

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

<b>IN THE MATTER OF THE APPLICATION OF ACS SYSTEMS, INC. FOR A CERTIFICATE OF AUTHORITY TO PROVIDE TELECOMMUNICATIONS SERVICES IN SOUTH DAKOTA</b>	) ) ) )	<b>ORDER GRANTING CERTIFICATE OF AUTHORITY</b>  <b>TC98-004</b>
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On January 14, 1998, the Public Utilities Commission (Commission), in accordance with SDCL 49-31-3 and ARSD 20:10:24:02, received an application for a certificate of authority from ACS Systems, Inc. (BCPI).

ACS is a switch-based reseller which intends to offer 1+ direct dialing, 800 toll free, travel card and prepaid calling card service through resale of telephone services provided by facilities-based interexchange carriers. A proposed tariff was filed by BCPI. The Commission has classified long distance service as fully competitive.

On January 15, 1998, the Commission electronically transmitted notice of the filing and the intervention deadline of January 30, 1998, to interested individuals and entities. No petitions to intervene or comments were filed and at its regularly scheduled March 10, 1998, meeting, the Commission considered BCPI's request for a certificate of authority. Commission Staff recommended granting a certificate of authority as ACS had furnished the Commission with a surety bond.

The Commission finds that it has jurisdiction over this matter pursuant to Chapter 49-31, specifically 49-31-3 and ARSD 20:10:24:02 and 20:10:24:03. The Commission finds that BCPI has met the legal requirements established for the granting of a certificate of authority. BCPI has, in accordance with SDCL 49-31-3, demonstrated sufficient technical, financial and managerial capabilities to offer telecommunications services in South Dakota. The Commission approves BCPI's application for a certificate of authority. As the Commission's final decision in this matter, it is therefore

ORDERED, that BCPI's application for a certificate of authority is hereby granted, effective March 14, 1998. It is

FURTHER ORDERED, that BCPI shall file informational copies of tariff changes with the Commission as the changes occur.

Dated at Pierre, South Dakota, this 16th day of March, 1998.

**CERTIFICATE OF SERVICE**

**BY ORDER OF THE COMMISSION:**

The undersigned hereby certifies that this document has

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been served today upon all parties of record in this docket, JAMES A. BURG, Chairman  
as listed on the docket service list, by first class mail, in  
properly addressed envelopes, with charges prepaid thereon. \_\_\_\_\_

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

PAM NELSON, Commissioner

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

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(OFFICIAL SEAL)

LASKA SCHOENFELDER,  
Commissioner