

# GUNDERSON, PALMER, NELSON & ASHMORE, LLP

## ATTORNEYS AT LAW

ASSURANT BUILDING  
440 MT. RUSHMORE ROAD  
POST OFFICE BOX 8045  
RAPID CITY, SOUTH DAKOTA 57709-8045

TELEPHONE (605) 342-1078

[www.gundersonpalmer.com](http://www.gundersonpalmer.com)

ATTORNEYS LICENSED TO PRACTICE IN  
SOUTH DAKOTA, NORTH DAKOTA, NEBRASKA  
COLORADO, WYOMING, MONTANA & MINNESOTA

J. CRISMAN PALMER  
JAMES S. NELSON  
DANIEL E. ASHMORE  
DONALD P. KNUDSEN  
PATRICK G. GOETZINGER  
TALBOT J. WIECZOREK  
JENNIFER K. TRUCANO  
DAVID E. LUST  
THOMAS E. SIMMONS  
TERRI LEE WILLIAMS

SARA FRANKENSTEIN  
AMY K. KOENIG  
JASON M. SMILEY  
QUENTIN L. RIGGINS  
JEFFREY R. CONNOLLY  
REBECCA L. MANN  
ANDREW J. KNUTSON  
SHILOH M. MacNALLY  
KYLE L. WIESE  
WYNN A. GUNDERSON  
*Of Counsel*

*Writer's E-mail Address: [tjw@gpnalaw.com](mailto:tjw@gpnalaw.com)*

*Writer's Fax No.: (605) 342-0480*

April 26, 2011

### **VIA EMAIL and U.S. Mail**

Darla Pollman Rogers  
Riter, Rogers, Wattier & Northrup  
P.O. Box 280  
Pierre, SD 57501

### **VIA EMAIL Only**

Richard D. Coit  
SD Tel Coalition, Inc.  
P.O. Box 57  
Pierre, SD 57501

Re: In the Matter of the Petition of Cellco Partnership and its Subsidiaries and  
Affiliates to Amend and Consolidate Eligible Telecommunications Carrier  
Designations in the State of South Dakota and to Partially Relinquish ETC  
Designation, Docket No. TC10-090

GPNA File No. 09540.0003

Dear Counsel:

This letter is a follow-up to my telephone call to Ms. Rogers yesterday. I am including Mr. Coit in this letter because issues raised by Ms. Rogers in our call yesterday concern a conference call we had last week that also included Mr. Coit and Andy Carlson.

It is my understanding that Golden West Cooperative's and South Dakota Telecommunications Association's position is, at this point, that their joint letter agreeing to provide certain information in response to contested discovery requests was conditioned on no Motion to Compel on any issues being filed. As I understand your position, Verizon must now supplement its Motions to Compel to include those responses where you offered additional information and Verizon accepted by letter of April 21, 2011.

Regarding your position, I must say that your position is contrary to my experience with meet and confer discussions. The common approach is to narrow the issues as much as possible, if not totally. This leaves open the ability then to only argue over the few questions where agreement could not be reached.

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

April 26, 2011

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In addition to this historical approach, I have reviewed your letter of April 20, 2011, and see nothing in the letter that conditioned it as an all or nothing approach. Because the Motions to Compel already apprised the Commission of the meet and confer and the resolution of the meet and confer, I will have to provide the Commission copies of your April 20<sup>th</sup> letter, our April 21<sup>st</sup> response and an explanation of why these items are still at issue. Prior to doing that, I am simply asking that you confirm in writing that I have accurately set forth your position in this letter. I also ask that you confirm this no later than the close of business tomorrow, Wednesday, so we can supplement our filings on Thursday.

Sincerely,



Talbot J. Wieczorek

TJW:klw

C: Clients

Andy Carlson

Kara Semmler