

LAW OFFICES

Lynn, Jackson, Shultz & Lebrun, P.C.

FIRST NATIONAL BANK BUILDING
909 ST. JOSEPH STREET
EIGHTH FLOOR
P.O. BOX 8250
RAPID CITY, SD 57709-8250
605-342-2592
FAX 605-342-5185

LAWYERS ALSO ADMITTED IN MINNESOTA AND IOWA
www.lynnjackson.com

Member of Lex Mundi

A Global Association of 125 Independent Law Firms

REPLY TO: Rapid City 605-342-2592

US BANK BUILDING
141 N. MAIN AVENUE
EIGHTH FLOOR
P.O. BOX 1920
SIOUX FALLS, SD 57101-3020
605-332-5999
FAX 605-332-4249

*From the offices of Gene N. Lebrun
e-mail address: glebrun@lynnjackson.com*

August 6, 2004

RECEIVED

AUG 09 2004

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

Ms. Rolayne Wiest
South Dakota Public Utilities Commission
500 East Capitol
Pierre, SD 57501

RE: Verizon Wireless v. State of South Dakota, et. al.

Dear Rolayne:

Pursuant to our telephone conversation of the morning of Thursday, June 3, 2004, I am enclosing herewith four copies of the Summons and Complaint, as well as a Corporate Disclosure Statement, in the above-entitled matter. Also enclosed are Admissions of Service for the South Dakota Public Utilities Commission, Bob Sahr, Gary Hanson, and Jim Burg.

If you would have someone admit service on behalf of the PUC and then have the individual Commissioners sign their respective Admissions of Service, it would sincerely be appreciated. If you would then return those Admissions of Service to me, we will make sure they get filed with the Court.

As I mentioned to you on the phone, I have talked to Attorney General Larry Long and he is going to have the Governor admit service on behalf of the State of South Dakota.

I am also enclosing a self-addressed envelope for your convenience in returning the Admissions of Service.

Ms. Rolayne Wiest
South Dakota Public Utilities Commission
August 6, 2004
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Thank you for your courtesies.

Sincerely yours,

LYNN, JACKSON, SHULTZ & LEBRUN, P.C.


Gene N. Lebrun

GNL/fjs

Enclosures

Enc/cc: David McDonald

UNITED STATES DISTRICT COURT

Southern Division District of South Dakota

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 V. VERIZON WIRELESS,

SUMMONS IN A CIVIL ACTION

C1V04-412/

Plaintiffs,

STATE OF SOUTH DAKOTA, SOUTH DAKOTA PUBLIC UTILITIES COMMISSION, AND Bob Sahr, Gary Hanson, and Jim Burg, in their official capacities as the Commissioners of the South Dakota Public Utilities Commission,

CASE NUMBER:

Defendants.

TO: (Name and address of Defendant)

South Dakota Public Utilities Commission Capitol Building, 1st Floor 500 East Capitol Avenue Pierre SD 57501-5070

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Mr. Gene N. Lebrun / Mr. Steven J. Oberg LYNN JACKSON SHULTZ & LEBRUN P.O. BOX 8250 RAPID CITY SD 57709

an answer to the complaint which is served on you with this summons, within 20 (twenty) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

A TRUE COPY:

ATTEST:

Joseph Haas (Signature) CLERK Carol L. Merrill (Signature) (By) DEPUTY CLERK

08-06-04 DATE JOSEPH HAAS, Clerk By Carol L. Merrill Deputy

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE
NAME OF SERVER (<i>PRINT</i>)	TITLE

Check one box below to indicate appropriate method of service

- Served personally upon the defendant. Place where served:

- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
 Name of person with whom the summons and complaint were left:

- Returned unexecuted:

- Other (specify):

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL \$0.00
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on _____ Date _____ Signature of Server _____

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.