

**South Dakota Rules versus Aventure's Proposed Tariff**

**Rule 20 :10 :29 :07.**

End users. A customer of an intrastate telecommunications service that is not a carrier is an end user. However, a carrier other than a telecommunications company is considered an end user when the carrier uses a telecommunications service for administrative purposes. A person or entity that offers telecommunications services exclusively as a reseller is considered an end user if all resale transmissions offered by the reseller originate on the premises of the reseller.

**Aventure Proposed Tariff:**

End User — Any person or entity that is not a carrier who sends or receives an interstate or foreign telecommunications service transmitted to or from a Customer across the Company's Network. A carrier shall be deemed to be an End User when such carrier uses a telecommunications service for administrative purposes, and a person or entity that offers telecommunications services exclusively as a reseller shall be deemed to be an End User if all resale transmissions offered by such reseller originate on the premises of such reseller. Other carriers, including IXC's, are not considered to be End Users under the terms of this tariff unless the Company consents to such classification in writing.

Customer - Any person, firm, partnership, corporation or other entity which subscribes to or uses service offered under this tariff. In most contexts, the Customer is an Interexchange Carrier utilizing the Company's Switched or Dedicated Access services described in this tariff to reach its End User customer(s).