

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

SOUTH DAKOTA NETWORK, LLC's) TC11-069
APPLICATION FOR WAIVER OF)
SWITCHED ACCESS COST STUDY)

**SPRINT COMMUNICATIONS COMPANY L.P.'S AFFIDAVIT
OF TALBOT J. WIECZOREK**

State of South Dakota)
) ss.
County of Pennington)

I, Talbot J. Wieczorek, being duly sworn upon my oath, depose and state as follows:

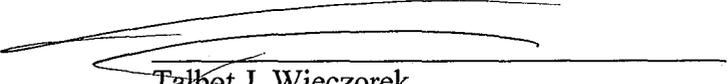
1. I am the attorney for Sprint Communications, L.P. and make this affidavit in support of Sprint's Motion to Compel and Brief in Support of Its Motion to Compel.
2. Attached as **Exhibit 1** is a true and correct copy of Sprint's First Set of Data Requests and Requests for Production of Documents dated November 30, 2011.
3. Attached as **Exhibit 2** is a true and correct copy of SDN's Responses to Sprint's First Set of Data Requests dated January 3, 2012.
4. Attached as **Exhibit 3** is a true and correct copy of Sprint's January 24, 2012 letter to SDN counsel Darla Pollman Rogers pointing out areas where SDN failed to properly respond.
5. On February 17, 2012, a meet and confer call was held with Ms. Rogers and Bill Heaston to confer regarding the outstanding discovery requests. SDN's counsel proposed providing a copy of a spreadsheet that they represented would be adequate to answer most of the questions asked by Sprint. However, they conditioned providing the spreadsheet on entering a "highly confidential" non-disclosure agreement. While Sprint raised a concern about having to sign a "highly confidential" agreement that would not allow Sprint to share the document with other parties or the Commission, Sprint

ultimately agreed to the highly confidential treatment of the spreadsheet in an attempt to avoid filing a motion to compel. On February 23, 2012, Ms. Rogers provided an agreement as to holding the material highly confidential.

6. Attached as **Exhibit 4** is a true and correct copy of Sprint's response letter dated March 8, 2012 to SDN's counsel, Darla Pollman Rogers.
7. Attached as **Exhibit 5** is a true and correct copy of the Stipulation to Designate Materials As Highly Confidential signed by counsel and filed with the South Dakota Public Utilities Commission.
8. Attached as **Exhibit 6** is a true and correct copy of Sprint's July 24, 2012 letter to SDN, requesting SDN provide information previously requested.
9. Attached as **Confidential Exhibit 7** is a true and correct copy of SDN's August 17, 2012 response letter to Sprint. This letter provided SDN additional information but SDN primarily stood by all objections.
10. Prior to serving discovery, Sprint was provided the discovery from SDN as given to Staff. That discovery was relied upon by SDN as being all that was basically essential to respond to Sprint's discovery. Attached hereto as **Confidential Exhibits 8 and 9** are true and correct copies of SDN's responses to Staff's Data Requests.

Dated this 12 day of October, 2012.

GUNDERSON, PALMER, NELSON
& ASHMORE, LLP


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Subscribed and sworn to before me on October 12th, 2012.

Karen L. Webb
Notary Public, South Dakota

My Commission Expires: Oct 13, 2013

(SEAL)

CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of October, 2012, I served a copy of the Affidavit of Talbot J. Wiczorek in Support of Sprint's Motion to Compel electronically to:

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Patricia Van Gerpen
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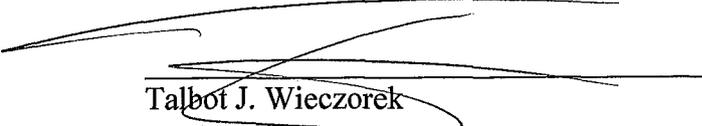
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