



Public Service Commission State of North Dakota

COMMISSIONERS

Julie Fedorchak
Randy Christmann
Brian Kroshus

600 East Boulevard Avenue Dept. 408
Bismarck, ND 58505-0480
Web: www.psc.nd.gov
Phone: 701-328-2400
ND Toll Free: 1-877-245-6685
Fax: 701-328-2410
TDD: 800-366-6888 or 711

November 3, 2021

Mr. Steve Kahl
Executive Secretary
North Dakota Public Service Commission
600 E. Boulevard Dept. 408
Bismarck, ND 58505-0480

RE: LTD Broadband LLC, Designated ETC Application, PU-21-168

NOTICE OF CONTINUANCE

On May 7, 2021, LTD Broadband LLC ("LTD") filed an application for designation as an eligible telecommunication carrier ("ETC") with the Public Service Commission. The Federal Communications Commission ("FCC") required a designation by June 7, 2021. Due to a late application with the Public Service Commission, the designation was not provided to the FCC by the deadline.

LTD requested that FCC waive the deadline for the Rural Digital Opportunity Fund. On October 20, 2021, the FCC issued an order denying LTD's waiver request. LTD expressed that it intends to seek reconsideration of the FCC Order and requested to proceed with a hearing in front of the Public Service Commission on the interim. Advocacy Staff continues to be opposed to the designation and submits that it would be an ineffective use of resources to proceed over an issue that may be moot.

At its November 3, 2021, Regular Commission Meeting, the Commission considered the status of the application by LTD and agreed that a resolution with the FCC could render this proceeding moot. Accordingly, the Commission continues this proceeding until a notification that reconsideration has been granted.

Dated this: 3rd day of November, 2021.

A handwritten signature in black ink, appearing to read "John M. Schuh", written over a horizontal line.

John M. Schuh
Commission Counsel

38 **PU-21-168** Filed: 11/3/2021 Pages: 1
Letter filing Notice of Continuance