interexchange telecommunications services, but did not intend to provide operator services to the public market. A proposed tariff was filed by Destiny. The Commission has classified long distance service as fully competitive.

On December 19, 1996, the Commission electronically transmitted notice of the filing and the intervention deadline of January 3, 1997, to interested individuals and entities. Commission Staff requested additional information from Destiny on numerous occasions. Destiny was unresponsive to the requests.

No petitions to intervene or comments were filed and a regularly scheduled August 18, 1997, meeting, the Commission considered Destiny's request for a certificate of authority. Commission Staff recommended denial of the application for a certificate of authority due to Destiny's unresponsiveness.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31, specifically 49-31-3 and ARSD 20:10:24:02. The Commission finds that Destiny has not met the legal requirements established for the granting of a certificate of authority. The Commission unanimously voted to deny Destiny's application for a certificate of authority. As the Commission's final decision in this matter, it is therefore

**ORDERED**, that Destiny's application for a certificate of authority is hereby denied.

Dated at Pierre, South Dakota, this 27th day of August, 1997.

**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, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: \_\_\_\_\_

Date: \_\_\_\_\_

(OFFICIAL SEAL)

**BY ORDER OF THE COMMISSION:**

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JAMES A. BURG, Chairman

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PAM NELSON, Commissioner

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LASKA SCHOENFELDER, Commissioner

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