

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

IN THE MATTER OF THE APPLICATION OF)
CLARITY TELECOM, LLC DBA VAST)
BROADBAND FOR AN AMENDED)
CERTIFICATE OF AUTHORITY)
)
)

ORDER GRANTING)
WITHDRAWAL OF)
APPLICATION, DISMISSING)
AND CLOSING DOCKET)
)
)
TC16-009

On June 20, 2016, the South Dakota Public Utilities Commission (Commission) received an Application for Amended Certificate of Authority (Application) from Clarity Telecom, LLC dba Vast Broadband (Clarity). In the Application, Clarity seeks an amendment to its existing certificate of authority in order to allow Clarity to provide local exchange service in the Brookings, South Dakota, service area.

On June 23, 2016, the Commission electronically transmitted notice of the filing and the intervention deadline of July 8, 2016, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. On August 4, 2016, intervention was granted to South Dakota Telecommunications Association, Brookings Municipal Utilities dba Swiftel Communications, and MCC Telephony of the Midwest, Inc. dba Mediacom. On October 25, 2016, Clarity filed a Motion to Dismiss, seeking to withdraw its Application.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-31 and ARSD 20:10:01 and 20:10:32.

At its regularly scheduled meeting of November 8, 2016, the Commission considered this matter. Finding that all the parties were in agreement that the Application may be withdrawn and the docket dismissed and closed, the Commission voted unanimously to grant Clarity's request to withdraw its application and to dismiss and close the docket. It is therefore

ORDERED, that Clarity's request to withdraw its application and dismiss and close the docket is hereby granted.

Dated at Pierre, South Dakota, this 17th day of November, 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>Adam C. Hoffbeck</u>
Date: <u>11/17/16</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Chris Nelson

CHRIS NELSON, Chairman

Kristie Fiegen

KRISTIE FIEGEN, Commissioner

Gary Hanson

GARY HANSON, Commissioner