

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

**IN THE MATTER OF THE APPLICATION OF)
MITEL NETSOLUTIONS, INC. FOR A)
CERTIFICATE OF AUTHORITY TO PROVIDE)
LOCAL EXCHANGE SERVICES IN SOUTH)
DAKOTA)**

**ORDER GRANTING
CERTIFICATE OF
AUTHORITY**

TC08-130

On November 12, 2008, the Public Utilities Commission (Commission) received an application for a certificate of authority to provide local exchange services in South Dakota within the exchanges served by Qwest Corporation from Mitel NetSolutions, Inc. (Mitel).

On November 13, 2008, the Commission electronically transmitted notice of the filing and the intervention deadline of November 28, 2008, to interested individuals and entities. No petitions to intervene or comments were filed and at its regularly scheduled December 30, 2008, meeting, the Commission considered Mitel's request for a certificate of authority. Commission Staff recommended granting a certificate of authority, subject to the condition that Mitel not offer any prepaid services (including prepaid calling cards) and not accept or require any deposits or advance payments without prior approval of the Commission.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-31, specifically 49-31-69 and ARSD 20:10:32:03. The Commission finds that Mitel has met the legal requirements established for the granting of a certificate of authority. Mitel has, in accordance with SDCL 49-31-71, demonstrated sufficient technical, financial and managerial capabilities to offer telecommunications services in South Dakota. The Commission approves Mitel's application for a certificate of authority, subject to the condition that Mitel not offer any prepaid services (including prepaid calling cards) and not accept or require any deposits or advance payments without prior approval of the Commission. As the Commission's final decision in this matter, it is therefore

ORDERED, that Mitel's application for a certificate of authority to provide local exchange services is granted within the exchanges served by Qwest Corporation, subject to the condition that Mitel not offer any prepaid services (including prepaid calling cards) and not accept or require any deposits or advance payments without prior approval of the Commission; and it is

FURTHER ORDERED, that this order constitutes your certificate of authority as described above.

Dated at Pierre, South Dakota, this 9th day of January, 2009.

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, electronically.
By: <u><i>Nellaine Kaelbo</i></u>
Date: <u>1/9/09</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Dustin M. Johnson
DUSTIN M. JOHNSON, Chairman

Steve Kolbeck
STEVE KOLBECK, Commissioner

Gary Hanson
GARY HANSON, Commissioner