

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

IN THE MATTER OF THE APPLICATION OF)	
ENVENTIS TELECOM, INC. FOR A)	
CERTIFICATE OF AUTHORITY TO PROVIDE)	ORDER GRANTING
LOCAL EXCHANGE SERVICES IN SOUTH)	CERTIFICATE OF
DAKOTA)	AUTHORITY
)	
)	TC10-004

On January 15, 2010, Enventis Telecom, Inc (Enventis) applied for a certificate of authority to provide local exchange services through a combination of leased and resold arrangements. Enventis currently has a certificate of authority to provide long distance service in South Dakota and now seeks authority to provide local services to business customers in Qwest exchanges only.

At the February 23, 2010, meeting, the Commission considered Enventis's request for a certificate of authority. Commission Staff recommended granting a certificate of authority, subject to the condition that Enventis 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 subject to rural safeguards.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-31, specifically 49-31-3 and ARSD 20:10:32:03. The Commission finds that Enventis has met the legal requirements established for the granting of a certificate of authority. Enventis 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 Enventis's application for a certificate of authority subject to the condition that Enventis 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 subject to rural safeguards. The certificate of authority for Enventis shall authorize it to offer local exchange services in South Dakota, except in those areas served by a rural telephone company. In the future, should Enventis choose to provide local exchange services statewide, with respect to rural telephone companies, Enventis will have to come before the Commission in another proceeding before being able to provide local service in that rural service area pursuant to 47 U.S.C. § 253(f) which allows the Commission to require a company that seeks to provide service in a rural service area to meet the requirements in 47 U.S.C. § 214(e)(1) for designation as an eligible telecommunications carrier. In addition, the granting of statewide certification will not affect the exemptions, suspensions, and modifications for rural telephone companies found in 47 U.S.C. § 251(f). It is therefore

ORDERED, that Enventis's application for a certificate of authority to provide local exchange services is granted, subject to the condition that Enventis not offer any prepaid services (including prepaid calling cards) and not accept or require any deposits or

advance payments without prior approval of the Commisison, and subject to rural safeguards. It is

FURTHER ORDERED, that this certificate of authority authorizes Enventis to offer its local exchange services in South Dakota, except in those areas served by a rural telephone company. It is

FURTHER ORDERED, that Enventis' request for waiver of ARSD 20:10:32:03(12) is hereby granted. It is

FURTHER ORDERED, that this order constitutes Enventis's certificate of authority as described above.

Dated at Pierre, South Dakota, this 1st day of March, 2010.

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>[Signature]</i></u>
Date: <u>3/1/10</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

[Signature]
DUSTIN M. JOHNSON, Chairman

[Signature]
STEVE KOLBECK, Commissioner

[Signature]
GARY HANSON, Commissioner