

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

<b>IN THE MATTER OF THE APPLICATION OF ) COMMUNICATIONS VENTURE CORPORATION DBA ) INDIGITAL FOR A CERTIFICATE OF AUTHORITY TO ) PROVIDE LOCAL EXCHANGE AND ) INTEREXCHANGE LONG DISTANCE SERVICES IN ) SOUTH DAKOTA ) ) ) )</b>	<b>ORDER GRANTING APPROVAL ) OF JOINT STIPULATION; ORDER ) GRANTING CERTIFICATE OF ) AUTHORITY; ORDER ) GRANTING WAIVERS )</b>
	<b>TC19-004</b>

On February 27, 2019, the South Dakota Public Utilities Commission (Commission) received an application from Communications Venture Corporation dba INdigital (INDigital) for a Certificate of Authority to provide local exchange services throughout South Dakota. Specifically, INDigital seeks a certificate to provide local exchange telecommunications services in order to provide transitional Enhanced 911 and Next Generation 911 services to State, local, and/or any governmental or quasi-governmental agencies involved in administering and delivering emergency services using the universal 911 dialing code. These Next Gen Core services include IP based 911 call routing, database services, and database management. INDigital requests that the Commission waive ARSD 20:10:32:03(11) and ARSD 20:10:32:10(3). The company also requested a waiver of ARSD 20:10:32:15, if necessary.

On February 28, 2019, the Commission electronically transmitted notice of the filing and the intervention deadline of March 15, 2019, to interested individuals and entities on the Commission's PUC Weekly Filing electronic listserv. On March 13, 2019, the South Dakota Telecommunications Association (SDTA) filed a Petition to Intervene. On March 26, 2019, INDigital filed a supplement to the application to also request approval to provide interexchange long distance services in South Dakota. On March 26, 2019, and March 27, 2019, INDigital responded to staff's data requests. At the April 2, 2019, Commission Meeting, SDTA was granted intervention. On April 10, 2019, SDTA and INDigital filed a Joint Stipulation. On May 1, 2019, Commission staff filed a memorandum regarding recommendation of the docket.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-31, specifically 49-31-3, 49-31-69 through 49-31-75, and ARSD 20:10:24:02 and 20:10:32:03.

At its regularly scheduled meeting on May 2, 2019, the Commission considered this matter. Commission staff recommended the Commission approve INDigital's application subject to the terms and conditions included in the Joint Stipulation and that the Commission grant waivers of ARSD 20:10:32:03(11) and ARSD 20:10:32:10(3).

The Commission finds that INDigital has met the legal requirements established for the granting of a certificate of authority. INDigital has, in accordance with SDCL 49-31-3 and 49-31-71, demonstrated sufficient technical, financial, and managerial capabilities to offer telecommunications services in South Dakota. The Commission voted unanimously to approve INDigital's application for a certificate of authority subject to the terms and conditions as set forth in as set forth in the Joint Stipulation. The Commission further voted unanimously to grant INDigital's request for a waiver of ARSD 20:10:32:03(11) and ARSD 20:10:32:10(3).

It is therefore

ORDERED, that the Joint Stipulation is hereby approved. It is further

ORDERED, that INdigital's application for a certificate of authority to provide interexchange and local exchange services in South Dakota is hereby granted, subject to the terms and conditions in the Joint Stipulation. It is further

ORDERED, that INdigital's request for waivers of ARSD 20:10:32:03(11) and ARSD 20:10:32:10(3) is hereby granted. It is further

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

Dated at Pierre, South Dakota, this 7<sup>th</sup> day of May 2019.

<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 or by mail.
By: <u>Adam de Hneck</u>
Date: <u>5/7/19</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson  
GARY HANSON, Chairman

Chris Nelson  
CHRIS NELSON, Commissioner

Kristie Fiegen  
KRISTIE FIEGEN, Commissioner