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**SOUTH DAKOTA  
PUBLIC UTILITIES COMMISSION**

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September 21, 2009

Patricia Van Gerpen  
PUC Executive Director

**VIA E-MAIL ONLY**

Re: TC08-103

Dear Ms. Van Gerpen:

Attached for filing are data responses submitted to staff by Mr. Helsper in the above referenced docket. He and I agree this information may assist the Commission in its decision.

Thank you.

Kara Semmler

cc. Mr. Rich Helsper

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September 10, 2009

Ms. Kara Semmler, Staff Attorney  
S.D. Public Utilities Commission  
500 East Capitol  
Pierre, SD 57501

RE: BROOKINGS MUNICIPAL UTILITIES/TC08-103

Dear Kara:

I am responding to your email of Monday, August 24, at 2:26 P.M. The questions that you posed and the answers are as follows:

1-1) In the supplement to Swiftel's petition to partially relinquish its designation filed on 9/4/2008, there is a transition timeline on pages 5 and 6. What milestones were accomplished?

The first two milestones (dealing with obtaining FCC consent for the Crossroads transaction) were accomplished. None of the other milestones were accomplished, given the collapse of the deal.

1-2) Have the necessary filings been made with the FCC to cancel the assignment of licenses and terminate the lease agreement with Crossroads? Please describe.

The FCC's authorization is a consent to the Crossroads deal, without a mandate to complete the transaction. The authorization will automatically expire without further action by the parties if they do not affirmatively file an application reporting consummation of the transaction within the mandated timeframe. With regard to the interim spectrum lease, Swiftel has informally advised the FCC that the lease was not implemented, and is awaiting instruction as to whether a more formal notification is desired.

1-3) Please provide the customer notices sent regarding the sale to Crossroads, and any notices sent regarding the cancellation of the transaction. What communication has Swiftel had with its customers during this transaction?

Notices were not sent to customers regarding the sale to Crossroads and, therefore, notices regarding the cancellation of the transaction were not necessary.

1-4) How many customer complaints have been filed since August 2008 in the relinquished ETC area?

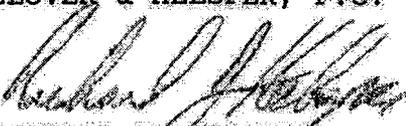
Because the Crossroads transaction was never completed, Swiftel did not relinquish its ETC designation in any area for which such authority was granted. However, with respect to the areas for which Swiftel received authority to relinquish its ETC designation, no written or oral complaints were filed with Swiftel since August 2008 regarding the Crossroads transaction. It is Swiftel's understanding that there was one customer inquiry to the PUC on February 10, 2009, regarding the continuation of service from Sprint in light of the proposed Crossroads transaction. This inquiry was not forwarded to Swiftel for a response.

1-5) How has Swiftel provided service to the relinquished ETC area after the agreement with Sprint PCS terminated on March 31, 2009?

Because the Crossroads transaction was never completed, Swiftel did not relinquish its ETC designation in any area for which such authority was granted. Further, the Sprint PCS agreement was extended when the proposed sale to Crossroads was not completed and, therefore, the agreement did not terminate on March 31, 2009.

Sincerely,

GLOVER & HELSPER, P.C.

  
RICHARD J. HELSPER

RJH:srl  
cc: Mr. John Prendergast  
Ms. Laura Julius  
Ms. Mary Sisak