

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

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

**SPRINT'S FIRST SET OF DATA
REQUESTS TO SOUTH DAKOTA NETWORK, LLC**

**To: SOUTH DAKOTA NETWORK, LLC and its attorneys of record, Darla Pollman
Rogers and Margo D. Northrup, P.O. Box 280, Pierre, SD 57501**

Sprint Communications Company, L.P. ("Sprint") serves the following Data Requests pursuant to S.D. Admin. R. 20:10:01:01.02 and 20:10:01:22.01 and SDCL §§ 15-6-26(a), 15-6-33(a) and 15-6-34. South Dakota Network, LLC ("SDN") must answer these data requests within 30 days of service in accordance with the Rules.

You are requested and required to answer fully and under oath each of the following data requests ("Data Requests") and serve a copy of your answers and responses thereto upon Sprint and make documents available for inspection and copying. Further, these Data Requests shall be deemed continuing and if information is discovered or comes to the attention of SDN or your attorneys between the time these Data Requests are answered and the time of hearing herein which would change or further the answers and responses given, Sprint requests that such information be immediately furnished.

INSTRUCTIONS

1. Each interrogatory and document request is to be answered separately.
2. For each request, state the full name, address, job title and employer of each person answering the discovery request, and, if more than one person is so answering, identify which portion of the discovery request was answered by each person.
3. Each discovery request is intended to, and does, request that each and every particular and part thereof be answered with the same force and effect as if each part and particular were the subject of and were asked by a separate discovery request.
4. If you are unable to answer any request completely, so state, answer to the extent possible, set forth the reasons for your inability to answer more fully, and state whatever knowledge or information you have concerning the unanswered portion.

5. If any Document is withheld under claim of privilege or work product, furnish a list identifying each Document for which the privilege or work product is claimed, together with the following information for each such Document: date, sender, recipient(s), persons to whom copies were furnished, job titles of each of those persons, subject matter of the Document, number of pages of the Document, the bases on which the privileges or work product is claimed, the paragraph(s) of these requests to which the Document responds, the person in whose custody the Document is presently located, and whether any matter that is not privileged or is not work product is discussed or mentioned in each Document.

6. Whenever you are asked for the identity of or to identify a person, please state with respect to each such person:

- a. The person's name;
- b. The person's last known address;
- c. The person's current business affiliation and title;
- d. The person's current business address; or if that is unknown, the person's last known business address;
- e. To the extent it is different from (a)-(d) above, the business affiliation, business address and the title of such person with respect to the business, organization, or entity with which the person was associated while acting in connection with the subject matter of this interrogatory or request; and
- f. Whether such person has given a statement in writing, or in any other tangible or permanent form, which in any way bears upon or relates to the subject matter of the interrogatory or request.
- g. If the person is a corporate entity, include the identity of your personal contacts at the entity.

7. Please be advised that your answers must include all information available not only to you, but to your agents, officers, representatives, employees, attorneys, insurers, or others who have information available to you upon inquiry to them, and all information to the fullest extent of your possessing, custody, or control.

8. All electronic spreadsheets and databases shall be produced in native format. If any electronic document contains material that is not subject to production, because it contains material protected by the attorney-client privilege, the work product doctrine, or any other reason, but the document also contains material that is subject to production, the document shall not be produced in native format, but rather in the same format described below for documents other than spreadsheets. There should be appropriate redactions, with corresponding entries on a privilege log as set forth in paragraph 5. The native version of the document, including redacted material shall be retained.

9. If any Document requested was, but is no longer in the possession or subject to the control of the SDN or any member thereof, or is no longer in existence, state whether it: (1) is missing or lost; (2) has been destroyed; (3) has been transferred voluntarily or involuntarily to others and state the identity of the persons to whom it has been transferred; (4) has otherwise been disposed of, or in each instance explain the circumstances surrounding such disposition, state the date or approximate date thereof and the identity of the persons with knowledge of such circumstances; and, (5) identify the Documents that are missing, lost, destroyed, transferred or otherwise disposed of, by author, date, subject matter, addressee(s), and the number of pages.

10. The singular should be construed as plural and vice versa.

11. "And" should be indicated to include "or" and vice versa.

DEFINITIONS

"SDN" or "you" refers to South Dakota Network, LLC, and any of its corporate parents, subsidiary organizations, or affiliates, and any of its agents, officers, directors, or persons otherwise acting on its behalf.

"Sprint" refers to Sprint Communications Company L.P.

"Affiliate" means a person or entity that (directly or indirectly) owns or controls, is owned or controlled by, or is under common ownership or control with, another person.

"Including" means "including, but not limited to."

"Document" shall include, but *is* not limited to, the following-regardless of format (e.g., electronic, paper copy or other form of audio, electronic or visual recording items) correspondence, memoranda, financial data, reports, investigations, studies, plans, communications, notes, notebooks, marginalia, telephone logs, recordings, opinions, decisions, photographs, drawings, sketches, graphic renderings, bulletins, pamphlets, circulars, articles, press releases, video tapes, data compilations, drafts, brochures, and other documents or tangible things of whatever description that may constitute or contain information within the scope of the Data Requests, which are in the possession, custody and control of SDN - including without limitation, any officers, directors, employees, agents, attorneys or other representatives of the SDN.

"Call Connection Service" means any service, product, or offering that provides the ability for consumers to make international calls by dialing a non-international number, to make other toll free calls by first dialing an SDN telephone number, to make conference calls, or to connect to a chat line or adult service. It also includes any service provided by a company that is compensated in whole or in part for that service by SDN any other entity other than the calling or called parties based upon the volume of traffic generated by or delivered to the entity (for example, any service that receives revenue for each minute of access traffic it generates).

“Call Connection Company” means any entity that itself or through an affiliated entity advertises, markets, or provides the ability for consumers to access or obtain a Call Connection Service.

“Correspondence” means any written communication, including but not limited to: emails, letters exchanged by U.S. or overnight mail, facsimile, or any other transmission method.

“Each” means each and every.

INTERROGATORIES

Interrogatory No. 1. Identify all people who have provided information in response to these Interrogatories and Requests for Production and what information each individual provided.

Interrogatory No. 2. In the Application for Waiver of Switched Access Cost Study (“Application”), paragraph 3(3), you state, “Preliminary analysis indicates that a cost study would support higher rates.” Identify the following:

- a) Who performed the preliminary analysis;
- b) List of all materials relied upon for the preliminary analysis;
- c) All conclusions reached in the preliminary analysis; and
- d) All documents produced as part of the preliminary analysis.

Interrogatory No. 3. Identify all services SDN provides that are not subject to tariff and, for each such service, identify and explain any preliminary cost analysis performed with respect to each such service, including but not limited to expenses allocated and how the allocation was calculated for each such service.

Interrogatory No. 4. Identify the number of minutes of voice traffic SDN’s network carried that were charged under a transiting agreement for each year from 2005 through 2011.

Interrogatory No. 5. In the Application, paragraph 3(1), you state, “SDN does not have the internal experts necessary to determine cost-based intrastate access rates and would have to employ the services of outside consultants.” Identify how SDN made a determination that external experts would be necessary to determine cost-based intrastate access rates, what SDN determined the services of such experts would cost, and identify all experts or consultants with whom SDN discussed the possibility of doing a study to determine cost-based intrastate access rates.

Interrogatory No. 6. Identify the total minutes of use for SDN services not subject to tariff for the years 2006 through 2010, and 2011 to date.

Interrogatory No. 7. For each of the five most recent fiscal years, 2006 – 2010, and for 2011 to date, provide financial statements (Income, Cash Flow, and Balance Sheet, audited if available).

- a) Provide revenue information in sufficient detail to show all significant sources of revenue (e.g., local service, toll service, access, USF receipts, equipment, broadband, video, and wireless).
 - b) Provide expense information in sufficient detail to show all significant expense categories (e.g., maintenance, interest, depreciation, marketing, legal, finance, and taxes).
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- c) Provide investment information in sufficient detail to show all significant investment categories (e.g., interoffice, loop, switching, broadband, video, and wireless).

Interrogatory No. 8. For each of the past fiscal five years, 2006 – 2010, and for 2011 to date, provide the total minutes of use, by month, switched by SDN terminating to any LEC, by LEC and by interexchange carrier.

Interrogatory No. 9. For each of the past fiscal five years, 2006 – 2010, and for 2011 to date, provide the total minutes of use, by month, switched by SDN ultimately terminating to Call Connection Companies, by Call Connection Company, by LEC, and by interexchange carrier.

Interrogatory No. 10. Provide detailed cost and investment information on the switching equipment, and any other SDN-owned equipment, used to provide services ultimately terminating to Call Connection Companies; e.g., vendor invoice, vendor switch model, switch capacity.

Interrogatory No. 11. Provide a detailed diagram showing the call path through SDN-owned or controlled equipment for traffic ultimately terminating to Call Connection Company-owned conference bridge equipment.

Interrogatory No. 12. Provide financial information on any reserves, write-offs, or uncollectibles associated with traffic ultimately delivered to Call Connection Companies.

REQUESTS FOR PRODUCTION

Request No. 1. Produce all documents reviewed in the preliminary analysis performed to indicate that the cost study would support higher rates; all documents discussing the conclusion; and all work papers or other documents produced or created as part of the preliminary analysis.

Request No. 2. With respect to all experts or outside consultants whose services you considered retaining or employing, produce all information received or exchanged with such experts or outside consultants pertaining to developing cost-based intrastate access rates.

Request No. 3. Provide all documents identified in response to the Interrogatories.

Dated this 30th day of November, 2011.

**SPRINT COMMUNICATIONS
COMPANY, LP**

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **SPRINT'S FIRST SET OF DATA REQUESTS TO SDN** was delivered by electronic mail this 30th day of November, 2011, to the following:

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