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

IN THE MATTER OF THE FILING BY RCC MINNESOTA, INC. AND WIRELESS ALLIANCE, L.L.C. D/B/A UNICEL FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER

ORDER REOPENING
DOCKET; ORDER
APPROVING AMENDMENTS
TO ETC ORDER AND
ORDER CLOSING DOCKET
TC03-193

On November 18, 2003, RCC Minnesota, Inc. and Wireless Alliance, L.L.C. d/b/a Unicel (collectively, RCC) filed a petition with the Public Utilities Commission (Commission) to be designated as an eligible telecommunications carrier (ETC) for purposes of qualifying to obtain federal universal service support in the areas of certain non-rural and rural telephone companies. RCC Minnesota, Inc. is authorized by the Federal Communications Commission (FCC) as the Cellular Radiotelephone Service provider in the South Dakota Rural Service Area 4 - Marshall, South Dakota. Wireless Alliance, L.L.C is authorized by the FCC as the Personal Communications Service carrier in the partitioned area of the Minneapolis-St. Paul MTA012 which encompasses Minnehaha and Lincoln Counties, South Dakota, in the Sioux Falls Basic Trading Area (BTA 422). RCC also requested the Commission to redefine the following Rural LEC Service Areas: Alliance Communications Cooperative, Interstate Telecommunications Cooperative, Inc., James Valley Cooperative Telephone Company, PrairieWave Community Telephone, Inc., and Sioux Valley Telephone Company. Oral arguments were heard at the April 12, 2005, Commission meeting. The Commission designated RCC as an Eligible Telecommunications Carrier at its May 10, 2005, meeting. On December 5, 2006, RCC filed a Motion to modify its ETC Designation Order to have its annual compliance filing and its ETC annual certification filings coincide on the date of the annual certification.

The Commission has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-31, including 1-26-18, 1-26-19, 49-31-3, 49-31-7, 49-31-7.1, 49-31-11, 49-31-78, 49-31-81; ARSD 20:10:32:42 through 20:10:32:46, inclusive; and 47 U.S.C. § 214(e)(1) through (5).

At its regularly scheduled meeting of December 19, 2006, the Commission considered this matter. Staff recommended reopening the docket and that amendments be made to the ETC designation order so that any annual reports are to be filed on June 1, of each year. The Commission voted unanimously to reopen the docket, make the necessary amendments to the ETC order and close the docket. It is therefore

ORDERED, that this docket is hereby reopened, the amendments to the ETC order are approved such that any annual reporting requirements are to be filed on June 1 of each year and the docket is closed.

Dated at Pierre, South Dakota, this \_\_\_\_\_\_ day of January, 2007.

## **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 facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: Deldine Lacko

Date: 1/12/07

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

DUSTIN M. JOHNSON, Chairman

GARY HANSON, Commissioner

STEVE KOLBECK, Commissioner