

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

**IN THE MATTER OF THE PETITION OF)
BROOKINGS MUNICIPAL UTILITIES DBA)
SWIFTEL COMMUNICATIONS TO RELINQUISH)
ITS DESIGNATION AS AN ELIGIBLE)
TELECOMMUNICATIONS CARRIER IN STUDY)
AREA CODE 399009)**

**ORDER GRANTING
RELINQUISHMENT OF ETC
DESIGNATION

TC20-060**

On December 7, 2020, the South Dakota Public Utilities Commission (Commission) received a Petition from Brookings Municipal Utilities dba Swiftel Communications (Swiftel) to Relinquish Its Designation as an Eligible Telecommunications Carrier in Study Area Code 399009, pursuant to ARSD 20:10:32:48. Swiftel provides wireless services under the Sprint brand with an Affiliation agreement. Sprint has been acquired by T-Mobile US, Inc. (T-Mobile). Therefore, Swiftel's customers will be transitioned to T-Mobile.

On December 10, 2020, the Commission electronically transmitted notice of the filing and the intervention deadline of December 28, 2020, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. No parties sought intervention. On December 23, 2020, the Company responded to Staff's data request.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31-78, ARSD 20:10:32:48, 47 C.F.R. 54.205(a)-(b) and 47 U.S.C. § 214e.

At its regularly scheduled meeting of January 4, 2021, the Commission considered this matter. Pursuant to ARSD 20:10:32:48, the Commission "may permit a telecommunications company to relinquish its eligible telecommunications carrier designation if at least one other eligible telecommunications carrier serves the areas for which the relinquishment is sought." In addition, the carrier requesting relinquishment "shall continue to meet its eligible telecommunications carrier obligations for the entire area for which it seeks to relinquish those obligations until the date specified in the commission's order approving the relinquishment."

The Commission has previously designated at least one other ETC that serves the area for which the relinquishment is requested. The Commission finds that all the areas subject to this relinquishment are served and will continue to be served by an ETC. The Commission finds that the requirements of ARSD 20:10:32:48 have been met and finds relinquishment is warranted pursuant to the Petition. The Commission unanimously voted to approve Swiftel's request to relinquish its ETC designation for Study Area Code 399009, effective January 31, 2021.

It is therefore

ORDERED, that Swiftel's request for relinquishment of its ETC designation in Study Area Code 399009 is granted, effective January 31, 2021.

Dated at Pierre, South Dakota, this 6th day of January 2021.

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 DeHueck</u>
Date: <u>01/06/21</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Chris Nelson
CHRIS NELSON, Chairman

Kristie Fiegen
KRISTIE FIEGEN, Commissioner

Gary Hanson
GARY HANSON, Commissioner