

TC97-143

66/20

TC97-143

DOCKET NO.

In the Matter of

IN THE MATTER OF THE FILING BY U
S WEST COMMUNICATIONS, INC. FOR
APPROVAL TO OFFER A PROMOTION
TO ITS TOLL CUSTOMERS

Public Utilities Commission of the State of South Dakota

DATE	MEMORANDA
8/15/97	Filed and docketed;
8/21/97	TC Fax Filing;
8/29/97	Petition to Intervene by AT&T;
9/2/97	Motion for Leave to Intervene by DTA;
9/17/97	Order Granting Intervention;
9/29/97	Motion to Withdraw by AT&T;
10/27/97	Letter withdrawing Petition to Intervene (PTI);
11/3/97	Order admitting Non-Resident Attorney (William P. Seaton);
11/3/97	Order granting Withdrawal of Intervention;
11/3/97	Order approving Toll Promotion;
11/3/97	Docket closed

TC97-143

125 South Dakota Avenue, 8th Floor
Sioux Falls, South Dakota 57194

August 13, 1997

USWEST
COMMUNICATIONS

RECEIVED

AUG 15 1997

**SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION**

Mr. William Bullard, Executive Director
Public Utilities Commission
State Capitol Building
Pierre, South Dakota 57501

Dear Mr. Bullard:

U S WEST Communications is planning to offer a promotion to toll customers beginning September 4, 1997. The promotion will be targeted to residential customers currently using direct dialing and business customers using direct dialing or Optional Calling Plans.

Customers subscribing to this Plan will be charged a monthly rate for which they receive unlimited toll usage on their intrastate intraLATA station-to-station calls. Customers must have single or multiple residential or business lines at single customer premises, billed on one retail bill to one billing telephone number. Trunks, inward only, 911 services, Public Access Lines, and internet service providers are excluded. A subscriber must be an existing customer with established retail service for a minimum of six months, and the customer's intraLATA toll use during the two most recent full billing months may not have exceeded \$200.00.

Customers must enroll in the promotion within 60 days of the effective tariff date and will be offered this rate up to December 31, 1998. USWC reserves the right to discontinue the promotion prior to that date.

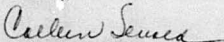
The following monthly rates will be introduced:

Residence	\$49.00 monthly
Business	\$149.00 monthly

Qualifying customers will be called via a telemarketing firm or through direct mail notification.

If you have any questions, please call me on 605-335-4596.

Sincerely,



Colleen E. Sebold
Manager-Regulatory Affairs

TC87-142	Raymond & Genene Sand d/b/a Sand Construction v U S WEST Communications. "Our complaint is in reference to telephone line location and moving line for Project AIP 3-48-0045-21 Rapid City Regional Airport County Road Relocation, County Road C232, and Construct Runway 14 Safety Area, Pennington County. Bid date for this project was May 9, 1987. At that time or before, the affected utilities were aware that utility relocation would be necessary. A pre-construction meeting was held on May 30, 1987. U S WEST representative Dennis Serling was present. Raymond Sand stated that he would like to begin the project as soon as possible—at least by June 1. Dennis Serling said U S WEST was waiting for cables to arrive for the four optic line move and that expected arrival was June 3, 1987, after which they would proceed to install it. Sand Construction notified One Call Notification shortly after the meeting as a precautionary measure. We were issued ticket 923361. The project owner's project paperwork was not completed as rapidly as expected; therefore, Sand Construction didn't begin work until June 16, 1987. The telephone line relocation work in the county road work area was not completed, we had no choice but to try to work around it...We submit that Sand Construction has suffered losses due to the delay in utility relocation by U S WEST. We request recovery of these losses from U S WEST." (Basis: SWKDC)	08/01/87	NA
TC87-143	Terry Nagel vs U S WEST Communications. "On the morning of June 10, 1987, I called U S WEST to begin telephone service. At that time, they said a contractor would be sent in 2 days to service us. No one arrived. When we called back, they said we still would have to be run. (Our technician had a previous phone number, but it had been disconnected.) We contacted a friend dated June 28. Another call after that date dated July 28, with each time being denied. Another call on August 1st was refused a statement dated to September 12, because they did not have cables on hand. This was 12 months later. I was still waiting. They still offer us a contractor a cellular phone, but have never been able to service us. I have been told that they are going to be replaced by another company. I ask the Commissioner, with U S WEST, to get the cables on hand and to get the contractor to service us. We are really angry about this." (Basis: SWKDC)	08/19/87	NA

