

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

IN THE MATTER OF THE APPROVAL OF A) ORDER DISAPPROVING THE
WIRELINE INTERCONNECTION AGREEMENT) NEGOTIATED AGREEMENT
BETWEEN QWEST CORPORATION DBA)
CENTURYLINK QC AND VITCOM LLC) TC15-065

On September 18, 2015, the Public Utilities Commission (Commission) received a filing for approval of a Wireline Interconnection Agreement between Qwest Corporation (Qwest) and Vitcom LLC (Vitcom) for the State of South Dakota. Vitcom has filed a pending Certificate of Authority with the Commission.

On September 24, 2015, the Commission electronically transmitted notice of the filing of the amendment to interested individuals and entities. The notice stated that any person wishing to comment on the parties' request for approval had until October 8, 2015, to do so. No comments were filed.

At an ad hoc meeting on December 10, 2015, the Commission considered whether to approve the agreement between Qwest and Vitcom. Commission Staff recommended not approving the agreement as Vitcom LLC does not have a certificate of authority to provide telecommunications service in South Dakota.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31 and the Federal Telecommunications Act of 1996. Upon review of the agreement, the Commission found that pursuant to 47 U.S.C § 252(e)(2), the implementation of this agreement would be inconsistent with the public interest, convenience, and necessity. The Commission voted to deny the agreement without prejudice. It is therefore

ORDERED, that pursuant to 47 U.S.C § 252(e) and SDCL 49-31-81, the Commission does not approve the agreement which is the subject of this docket.

Dated at Pierre, South Dakota, this 11th day of December 2015.

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>Karen E. Croner</u>
Date: <u>12/11/2015</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Chris Nelson
CHRIS NELSON, Chairman

Kristie Fiegen
KRISTIE FIEGEN, Commissioner

Gary Hanson
GARY HANSON, Commissioner