

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

**IN THE MATTER OF QWEST CORPORATION )  
DBA CENTURYLINK QC'S PETITION FOR )  
APPROVAL OF NON-IMPAIRED WIRE )  
CENTER LISTS PURSUANT TO THE )  
TRIENNIAL REVIEW REMAND ORDER )**

**ORDER GRANTING MOTION  
FOR A PROTECTIVE  
ORDER AND DEFERRING  
FURTHER ACTION**

**TC13-109**

On August 30, 2013, the South Dakota Public Utilities Commission (Commission) received a Petition for Approval of Non-impaired Wire Center Lists Pursuant to the Triennial Review Remand Order (Petition) and a Motion for Expedited Issuance of Protective Order from Qwest Corporation dba CenturyLink QC (CenturyLink). CenturyLink requested the Commission open an investigation to develop a Commission-approved initial list of non-impaired wire centers pursuant to the Federal Communications Commission's (FCC) Triennial Review Remand Order, CC Docket No. 01-338, WC Docket No. 04-313 (FCC rel. February 4, 2005) and SDCL § 49-31-81. CenturyLink also filed a proposed Confidentiality Agreement that it will offer to competitive local exchange carriers' (CLECs) wishing to see the supporting information it files.

On September 5, 2013, the Commission electronically transmitted notice of the filing and the intervention deadline of September 20, 2013, to interested individuals and entities. No petitions to intervene or comments were filed. On September 9, 2013, CenturyLink filed its 2013 Additions to Non-Impaired Wire Center Designations with supporting data.

At its January 27, 2014, meeting, the Commission considered this matter. The Commission finds that it has jurisdiction in this matter pursuant to SDCL Chapter 49-31 and 47 U.S.C. §§ 251 and 252. After a discussion with CenturyLink, the Commission unanimously voted to grant CenturyLink's request for a Protective Order requiring a party to comply with the confidentiality agreement as proposed by CenturyLink. In addition, the Commission unanimously voted to defer further action until CenturyLink has proposed a South Dakota specific document regarding the processes and procedures for establishment of a list of non-impaired wire centers. It is therefore

ORDERED, that the request for a Protective Order is granted; and it is

ORDERED, that further action is deferred as set forth above.

Dated at Pierre, South Dakota, this 6<sup>th</sup> day of February, 2014.

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| <b>CERTIFICATE OF SERVICE</b>  |
| 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>Joy Lashley</u>   |
| Date: <u>2.6.14</u>  |
| (OFFICIAL SEAL)  |

BY ORDER OF THE COMMISSION:

Gary Hanson  
GARY HANSON, Chairman

Chris Nelson  
CHRIS NELSON, Commissioner

Kristie Fiegen  
KRISTIE FIEGEN, Commissioner