PAGE 2 OF 2

South Dakota Public Utilities Commission State Capitol 500 E. Capitol Pierre, SD 57501-5070 Phone: (800) 333-1802 Fax: (605) 772-1789	TELECOMMUNICATIONS SERVICE FILINGS These are the telecommunications service filings that the Commission has received for the period of: 08/08/97 through 08/21/97 If you need a complete copy of a filing filled, overnight expressed, or mailed to you, please contact Delaine Kolbo within five days of this filing.		
DOCKET NUMBER	TITLE/STAFF/SYNOPSIS	DATE FILED	INTERVENTION DEADLINE
REQUEST FOR CERTIFICATE OF AUTHORITY			
TC97-140	Application by One Call Telecom, Inc. for a Certificate of Authority to operate as a telecommunications company within the state of South Dakota. (Staff: TSYT2) "OCT, Inc. will provide telecommunications services including local exchange services, intralATA services and interLATA services on a reseller basis. The specific products and services are set forth in the U S WEST Service Resale Agreement to which One Call is presently a party in Minnesota."	08/08/97	09/05/97
TC97-141	Application by International Telecommunications Corp. d/b/a Discount Direct Dialing for a Certificate of Authority to operate as a telecommunications company within the state of South Dakota. (Staff: TSYT2) "ITC presently provides interstate "switchless resale" in several states. ITC is extending its service to meet the intrastate needs of its customers in several states and is filing the requisite applications in all other states to be certified as required. ITC proposes to provide service throughout the state."	08/08/97	09/05/97
TC97-144	Application by USN Communications Long Distance, Inc. for a Certificate of Authority to operate as a telecommunications company within the state of South Dakota. (Staff: DJJCC) "Applicant seeks authority to offer a full range of 1+ interexchange telecommunications services on a resale basis. Specifically, Applicant seeks authority to provide MTS, out-WATS, in-WATS services, and Calling Card services. Applicant does not intend to provide operator services, 900 or 700 services."	08/15/97	09/05/97
TC97-145	Application by VoCall Communications Corp. for a Certificate of Authority to operate as a telecommunications company within the state of South Dakota. (Staff: DJJCH) "Applicant proposes to operate as a reseller of 1+ toll services (including MTS, 1+, 800 and 888, Out WATS, Travel Cards) as well as offer prepaid calling card services."	08/18/97	09/05/97
FORMAL COMPLAINT FILED			

LAW OFFICES
OLINGER, LOVALD, ROBBENOLT & McCAHREN, P.C.
117 EAST CAPITOL

P.O. BOX 66

PIERRE, SOUTH DAKOTA 57501-0066

RONALD D. OLINGER
JOHN S. LOVALD
JAMES ROBBENOLT
LEE C. "STY" McCAHREN
WADE A. REIMERS

TELEPHONE 224-8851
AREA CODE 605
FAX 605-224-8269

August 29, 1997

RECEIVED

AUG 29 1997

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

William Bullard, Jr., Executive Director
SD PUC, State Capital
500 E Capitol
Pierre SD 57501

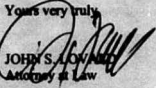
RE: TC97-143

Dear Mr. Bullard:

Enclosed herewith please find an original and 10 copies of AT&T Communications of the Midwest, Inc.'s Petition to Intervene with regard to the above-captioned docket.

Please furnish a file stamped copy to me. Thank you.

Yours very truly,


JOHN S. LOVALD
Attorney at Law

JSL:mmh

RECEIVED

AUG 29 1997

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

IN THE MATTER OF THE PROMOTIONAL) DOCKET TC97-143
INTRASTATE TARIFF FILED BY)
U S WEST COMMUNICATIONS, INC.)
)

AT&T COMMUNICATIONS OF THE MIDWEST, INC.'S
PETITION TO INTERVENE

AT&T Communications of the Midwest, Inc. (AT&T), by and through its attorneys, requests pursuant to ARSD 20:10:01:15.02 that it be permitted to intervene and granted status as a party in the above matter. In support of its petition to intervene, AT&T states as follows:

1. On August 15, 1997 U S West Communications, Inc. (U S WEST) filed with the Commission an Intrastate Promotional Tariff allowing unlimited intralATA station to station calling for a fixed monthly fee.

