



CT 06-001

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SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

November 27, 2006

Ms. Kara Van Bockern
Staff Attorney
South Dakota
Public Utilities Commission
500 East Capital Avenue
Pierre, SD 57501-5070

**Re: Mr. James B. Terwilliger
22739**

Dear Ms. Van Bockern:

On November 27, 2006, we received your correspondence, dated October 11, 2006, regarding Mr. James B. Terwilliger.

DISH Network subscribes to a database that allows us to track all of our outbound phone calls. This database also contains National, State and individual company Do Not Call list information. After researching this database, we have determined that DISH Network has not placed a solicitation call to Mr. Terwilliger 's home.

We have researched our internal Do Not Call logs and enclosed a copy of our records pertaining to Mr. Terwilliger's phone number.

Per Mr. Terwilliger's request, we added his two phone numbers, (605)224-0862 and (605)280-3625, to our DISH Network Do Not Call list. This will take effect no later than December 27, 2006 (thirty days from the date of submission). After this date, Mr. Terwilliger will not receive any solicitation calls from DISH Network.

DISH Network does not share our company Do Not Call list with retailers, sales partners or any other affiliates. Therefore, it is possible that any of these parties may have placed the call in question on its own behalf, without DISH Network's knowledge or approval.

Please be aware that we share Mr. Terwilliger's concern regarding these unwanted calls, and we understand what a nuisance they can be. DISH Network does not condone the practice of making solicitation phone calls to those who have indicated that they do not wish to receive them. As you can imagine, when these solicitors represent themselves as DISH Network, it has a negative impact on our public image, as well.

Our policy is to actively seek the identity of solicitors who violate the Telephone Consumer Protection Act (TCPA). If a DISH Network retailer is not in compliance with the TCPA, we will implement a process which includes written documentation and internal sanctions.



We remain eager to work together with Mr. Terwilliger to identify the source of these calls so that we can take action to prevent any further occurrences. Additionally, if Mr. Terwilliger continues to receive solicitation calls, we encourage him to add his name to the National and State Do Not Call lists. The phone number (605)224-0862 is registered on both the National and State Do Not Call lists. Mr. Terwilliger's other phone number, (605)280-3625, is not listed on the State Do Not Call list.

Please advise me if I can be of any further assistance to you by contacting me at (720) 514-8817.

Sincerely,

A handwritten signature in black ink that reads "T. Bappe".

Tim Bappe
Dispute Resolution Specialist
DISH Network
Tim.Bappe@echostar.com

Enclosures (2)

Cc: Mr. James B. Terwilliger
227 Sunshine Loop
Pierre, SD 57501

Elizabeth Holcomb

Do Not Call List

11/28/06 10:31 PM

Search Criteria

Phone No	6052803625		
Account No			
Contact Date	From		To

Member Info

Phone Number	Csg Account No	First Name	Last Name	Created Date	Created By	Dnc Member Id
6052803625	Not a Customer			08/06/05 02:25 AM	DNC_NATIONAL_LIST_UPDATE	109,842,298

No Call List

Do Not Solicit	Dnc List Name	Us State Code	Dnc List Us State Code	Effective Date	Expiration Date	Created By
6052803625	INTERNAL DO NOT TELEMARKET LIST			11/27/06 06:21 PM		CSCWEB; Tim.Bappe
6052803625	US NATIONAL DO NOT CALL REGISTRY			01/01/06 12:00 AM	12/31/06 12:00 AM	DNC_NATIONAL_LIST_UPC

Contact Log

Contact Date	Contact System	Contact Type	Media Type	Phone/Email No	Acct No	Contact Reason Code	Contact Result Code

Do Not Call List

11/28/06 10:31 PM

Search Criteria

Phone No	6052240862	
Account No		
Contact Date	From	To

Member Info

Phone Number	Csg Account No	First Name	Last Name	Created Date	Created By	Dnc Member Id
6052240862	Not a Customer	JAMES	TERWILLIGER	09/23/03 11:13 PM	DNC_NATIONAL_LIST_LOAD	35,468,729

No Call List

Do Not Solicit	Dnc List Name	Us State Code	Dnc List Us State Code	Effective Date	Expiration Date	Created By
6052240862	INTERNAL DO NOT TELEMARKE			11/27/06 06:21 PM		CSCWEB; Tim.Bappe
6052240862	PENNSYLVANIA STATE DO NOT CALL LIST		PA	01/01/05 12:00 AM	12/31/15 12:00 AM	DNC_SQL_SERVER_UPDA
6052240862	US NATIONAL DO NOT CALL REGISTRY			01/01/06 12:00 AM	12/31/16 12:00 AM	DNC_NATIONAL_LIST_LOA

Contact Log

Contact Date	Contact System	Contact Type	Media Type	Phone/Email No	Acct No	Contact Reason Code	Contact Result Code