

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

IN THE MATTER OF THE APPLICATION OF)	ORDER GRANTING MOTION
MCC TELEPHONY OF THE MIDWEST, INC.)	TO WITHDRAW
D/B/A MEDIACOM FOR A CERTIFICATE OF)	
AUTHORITY TO PROVIDE LOCAL EXCHANGE)	TC06-189
SERVICES IN THE CASTLEWOOD, ELKTON,)	
ESTELLINE, HAYTI, LAKE NORDEN AND)	
WHITE EXCHANGES)	

On November 6, 2006, the Public Utilities Commission (Commission) received an Application for Certificate of Authority from MCC Telephony of the Midwest, Inc. d/b/a Mediacom to provide facilities-based and resold basic local exchange services. The services proposed will include non-switched, switched local services and special access services in the Castlewood, Elkton, Estelline, Hayti, Lake Norden and White rural exchange areas.

On November 9, 2006, the Commission electronically transmitted notice of the filing and the intervention deadline of November 27, 2006, to interested individuals and entities. Interstate Telecommunications Cooperative, Inc. (ITC) filed to intervene on November 10, 2006. South Dakota Telecommunications Association filed to intervene on November 22, 2006. ITC and SDTA were granted intervention. On March 30, 2007, the Commission issued an Order Setting Procedural Schedule; Order for and Notice of Hearing scheduling the hearing to be held on June 27, 2007. On May 21, 2007, the Commission received a Joint Motion for Delay of Hearing.

At its May 22, 2007, meeting, the Commission considered the Joint Motion for Delay of Hearing. Commission Staff recommended approval. The Commission unanimously voted to grant the Joint Motion for Delay of Hearing. On August 3, 2007, the Commission received a Joint Motion for Delay of Hearing.

At its August 7, 2007, meeting, the Commission considered the Joint Motion for Delay of Hearing. Commission Staff recommended approval. The Commission unanimously voted to grant the Joint Motion for Delay of Hearing. On January 11, 2008, the Commission received a Joint Motion for Delay of Hearing.

At its January 29, 2008, meeting, the Commission considered the Joint Motion for Delay of Hearing. Commission Staff recommended approval. The Commission unanimously voted to grant the Joint Motion for Delay of Hearing. On May 13, 2008, the Commission received a Motion to Request the Commission Enter a Protective Order.

At its May 20, 2008, meeting, the Commission considered the Motion to Request the Commission Enter a Protective Order. All parties agreed to entry of the Order. Commission Staff recommended approval. The Commission unanimously voted to grant the Motion to Request the Commission Enter a Protective Order. On July 8, 2008, the Commission received a Joint Motion for Delay of Hearing. At its July 29, 2008, meeting, the Commission unanimously voted to grant the Joint Motion for Delay of Hearing. On November 18, 2008, the Commission received MCC's Motion to Withdraw.

At its November 25, 2008, meeting, the Commission considered MCC's Motion to Withdraw. Commission Staff recommended approval. The Commission unanimously voted to grant MCC's Motion to Withdraw.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-31, specifically SDCL 49-31-69 through 49-31-75, inclusive. The Commission may rely upon any or all of these or other laws of this state in making its determination. It is therefore

ORDERED, that MCC's Motion to Withdraw is hereby granted.

Dated at Pierre, South Dakota, this 9th day of December, 2008.

<p style="text-align: center;">CERTIFICATE OF SERVICE</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><i>Adaine Kolbo</i></u></p> <p>Date: <u><i>12/9/08</i></u></p> <p style="text-align: center;">(OFFICIAL SEAL)</p>
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BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Steve Kolbeck
STEVE KOLBECK, Commissioner

Dustin M. Johnson
DUSTIN M. JOHNSON, Commissioner