

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

IN THE MATTER OF THE APPLICATION OF) NATIVE AMERICAN TELECOM, LLC FOR A) CERTIFICATE OF AUTHORITY TO PROVIDE) LOCAL EXCHANGE SERVICE ON THE PINE) RIDGE INDIAN RESERVATION)))))))	ORDER GRANTING MOTION TO DISMISS APPLICATION TC08-109
--	----------------------------	---

On September 9, 2008, the Public Utilities Commission (Commission) received an Application from Native American Telecom, LLC (Native American) for authority to provide local exchange service on the Pine Ridge Indian Reservation.

On September 11, 2008, the Commission electronically transmitted notice of the filing and the intervention deadline of September 26, 2008, to interested individuals and entities. Great Plains Communications (Great Plains) filed to intervene on September 25, 2008. Golden West Telecommunications Cooperative (Golden West), Fort Randall Telephone Company (Fort Randall) and South Dakota Telecommunications Association (SDTA) filed to intervene on September 26, 2008. At its regularly scheduled meeting of October 7, 2008, the Commission granted intervention to Great Plains, Golden West, Fort Randall and SDTA. On January 16, 2009, the Commission received Intervenors' Motion to Compel. On February 19, 2009, the Commission received a Motion to Dismiss Application from Native American.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-31.

At its regularly scheduled meeting of March 10, 2009, the Commission considered the Motion to Dismiss Application. The Commission voted unanimously to grant the Motion to Dismiss Application, without prejudice. It is therefore

ORDERED, that the Motion to Dismiss Application is hereby granted, without prejudice.

Dated at Pierre, South Dakota, this 18th day of March, 2009.

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.
By: <u><i>Aelaine Kalbo</i></u>
Date: <u>3/18/09</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Dustin M. Johnson
DUSTIN M. JOHNSON, Chairman

Steve Kolbeck
STEVE KOLBECK, Commissioner

Gary Hanson
GARY HANSON, Commissioner