2. AT&T is a telecommunications company certified by this Commission to do business in the State of South Dakota.

3. As a provider of intrastate telecommunications toll services in South Dakota, AT&T purchases various services including access from US West Communications.

4. The new promotional U S WEST rates will allow U S WEST to provide intrastate long distance at a price below the cost of service incurred by AT&T in providing competitive intrastate long distance service, considering the cost charged by U S WEST for switched access, and if approved, will affect AT&T's ability to provide effective competition in South Dakota.

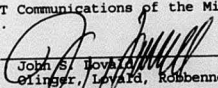
5. AT&T has an interest in participating in this docket in order to insure that AT&T and AT&T's long distance customers are not, through inflated access charges imposed by U S WEST, forced to subsidize the new U S WEST promotional plan, and in insuring that long distance competition is not negatively affected.

WHEREFORE, AT&T respectfully requests that this Commission grant AT&T's petition to intervene and grant AT&T status as a party to this proceeding.

DATED August 29, 1997

Respectfully submitted,

AT&T Communications of the Midwest,
Inc.

By: 

John S. Howard
Ginger, Loyd, Robbennolt &
McCauren, P.C.
117 E. Capitol, PO Box 66
Pierre, SD 57501
(605)224-8851

Marie-Arias Chapleau
Richard S. Wolters
AT&T Law Department
1875 Lawrence St. Room 1575
Denver, Colorado 80202
(303)298-6741

Glenn E. Solomon
Sidley & Austin
555 W. 5th Street, 40th Floor
Los Angeles, CA 90013-2007
(213) 896-6611

CERTIFICATE OF SERVICE

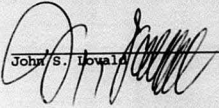
I HEREBY CERTIFY that I have served a true and correct copy
of AT&T COMMUNICATIONS OF THE MIDWEST, INC.'S PETITION TO
INTERVENE upon the following:

Colleen E. Sevold
Manager-Regulatory Affairs
U S WEST Communications, Inc.
125 South Dakota Avenue, 8th Floor
Sioux Falls, SD 57194

Mr. William P. Heaston
Senior Attorney
U S WEST Communications
1801 California, Suite 5100
Denver Co 80202

Tamara Wilka, Thomas Welk
Boyce, Murphy, McDowell & Greenfield
PO Box 5015
Sioux Falls, SD 57117-5015

by first class mail, postage prepaid, on this 29th day of August,
1997.


John S. Howard



Dakota Telecommunications Group
29705 453rd Avenue, PO Box 66
Irene, South Dakota 57037-0066
Phone: 605-263-3301 Fax: 605-263-3844

BY FIRST CLASS MAIL

August 27, 1997

William Bullard, Executive Director
South Dakota Public Utilities Commission
500 East Capitol
Pierre, South Dakota 57501

RE: TC97-143 MOTION FOR LEAVE TO INTERVENE

Dear Mr. Bullard:

On behalf of Dakota Telecommunications Group, Inc., ("DTG"), I have enclosed the original and four copies of the MOTION FOR LEAVE TO INTERVENE in the above referenced docket. This MOTION is being served to all parties on the service list by mail this same date.

Please file stamp and date the extra copy and return to Robert G. Marmet, attorney for DTG, in the enclosed self-addressed stamped envelope. Thank you.

Sincerely,

Kristie Lyngstad
Administrative Assistant

cc: service list

RECEIVED

SEP 02 1997

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

RECEIVED

SEP 02 1997

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

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

IN THE MATTER OF THE FILING BY)
US WEST COMMUNICATIONS, INC)
TO INTRODUCE NEW OPTIONAL)
CALLING PLAN)

DOCKET TC97-143
MOTION FOR LEAVE
TO INTERVENE

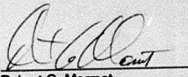
COMES NOW Dakota Telecommunications Group, Inc. ("Dakota") and Petitions
the Commission for leave to intervene in the above entitled docket. In support
thereof, Dakota states the following:

1. Dakota is a telecommunications company engaged in the sale of
intrastate intraLATA station to station calls.
2. Through one of its subsidiaries, Dakota anticipates providing local
exchanges services in U S WEST territories at some time in the near
future. In combination with that local exchanges service, Dakota
anticipates that it would be in competition with U S WEST in providing
intrastate intraLATA station to station calls.
3. Based upon the foregoing, Dakota is an interested party in this
proceeding and seeks intervention herein.

WHEREFORE, Dakota respectfully requests leave to intervene and an opportunity to be heard in this matter,

Dated this 27th day of August, 1997.

Dakota Telecommunications Group, Inc.

By: 

Robert G. Marnet
Attorney for Dakota
PO Box 66
Irene, SD 57037
(605) 263 3301 phone
(605) 263 3995 fax

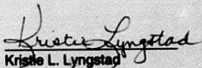
CERTIFICATE OF SERVICE

I, Robert G. Marmet, hereby certify that on the 27th day of August, 1997, I sent by United States mail, first class postage prepaid, a true and correct copy of the foregoing Motion for Leave to Intervene, to the following:

William P. Heaston
Senior Attorney
US WEST, Inc.
1801 California Street, Suite 5100
Denver, CO 80202

Colleen E. Sevold
Manager-Regulatory Affairs
US WEST, Inc.
125 South Dakota Ave., 8th Floor
Sioux Falls, SD 57194

Dated this 27 day of August, 1997.


Kristle L. Lyngstad

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

**IN THE MATTER OF THE PROMOTIONAL)
INTRASTATE TARIFF FILED BY U S WEST)
COMMUNICATIONS, INC.)**

**ORDER GRANTING
INTERVENTION**

TC97-143

On August 15, 1997, U S WEST Communications, Inc. (U S WEST), filed an Application with the Public Utilities Commission (Commission) for approval to offer a promotion to its toll customers beginning September 4, 1997. The promotion will be targeted to residential customers currently using direct dialing and business customers using direct dialing or Optional Calling Plans. Customers subscribing to this plan will be charged a monthly rate for which they receive unlimited toll usage on their intrastate intralATA station-to-station calls. Customers must enroll in the promotion within 60 days of the effective tariff date and will be offered this rate up to December 31, 1996. U S WEST has reserved the right to discontinue the promotion prior to that date. Qualifying customers will be called via a telemarketing firm or through direct mail notifications.

On August 21, 1997, the Commission electronically transmitted notice of the filing and the intervention deadline of August 29, 1997, to interested individuals and entities. On August 29, 1997, the Commission received a Petition to Intervene from AT&T Communications of the Midwest, Inc. (AT&T); on September 2, 1997, the Commission received a Motion for Leave to Intervene from Dakota Telecommunications Group, Inc. (Dakota).

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-31.

On September 9, 1997, at its regularly scheduled meeting, the Commission considered the Petitions to Intervene. The Commission finds that the Petitions of AT&T and Dakota have been timely filed and that they demonstrate good cause for granting intervention. It is therefore

ORDERED that AT&T and Dakota shall be granted intervention and shall be considered parties in this matter.

Dated at Pierre, South Dakota, this 17th day of September, 1997.

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 Adrian Kach

Date 9/17/97

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner



Mary B. Tribbey
Attorney

Room 1575
1875 Lawrence Street
Denver, CO 80202
303 298-6508

September 29, 1997

RECEIVED

SEP 30 1997

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

FAX Received SEP 29 1997

VIA FACSIMILE AND U S MAIL

Mr. William Bullard, Jr., Executive Director
South Dakota Public Utilities Commission
State Capitol
500 E. Capitol
Pierre, SD 57501

Re: TC97-143

Dear Mr. Bullard:

Enclosed herewith please find an original and 10 copies of AT&T Communications of the Midwest, Inc.'s Motion to Withdraw with regard to the above-captioned docket.

Please stamp and return the extra copy of this letter in order to acknowledge receipt. A postage paid, self addressed envelope is enclosed. Thank you for your cooperation.

Very truly yours,

AT&T COMMUNICATIONS
OF THE MIDWEST, INC.

Mary B. Tribbey
Mary B. Tribbey

MBT/RSW:caa
Enclosure

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

RECEIVED

SEP 30 1997

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

In the Matter of the Promotional
Intrastate Tariff Filed by
U S WEST COMMUNICATIONS, INC.

)
)
)
FAX Received SEP 29 1997
Docket No. TC97-143

MOTION TO WITHDRAW

AT&T Communications of the Midwest, Inc. ("AT&T") hereby moves to withdraw from the above referenced proceeding.

1. On August 1, 1997, AT&T filed its petition to intervene in Docket TC97-143. AT&T stated it had an interest in the tariff filing of U S WEST Communications, Inc. because the rates for the service may not cover the imputed cost to provide the service. If switched access charges are not properly imputed to the U S WEST service, AT&T, as a purchaser of switched access from U S WEST for the provision of its own toll services, would be unable to compete against U S WEST's promotion.
2. On September 17, 1997, the South Dakota Public Utilities Commission granted AT&T's petition to intervene.
3. AT&T has been advised that the service was treated as an emerging competitive service under South Dakota law (SDCL, §49-31-1.2) and went into effect on twenty days notice pursuant to SDCL, §49-31-12.5.

THEREFORE, AT&T respectfully moves for leave to withdraw from Docket TC-97-143.

DATED this 29th day of September, 1997.

AT&T COMMUNICATIONS OF THE
MIDWEST, INC.

By Mary Tribbey
Mary B. Tribbey
Maria Arias-Chapleau
1875 Lawrence Street, Room 1575
Denver Colorado 80202
Telephone: (303) 298-6508
Facsimile: (303) 298-6301

John S. Lovald
Olinger, Lovald, Robbenolt &
McCahren, P. C.
117 E. Capitol, PO Box 66
Pierre, SD 57501

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have served a true and correct copy of AT&T COMMUNICATIONS OF THE MIDWEST, INC.'S MOTION TO WITHDRAW upon the following:

Colleen E. Sevoid
Manager-Regulatory Affairs
U S WEST Communications, Inc.
125 South Dakota Avenue, 8th Floor
Sioux Falls, SD 57194

Mr. William P. Heaston
Senior Attorney
U S WEST Communications, Inc.
1801 California, Suite 5100
Denver, CO 80202

Tamara Wilka, Thomas Welk
Boyce, Murphy, McDowell & Greenfield
P.O. Box 5015
Sioux Falls, SD 57117



Dakota Telecommunications Group

P.O. Box 66

Jamez, SD 57037

(605) 263-3301

RECEIVED

OCT 29 1997

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

FAX Received OCT 27 1997

William Bullard
Executive Director
South Dakota Public Utilities Commission
500 East Capitol
Pierre, SD 57501

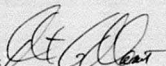
RE: Docket No. TC97-143
US WEST Communications Inc.
Promotional Intrastate Tariff Filing

Dear Mr. Bullard:

By this letter Dakota Telecommunications Group, Inc. is withdrawing its intervention in the above captioned docket.

If you have any questions, please do not hesitate to contact me.

Sincerely,
Dakota Telecommunications Group, Inc.



By: _____
Robert G. Marnet

cc: William P. Heaston

U S WEST, Inc.
1801 California Street, Suite 5100
Denver, Colorado 80202
303 672-2718
Facsimile 303 295-7069
email: lmaez@uswest.com

Luke Maez
Legal Secretary

Via Overnight Delivery

October 31, 1997

USWEST

RECEIVED

NOV 03 1997

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

Mr. William Bullard Jr.
Executive Director
South Dakota Public Utilities Commission
500 East Capitol Avenue
Pierre, SD 57501

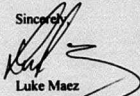
**Re: In the Matter of the Promotional Intrastate Tariff filed by U S WEST
Communications, Inc.
Docket No. TC97-143**

Dear Mr. Bullard:

Enclosed for filing in the above referenced docket is an original and ten (10) copies of the
Sixth Judicial Circuit Order Admitting William Heaston as Non-Resident Attorney for
U S WEST Communications, Inc. to appear in this matter.

Please file stamp the enclosed extra copy of this letter and return to me in the enclosed self-
addressed stamped envelope. Thank you.

Sincerely,



Luke Maez
Legal Secretary to
William Heaston

Encl.

RECEIVED

NOV 03 1997

STATE OF SOUTH DAKOTA)
COUNTY OF HUGHES)

IN CIRCUIT COURT
SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION
SIXTH JUDICIAL CIRCUIT

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE PROMOTIONAL)
INTRASTATE TARIFF FILED BY U S WEST)
COMMUNICATIONS, INC.)

ORDER ADMITTING
NON-RESIDENT ATTORNEY

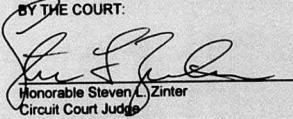
TC97-143

It is hereby

ORDERED that the Motion for Admission for William P. Heaston, a non-resident attorney, to appear on behalf of U S WEST Communications, Inc., before the Public Utilities Commission and this Court relating to this matter is granted.

