

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

IN THE MATTER OF THE FILING BY )  
BROADVOX-CLEC, LLC FOR )  
APPROVAL OF ITS TARIFF NO.1 )  
)

ORDER APPROVING  
TARIFF

TC12-114

On July 11, 2012, the Public Utilities Commission (Commission) received a filing from Broadvox-CLEC, LLC (Broadvox) for approval of its initial Access Services Tariff No. 1. This tariff contains the descriptions, regulations, and rates applicable to the furnishing of intrastate switched access services offered by Broadvox. Broadvox requests an effective date of August 10, 2012.

On July 12, 2012, the Commission electronically transmitted notice of the filing and the intervention deadline of July 27, 2012, to interested individuals and entities. No parties sought intervention. On February 20, 2013, Broadvox filed its response to staff's data request. Broadvox also filed an Application for Waiver of Certain Requirements of ARSD 20:10:29:10, 20:10:29:12, and 20:10:29:16.

The Commission considered this matter at its regularly scheduled meeting of February 26, 2013. The Commission finds it has jurisdiction over this matter pursuant to SDCL 49-31-18, 49-31-19 and ARSD Chapter 20:10:27. The Commission voted unanimously to approve the initial Access Services Tariff No. 1 with a February 26, 2013, effective date and to grant the waivers of ARSD 20:10:29:10, 20:10:29:12, and 20:10:29:16. It is therefore

ORDERED, that a waiver of the specific provisions of ARSD 20:10:29:10, 20:10:29:12, and 20:10:29:16 that specify the "per minute charge is equal for the originating and terminating traffic" is hereby granted. It is further

ORDERED, that Broadvox's Access Services Tariff No. 1 is approved effective as of February 26, 2013.

Dated at Pierre, South Dakota, this 1st day of March, 2013.

<b>CERTIFICATE OF SERVICE</b>
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.
By: <u>Tina Douglas</u>
Date: <u>3-4-13</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson  
GARY HANSON, Chairman

Chris Nelson  
CHRIS NELSON, Commissioner

Kristie Fiogen  
KRISTIE FIEGEN, Commissioner