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April 8, 2008

Ms. Patricia Van Gerpen  
SD Public Utilities Commission  
500 E Capitol Ave  
Pierre SD 57501

Dear Ms. Van Gerpen:

Please find attached hereto for filing a request that the Commission extend the time of exemption of South Dakota Network, LLC (SDN) from developing company-specific cost-based switched access rates.

If you have any questions, please do not hesitate to call me.

Sincerely yours,

RITER, ROGERS, WATTIER &  
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By:   
Darla Pollman Rogers

DPR/lma  
Enclosure

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BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA

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IN THE MATTER OF THE REQUEST  
OF SOUTH DAKOTA NETWORK, LLC,  
FOR APPROVAL OF EXTENSION OF  
TIME OF ITS EXEMPTION FROM  
DEVELOPING COMPANY-SPECIFIC  
COST-BASED SWITCHED ACCESS  
RATES

Docket No.

REQUEST FOR EXTENSION  
OF TIME OF EXEMPTION FROM  
DEVELOPING COMPANY-SPECIFIC  
COST-BASED SWITCHED ACCESS  
RATES

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Pursuant to ARSD 20:10:27:02 and 20:10:27:11, South Dakota Network, LLC (SDN) respectfully requests that the South Dakota Public Utilities Commission (Commission) exempt SDN from developing company-specific cost-based switched access rates for 2007. SDN makes this request based on the following:

1. ARSD § 20:10:27:07 requires a carrier's carrier to file cost data in support of its switched access service tariff no less than once every three years. ARSD § 20:10:27:02 provides that the Commission may, for good cause shown, either by its own motion or by application from a carrier's carrier, temporarily waive or suspend any rule in chapter 20:10:27. ARDS 20:10:27:11 allows a carrier to Petition the Commission to be exempt from the requirements of developing intrastate switched access rates based on company-specific costs.
2. The Commission approved SDN's 2001 intrastate switched access rates on October 23, 2003, in Docket TC02-091, after a thorough review of the cost study filed by SDN in that docket.
3. In May of 2005, SDN applied for an exemption or waiver from the requirement to file a cost study for 2004, on the following grounds: (1) producing such a study is

costly and consumes a great deal of time and resources; and (2) SDN did not anticipate raising access rates in 2005. The Commission granted SDN's request for a waiver on June 30, 2005.

4. SDN hereby requests an extension of the waiver or exemption from developing company-specific cost-based switched access rates for an additional three years, for the following reasons:

- (1) Producing such a study is costly and consumes a great deal of time and resources. SDN does not have the internal experts necessary to determine cost-based intrastate access rates and would have to employ the services of outside consultants. This additional expense would not result in any meaningful benefits to consumers of SDN's services; and
- (2) SDN does not anticipate raising access rates at this time, although preliminary analysis indicates that a cost study would support higher rates.

WHEREFORE, SDN requests the Commission to extend the time of its exemption or waiver from developing company-specific cost-based switched access rates for a period of three years, and to approve the current intrastate switched access tariff, and any subsequently filed tariffs, for said three year period.

DATED this 9<sup>th</sup> day of April, 2008.



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