

# GUNDERSON, PALMER, GOODSSELL & NELSON, LLP

## ATTORNEYS AT LAW

J. CRISMAN PALMER  
G. VERNE GOODSSELL  
JAMES S. NELSON  
DANIEL E. ASHMORE  
TERENCE R. QUINN  
DONALD P. KNUDSEN  
PATRICK G. GOETZINGER  
TALBOT J. WIECZOREK  
JENNIFER K. TRUCANO  
DAVID E. LUST  
THOMAS E. SIMMONS

ASSURANT BUILDING  
440 MT. RUSHMORE ROAD  
POST OFFICE BOX 8045  
RAPID CITY, SOUTH DAKOTA 57709-8045  
TELEPHONE (605) 342-1078 • FAX (605) 342-0480  
www.gundersonpalmer.com  
ATTORNEYS LICENSED TO PRACTICE IN  
SOUTH DAKOTA, NORTH DAKOTA, IOWA, NEBRASKA  
COLORADO, CALIFORNIA, WYOMING & MINNESOTA

TERRI LEE WILLIAMS  
SARA FRANKENSTEIN  
AMY K. KOENIG  
JASON M. SMILEY  
JONATHAN M. OOSTRA  
MATTHEW E. NAASZ  
MATTHEW R. McGOVERN  
QUENTIN L. RIGGINS  
JEFFREY R. CONNOLLY  
WYNN A. GUNDERSON  
*Of Counsel*

February 29, 2008

### E-FILING

Patricia Van Gerpen  
South Dakota Public Utilities Commission  
Capitol Building, 1<sup>st</sup> Floor  
500 East Capitol Avenue  
Pierre SD 57501-5070

RE: Alltel Communications, Inc.  
In the Matter of the Petition of Vivian Telephone Company for Modification of  
Section 251(b)(2) of the Communications Act of 1934, as amended  
TC08-015 GPGN File No. 5925.070220

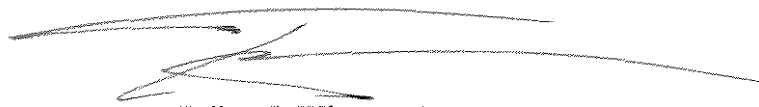
Dear Ms. Van Gerpen:

Attached please find Alltel's Petition to Intervene in the above-entitled matter (Docket TC08-015). By copy of same, counsel have been served.

Please note that Gene DeJordy's name appears on the Service List for this matter. Mr. DeJordy is no longer with Alltel/WWC. In future filings, please replace Mr. DeJordy's name with: Stephen Rowell, ALLTEL Communications, Inc., One Allied Drive, Little Rock, AR 72202 (e-mail Stephen.B.Rowell@alltel.com).

If you have any questions, please contact me.

Sincerely,



Talbot J. Wieczorek

TJW:klw  
Enclosure

c: Service List  
Client

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA

In the Matter of the Petition of	)	
Vivian Telephone Company for	)	Docket No. TC08-015
Modification of Section 251(b)(2) of the	)	
Communications Act of	)	Petition for Formal Intervention
1934 as amended	)	

COMES NOW Alltel Communications, LLC. (“Alltel”), by and through its counsel, and pursuant to A.R.S.D. § 20:10:01:15:02, files this Petition for Formal Intervention, and in support thereof states as follows:

1. Alltel is a Delaware Limited Liability Company, with its principal place of business at One Allied Drive, Little Rock, AR 72202. Alltel is authorized to transact business in the State of South Dakota.

2. Alltel is a provider of commercial mobile radio services (“CMRS”) in South Dakota within the areas served by Petitioner and has been designated as an Eligible Telecommunications Carrier within South Dakota by prior Orders of the South Dakota Public Utilities Commission.

3. As a CMRS provider doing business in South Dakota within Petitioner’s service area, Alltel is an interested party in this proceeding as it may result in the delay of implementation of intermodal local number portability in South Dakota directly and negatively impacting Alltel’s South Dakota operations.

