

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

**IN THE MATTER OF THE FILING BY LIBERTY-  
BELL TELECOM, LLC DBA DISH NETWORK  
PHONE & INTERNET FOR APPROVAL OF ITS  
INTRASTATE SWITCHED ACCESS TARIFF NO. 1**

**ORDER APPROVING  
TARIFF**

**TC11-092**

On November 28, 2011, the Public Utilities Commission (Commission) received a filing from Liberty-Bell Telecom, LLC dba Dish Network Phone and Internet (Dish Network), for approval of its initial South Dakota P.U.C. Tariff No.1. Dish Network states that its rates are directly benchmarked to Qwest Corporation's switched exchange access rates as set forth in Qwest Corporation's South Dakota Access Tariff. Dish Network requested waiver of ARSD 20:10:27:07 and an effective date of December 29, 2011. On December 1, 2011, the Commission electronically transmitted notice of the filing and the intervention deadline of December 16, 2011, to interested individuals and entities. No petitions to intervene or comments were received by the Commission.

The Commission heard this matter at its regularly scheduled meeting of January 3, 2012, but deferred further action until the company was present to answer Commissioner questions. On January 13, 2012, Dish Network filed amended pages 2, 13, and 20 to its South Dakota P.U.C. Tariff No.1.

The Commission considered this matter at its January 17, 2012 meeting. Dish Network explained its initial tariff filing as well as its amended tariff filing.

The Commission finds it has jurisdiction over this matter pursuant to SDCL 49-31-18, 49-31-19 and ARSD Chapter 20:10:27.

Commissioner Nelson moved to approve the tariff as amended. Commissioner Fiegen moved to amend the motion and remove section 2.1.4F. The amended motion passed 2-1 (Commissioner Nelson, dissenting). The Commission then unanimously voted to approve the tariff. The Commission did not address the waiver request as the implementation of ARSD 20:10:27:02.01 made the request moot. It is therefore

ORDERED that Dish Network's Tariff No. 1 as amended, with the exception of section 2.1.4F, is approved.

Dated at Pierre, South Dakota, this 29 day of February, 2012.

**CERTIFICATE OF SERVICE**

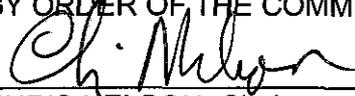
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

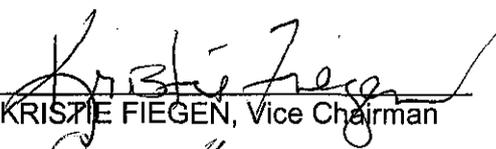
By: \_\_\_\_\_

Date: 2-29-12

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

  
CHRIS NELSON, Chairman

  
KRISTIE FIEGEN, Vice Chairman

  
GARY HANSON, Chairman