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MAY 18 2006  
*[Signature]*

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
CENTRAL DIVISION

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VERIZON WIRELESS (VAW) LLC;  
COMMNET CELLULAR LICENSE  
HOLDING LLC; MISSOURI VALLEY  
CELLULAR, INC.; SANBORN  
CELLULAR, INC.; and EASTERN  
SOUTH DAKOTA CELLULAR, INC.,  
d/b/a Verizon Wireless;

Plaintiffs,

-vs-

STATE OF SOUTH DAKOTA; SOUTH  
DAKOTA PUBLIC UTILITIES  
COMMISSION; and BOB SAHR, GARY  
HANSON, and DUSTY JOHNSON, in their  
official capacities as the Commissioners  
of the South Dakota Public Utilities  
Commission,

Defendants,

SOUTH DAKOTA  
TELECOMMUNICATIONS ASSOCIATION  
and VENTURE COMMUNICATIONS  
COOPERATIVE,

Intervenors.

CIV 04-3014  
  
FIFTH AMENDED  
RULE 16 SCHEDULING ORDER

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Counsel for the parties held a meeting in compliance with F.R.C.P. 26(f) and submitted a report.

Now, therefore,  
IT IS ORDERED:

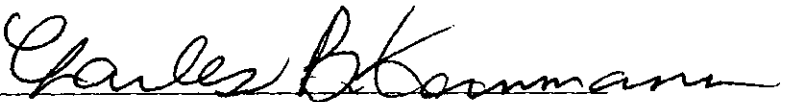
(1) The Report of Parties' Planning Meeting, filed July 7, 2005, is approved and adopted by the Court.

(2) The parties have until August 15, 2005, to move to join additional parties and to move to amend the pleadings.

- (3) All discovery will be completed by October 15, 2005.
- (4) A maximum of 25 interrogatories each party to any other party will be allowed.
- (5) There will be a maximum of five (5) depositions for each party.
- (6) Reports from retained experts under Rule 26(a)(2) shall be due from all parties by September 1, 2005.
- (7) Supplementations under Rule 26(e) shall be due on October 15, 2005, and the 15th of every other month thereafter.
- (8) All motions, other than motions in limine, together with supporting briefs, shall be filed and served on or before November 15, 2005. Opposing parties shall file and serve answering materials and briefs by no later than twenty (20) days thereafter. Reply briefs, if desired, shall be filed and served no later than ten (10) days thereafter.
- (9) A telephonic pretrial conference shall be held on **Monday, July 3, 2006, at 1:00 o'clock P.M.**, and a trial date shall be fixed by the Court after consultation with counsel of record. Counsel shall contact the Judge's Aberdeen chambers by **Monday, August 28, 2006**, with the telephone number at which they will be reached for the conference.

Dated this 18th day of May, 2006.

BY THE COURT:

  
CHARLES B. KORNMANN  
United States District Judge

ATTEST:

JOSEPH HAAS, CLERK

BY   
DEPUTY

(SEAL)