

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

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| IN THE MATTER OF THE FILING FOR) APPROVAL OF AN AGREEMENT FOR TERMS) AND CONDITIONS FOR INTERCONNECTION,) UNBUNDLED NETWORK ELEMENTS,) ANCILLARY SERVICES AND RESALE OF) TELECOMMUNICATION SERVICES BETWEEN) QWEST CORPORATION AND NEW ACCESS) COMMUNICATIONS LLC) | ORDER APPROVING AGREEMENT TC01-070 |
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On June 22, 2001, Qwest Corporation (Qwest) filed for approval by the South Dakota Public Utilities Commission (Commission) an interconnection agreement between New Access Communications LLC (New Access) and Qwest.

On June 28, 2001, the Commission electronically transmitted notice of this filing to interested individuals and entities. The notice stated that any person wishing to comment on the parties' request for approval had until July 12, 2001, to do so. No comments were filed.

At its duly noticed August 16, 2001, meeting, the Commission considered whether to approve the agreement between Qwest and New Access. Commission Staff recommended its approval.

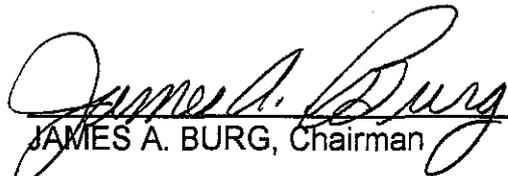
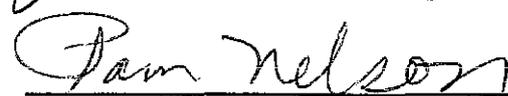
The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31, and the Federal Telecommunications Act of 1996. In accordance with 47 U.S.C. § 252(e)(2), the Commission found that the agreement does not discriminate against a telecommunications carrier that is not a party to the agreement and the agreement is consistent with the public interest, convenience, and necessity. The Commission unanimously voted to approve the agreement. It is therefore

ORDERED, that the Commission approves the agreement.

Dated at Pierre, South Dakota, this 21st day of August, 2001.

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| 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: <u>Helaine Kalbo</u> |
| Date: <u>8/23/01</u> |
| (OFFICIAL SEAL) |

BY ORDER OF THE COMMISSION:

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|  _____ JAMES A. BURG, Chairman |
|  _____ PAM NELSON, Commissioner |