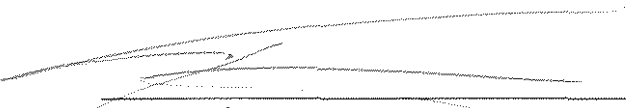
4. In addition, South Dakota consumers are adversely impacted by any suspension of the intermodal number portability obligation as they may be denied the opportunity to take advantage of various advanced wireless services if they want to retain their current number while changing providers. Finally, any suspension of an ILECs

local number porting obligation exerts further pressure on available number (NPA) exhaust issues. Alltel, therefore, desires to have Formal Intervenor status in order to participate in this proceeding in accordance with A.R.S.D. § 20:10:01:15:02.

WHEREAS, Alltel respectfully requests that the Commission grant it status as a Formal Intervenor in this matter and, as such, that Alltel be allowed to participate in this matter as provided in the Rules of Commission Procedure.

Respectfully submitted,

Dated: February 29, 2008



---

Talbot Wiecezorek  
Gunderson, Palmer, Goodsell & Nelson, LLP  
440 Mt Rushmore Road  
PO Box 8045  
Rapid City, South Dakota 57709  
Phone: (605) 342-1078  
Fax: (605) 342-0480  
Email: [tjw@gpgnlaw.com](mailto:tjw@gpgnlaw.com)

ATTORNEYS FOR  
ALLTEL COMMUNICATIONS, LLC

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing Petition for Formal Intervention (Docket TC08-015) was delivered by electronic mail this 29th day of February, 2008, to the following:

MS ROLAYNE ALTS WIEST  
STAFF ATTORNEY  
SOUTH DAKOTA PUBLIC UTILITIES  
COMMISSION  
500 EAST CAPITOL  
PIERRE SD 57501  
[rolayne.wiest@state.sd.us](mailto:rolayne.wiest@state.sd.us)

MR HARLAN BEST  
STAFF ANALYST  
SOUTH DAKOTA PUBLIC UTILITIES  
COMMISSION  
500 EAST CAPITOL  
PIERRE SD 57501  
[harlan.best@state.sd.us](mailto:harlan.best@state.sd.us)

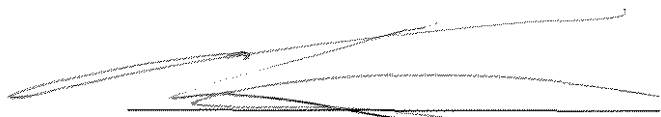
MS DARLA POLLMAN ROGERS  
ATTORNEY AT LAW  
RITER, ROGERS, WATTIER & BROWN,  
LLP  
P.O. BOX 280  
PIERRE, SD 57501-0280  
[dprogers@riterlaw.com](mailto:dprogers@riterlaw.com)

MS MARGO D. NORTHRUP  
ATTORNEY AT LAW  
RITER, ROGERS, WATTIER & BROWN,  
LLP  
P.O. BOX 280  
PIERRE, SD 57501-0280  
[m.northrup@riterlaw.com](mailto:m.northrup@riterlaw.com)

MS LINDA GODFREY  
VERIZON WIRELESS  
2785 MITCHELL DRIVE MS 7-1  
WALNUT CREEK CA 94598  
[Linda.godfrey@verizonwireless.com](mailto:Linda.godfrey@verizonwireless.com)

GEORGE STRANDELL  
GENERAL MANAGER  
GOLDEN WEST  
TELECOMMUNICATIONS  
PO BOX 411  
WALL SD 57790  
[georgestrandell@goldenwest.com](mailto:georgestrandell@goldenwest.com)

Stephen Rowell  
ALLTEL Communications, Inc.  
One Allied Drive  
Little Rock, AR 72202  
[Stephen.B.Rowell@alltel.com](mailto:Stephen.B.Rowell@alltel.com)



Talbot J. Wiczorek