

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

IN THE MATTER OF THE APPLICATION OF)	ORDER GRANTING
SPRINT PAYPHONE SERVICES, INC. FOR A)	CERTIFICATE OF
CERTIFICATE OF AUTHORITY TO PROVIDE)	AUTHORITY
TELECOMMUNICATIONS SERVICES IN)	
SOUTH DAKOTA)	TC97-190

On December 8, 1997, the Public Utilities Commission (Commission), in accordance with SDCL 49-31-3 and ARSD 20:10:24:02, received an application for a certificate of authority from Sprint Payphone Services, Inc. (SPSI).

SPSI intends to provide local payphone services through the use of Protel, Northern Telecom or other manufacturer's terminal or deskset instruments. . . .[The filed] tariff sets forth the terms, conditions and rates for the provision of local calls, local Directory Assistance, and sent-paid intraLATA long distance calls. Other services, such as interLATA long distance, which may be accessed from SPSI payphones will be provided by other entities with whom SPSI has contractual arrangements. A proposed tariff was filed by SPSI. SPSI requested a waiver of ARSD 20:10:24:02(12). The Commission has classified long distance service as fully competitive.

On December 10, 1997, the Commission electronically transmitted notice of the filing and the intervention deadline of December 26, 1997, to interested individuals and entities. No petitions to intervene or comments were filed and at its regularly scheduled May 12, 1998, meeting, the Commission considered SPSI's request for a certificate of authority. Commission Staff recommended granting a certificate of authority. Commission Staff further recommended a waiver of 20:10:24:02(12).

The Commission finds that it has jurisdiction over this matter pursuant to Chapter 49-31, specifically 49-31-3 and ARSD 20:10:24:02 and 20:10:24:03. The Commission finds that SPSI has met the legal requirements established for the granting of a certificate of authority. SPSI has, in accordance with SDCL 49-31-3, demonstrated sufficient technical, financial and managerial capabilities to offer telecommunications services in South Dakota. Further, the Commission finds that there is good cause to waive subparagraph (12) of ARSD 20:10:24:02. The Commission approves SPSI's application for a certificate of authority provided that 911 services are provided at no charge. As the Commission's final decision in this matter, it is therefore

ORDERED, that SPSI's application for a certificate of authority is hereby granted provided that 911 services are provided at no charge; and it is

FURTHER ORDERED, that SPSI shall file informational copies of tariff changes with the Commission as the changes occur; and it is

FURTHER ORDERED, that the Commission finds good cause to waive subparagraph (12) of ARSD 20:10:24:02.

Dated at Pierre, South Dakota, this 26th day of May, 1998.

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, by first class mail, in properly addressed envelopes, with charges prepaid thereon. By: <u><i>Alvin Kalbo</i></u> Date: <u>5/26/98</u> (OFFICIAL SEAL)
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BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner