

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE APPLICATION
OF NATIVE AMERICAN TELECOM, LLC
FOR A CERTIFICATE OF AUTHORITY TO
PROVIDE LOCAL EXCHANGE SERVICE
WITHIN THE STUDY AREA OF MIDSTATE
COMMUNICATIONS, INC.

Docket No. TC11-087

**SPRINT COMMUNICATIONS
COMPANY L.P.'S MOTION TO
SUSPEND MAY 8, 2013 DUE
DATE FOR INTERVENOR
TESTIMONY**

COMES NOW, Sprint Communications Company L.P. ("Sprint"), by and through counsel of record, Philip R. Schenkenberg and Scott G. Knudson, Briggs and Morgan, P.A., 80 South 8th Street, 2200 IDS Center, Minneapolis, Minnesota, and pursuant to ARSD 20:10:01:01.02 and SDCL § 15-6-7(b), hereby files its Motion to Suspend the May 8, 2013 Due Date for Intervenor Testimony.

As detailed fully in the accompanying memorandum, NAT failed (without explanation) to file its supplemental testimony on April 8, 2013, and has advised Sprint that it intends to file a revised application. It would be a waste of time and resources to prepare supplemental testimony if NAT does not intend to prosecute this case per the procedural schedule, or will be amending its filing yet again. Sprint would have preferred to address this with a stipulation, but NAT has chosen not to respond to repeated requests to discuss these scheduling issues.

There is good cause to grant this motion. This case is in flux (18 months after it was filed) because NAT either (1) still does not know how it will prove its entitlement to a CLEC certificate, or (2) has embraced delay because it continues to make money by operating illegally. Regardless, it makes no sense for Sprint to spend time and money

preparing testimony to submit in a case that NAT is not actively prosecuting. Sprint requests an order that once it becomes clear how NAT intends to proceed Sprint will have the opportunity to prepare testimony, and that the passing of the May 8 deadline will not cause it prejudice.

By filing this motion, Sprint waives no rights it will have to respond to whatever additional or amended filings NAT makes in this docket.

Dated this 22nd day of April, 2013.

BRIGGS AND MORGAN, P.A.

s/Philip R. Schenkenberg

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