Dated: October 27th, 1997.

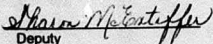
BY THE COURT:


Honorable Steven L. Zinter
Circuit Court Judge
Sixth Judicial Circuit

ATTEST:

Mary L. Erickson
Clerk of Courts

BY:

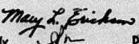

Deputy

(SEAL)

STATE OF SOUTH DAKOTA
CIRCUIT COURT, HUGHES CO.

FILED

OCT 27 1997


Mary L. Erickson CLERK
Deputy

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE PROMOTIONAL)
INTRASTATE TOLL OFFER FILED BY U S)
WEST COMMUNICATIONS, INC.)

ORDER GRANTING
WITHDRAWAL OF
INTERVENTION
TC97-143

On August 15, 1997, U S WEST Communications, Inc. (U S WEST), filed an Application with the Public Utilities Commission (Commission) for approval to offer a promotional plan (plan) to its toll customers beginning September 4, 1997. The plan will be targeted to residential customers currently using direct dialing and business customers using direct dialing or Optional Calling Plans. Customers subscribing to this plan will be charged a flat monthly rate for which they receive unlimited toll usage on their intrastate intraLATA station-to-station calls. Customers must enroll in the promotion within 60 days of the effective date and may be offered this rate up to December 31, 1998. U S WEST has reserved the right to discontinue the promotion prior to that date. Qualifying customers will be called via a telemarketing firm or through direct mail notifications.

On August 29, 1997, the Commission received a Petition to Intervene from AT&T Communications of the Midwest, Inc. (AT&T); on September 2, 1997, the Commission received a Motion for Leave to Intervene from Dakota Telecommunications Group, Inc. (Dakota). On September 9, 1997, at its regularly scheduled meeting, the Commission considered the petitions for intervention. The Commission granted the petitions of AT&T and Dakota to intervene.

On September 29, 1997, AT&T moved to withdraw as an intervenor in this docket. On October 27, 1997, Dakota moved to withdraw its intervention.

At its regularly scheduled meeting of October 28, 1997, the Commission considered these motions to withdraw as intervenors and good cause having been shown, it is therefore

ORDERED that AT&T and Dakota shall be allowed to withdraw as intervenors in this docket.

Dated at Pierre, South Dakota, this 3rd day of November, 1997.

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

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner

4

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

IN THE MATTER OF THE PROMOTIONAL) INTRASTATE TOLL OFFER FILED BY U S) WEST COMMUNICATIONS, INC.)	ORDER APPROVING TOLL PROMOTION TC97-143
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On August 15, 1997, U S WEST Communications, Inc. (U S WEST), filed an Application with the Public Utilities Commission (Commission) for approval to offer a promotional plan (plan) to its toll customers beginning September 4, 1997. The plan will be targeted to residential customers currently using direct dialing and business customers using direct dialing or Optional Calling Plans. Customers subscribing to this plan will be charged a flat monthly rate for which they receive unlimited toll usage on their intrastate intraLATA station-to-station calls. Customers must enroll in the promotion within 60 days of the effective date and may be offered this rate up to December 31, 1998. U S WEST has reserved the right to discontinue the promotion prior to that date. Qualifying customers will be called via a telemarketing firm or through direct mail notifications. The following monthly rates will be introduced: (1) for residence, \$49.00 monthly; and (2) for business, \$149.00 monthly.

On August 21, 1997, the Commission electronically transmitted notice of the filing and the intervention deadline of August 29, 1997, to interested individuals and entities. On August 29, 1997, the Commission received a Petition to Intervene from AT&T Communications of the Midwest, Inc. (AT&T); on September 2, 1997, the Commission received a Motion for Leave to Intervene from Dakota Telecommunications Group, Inc. (Dakota). Intervention was granted to both of these parties on September 17, 1997. Both parties have subsequently withdrawn their intervention.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-31, and ARSD Chapter 20:10.01.

The filing requested a proposed effective date of September 4, 1997.

At its duly noticed meeting of October 28, 1997, the Commission considered approval of the application. Commission Staff recommended approval.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-31. The Commission decided to approve the revisions (Commissioner Nelson dissenting). It is therefore

ORDERED, that the above-described plan shall be approved.

Dated at Pierre, South Dakota, this 30 day of November, 1997.

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: Laska Schoenfelder

Date: 11/5/97

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

PAM NELSON, Commissioner, dissenting

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner