

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

IN THE MATTER OF THE APPLICATION OF)
NEXUS COMMUNICATIONS, INC., FOR)
DESIGNATION AS AN ELIGIBLE)
TELECOMMUNICATIONS CARRIER)
)
)
)

ORDER DISMISSING WITHOUT
PREJUDICE AND CLOSING
THE DOCKET

TC13-001

On January 4, 2013, the Public Utilities Commission (Commission) received an application by Nexus Communications, Inc. requesting to be designated as a Lifeline-only eligible telecommunications carrier throughout non-rural wire centers pursuant to SDCL § 49-31-78 and Section 214(e) of the Federal Communications Act of 1934, as amended, for the limited purpose of receiving federal support for the provision of prepaid wireless Lifeline service to eligible South Dakota residents. Nexus Communications, Inc. also requests a waiver of ARSD 20:10:32:43.02 as it is not seeking high-cost support.

On January 10, 2013, the Commission electronically transmitted notice of the filing and the intervention deadline of January 25, 2013, to interested individuals and entities. No parties sought intervention. On January 27, 2016, Nexus Communications, Inc. filed a Motion to Withdraw Petition Without Prejudice.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-31 and ARSD 20:10:01:02.04.

At its regularly scheduled meeting of February 12, 2016, the Commission considered this matter. The Commission voted unanimously to dismiss without prejudice and close the docket. It is therefore

ORDERED, that the docket is dismissed without prejudice and the docket is closed.

Dated at Pierre, South Dakota, this 22nd day of February, 2016.

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 or by mail.
By: <u>Rolayne West</u>
Date: <u>2-22-16</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Chris Nelson
CHRIS NELSON, Chairman

Kristie Fiegen
KRISTIE FIEGEN, Commissioner

Gary Hanson
GARY HANSON, Commissioner