

## Talbot J. Wieczorek

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**From:** Talbot J. Wieczorek  
**Sent:** Friday, March 11, 2011 10:01 AM  
**To:** 'John.Smith3@state.sd.us'; Rolayne.Wiest@state.sd.us; DPRogers@riterlaw.com; M.Northrup@riterlaw.com  
**Cc:** Steven.Duke2@VerizonWireless.com; Karen Webb  
**Subject:** RE: CT05-001 Western Wireless v. Golden West  
**Attachments:** RE: CT05-001 Western Wireless v. Golden West; Ltr to Darla with Stip to Dismiss CT05-002.pdf

Dear Mr. Smith:

Regarding CT05-001, I have provided a signed stipulation for dismissal to Ms. Rogers who has agreed the case can be dismissed with prejudice. See Attached email. However, at the time she agreed the matter could be dismissed, she stated her client would need to approve the stipulation. See attached email. I have not heard anything since then but know Ms. Rogers has been busy with the legislative session.

On TC05-002, Alltel believes the matter can be dismissed with prejudice and has forwarded a signed stipulation to Ms. Rogers. See letter attached. I am unsure whether Ms. Rogers' client has agreed to the dismissal and I have not heard back from Ms. Rogers but, again, I know she has been active with the legislative session.

Talbot J. Wieczorek  
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& Ashmore, LLP  
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**From:** [John.Smith3@state.sd.us](mailto:John.Smith3@state.sd.us) [<mailto:John.Smith3@state.sd.us>]  
**Sent:** Thursday, March 10, 2011 7:10 AM  
**To:** Talbot J. Wieczorek; [Rolayne.Wiest@state.sd.us](mailto:Rolayne.Wiest@state.sd.us); [DPRogers@riterlaw.com](mailto:DPRogers@riterlaw.com); [M.Northrup@riterlaw.com](mailto:M.Northrup@riterlaw.com)  
**Cc:** [Steven.Duke2@VerizonWireless.com](mailto:Steven.Duke2@VerizonWireless.com); Karen Webb  
**Subject:** RE: CT05-001 Western Wireless v. Golden West

Good morning everyone! I was just checking with you to see if the filings for dismissal of CT05-001 and CT05-002 might be ready by the March 22 meeting. Because Cindy will be on vacation next week, they've sent out the agenda items request earlier than usual. I'm not trying to be a pest here, but just inquiring whether I should send them in for scheduling or not. Let me know if you get time to look into it. Warm weather is on the way everyone!!! This global warming has been tough duty for me this winter.

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*Of Counsel*

February 15, 2011

Darla Pollman Rogers  
Riter, Rogers, Wattier & Brown, LLP  
P. O. Box 280  
Pierre, South Dakota 57501

RE: WWC v. Venture Communications Cooperative  
GPGN File No. 05925.0032 Docket CT 05-002

Dear Ms. Rogers:

Enclosed please find the Stipulation to Dismiss with Prejudice in the above-entitled action that I have executed. I request that you sign the Stipulation and file it with the Commission.

If you have any questions, please call me.

Sincerely,



Talbot J. Wieczorek

TJW:klw  
Enclosure  
c: Client  
Rolayne Wiest

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA

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IN THE MATTER OF THE COMPLAINT OF  
WWC LICENSE LLC AGAINST  
VENTURE COMMUNICATIONS  
COOPERATIVE

DOCKET NO. CT05-002  
STIPULATION TO DISMISS WITH  
PREJUDICE

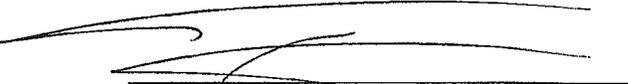
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COME NOW, WWC LICENSE LLC, a subsidiary of Alltel Communications, LLC, by and through its attorney of record, Talbot J. Wieczorek of Gunderson, Palmer, Nelson & Ashmore, LLP, and Venture Communications Cooperative, by and through its undersigned counsel, Darla Pollman Rogers of Riter, Rogers, Wattier & Northrup, and hereby submit this stipulation to the Commission requesting the Commission enter an Order dismissing all claims in the above-entitled matter, whether asserted in the Complaint or Counterclaim with prejudice.

WHEREFORE, the parties in the above action request the Commission enter an Order dismissing all claims with prejudice.

Dated this 15<sup>th</sup> day of February, 2011.

**GUNDERSON, PALMER NELSON &  
ASHMORE, LLP**



Talbot J. Wieczorek  
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PO Box 8450  
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Fax: 605-342-0480  
Email: tjw@gpnaalaw.com

Dated this \_\_\_\_ day of February, 2011.

**VENTURE COMMUNICATIONS COOPERATIVE**

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