

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

<b>IN THE MATTER OF THE FILING FOR</b>	)	<b>ORDER DISMISSING FILING</b>
<b>APPROVAL OF QWEST LOCAL SERVICES</b>	)	<b>AND CLOSING DOCKET</b>
<b>PLATFORM AGREEMENT BETWEEN QWEST</b>	)	
<b>CORPORATION AND GRANITE</b>	)	<b>TC06-171</b>
<b>TELECOMMUNICATIONS, LLC</b>	)	

On October 11, 2006, the Commission received for approval a filing of Qwest Local Services Platform Agreement between Qwest Corporation (Qwest) and Granite Telecommunications, LLC (Granite).

On October 12, 2006, the Commission electronically transmitted notice of this filing to interested individuals and entities. The notice stated that any person wishing to comment on the parties' request for approval had until October 31, 2006, to do so. No comments were filed.

At its duly noticed October 31, 2006, meeting, the Commission considered whether to approve the agreement between Qwest and Granite. Commission Staff recommended its approval.

In accordance with 47 U.S.C. § 252(e)(2), the Commission found that the agreement does not discriminate against a telecommunications carrier that is not a party to the agreement and the agreement is consistent with the public interest, convenience, and necessity. The Commission unanimously voted to approve the agreement.

On December 15, 2006, the Commission received a Request for Reconsideration from Qwest. At its regularly scheduled meeting of January 2, 2007, the Commission considered this matter. The Commission voted unanimously to grant the Request for Reconsideration, explicitly noting that the granting of this request does not address the merits of Qwest's arguments and that the docket will be reopened for further proceedings.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31, and the Federal Telecommunications Act of 1996.

At its regularly scheduled meeting of July 29, 2008, the Commission considered whether the filing should be dismissed and the docket closed. Commission Staff recommended dismissing the filing and closing the docket as it has been determined that the filing was for informational purposes only and the agreement should not have been approved. The Commission unanimously voted to dismiss the filing and close the docket. It is therefore

ORDERED, that the file shall be dismissed, without prejudice, and the docket closed.

Dated at Pierre, South Dakota, this 6<sup>th</sup> day of August, 2008.

**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: Melaine Kolbo

Date: 8/7/08

(OFFICIAL SEAL)

**BY ORDER OF THE COMMISSION:**

Gary Hanson  
GARY HANSON, Chairman

Steve Kolbeck  
STEVE KOLBECK, Commissioner

Dustin M. Johnson  
DUSTIN M. JOHNSON, Commissioner