

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 RESPONSES TO
NATIVE AMERICAN TELECOM,
LLC'S FIRST SET OF DISCOVERY
REQUESTS**

TO: Native American Telecom, LLC and their attorney Scott R. Swier, Swier Law Firm, Prof. LLC, 202 N. Main Street, P.O. Box 256, Avon, South Dakota 57315:

Sprint Communications Company L.P. ("Sprint") serves its responses to Native American Telecom, LLC's ("NAT") First Set of Discovery Requests.

DATA REQUESTS

DATA REQUEST 1.1: Does Sprint deliver or transport any calls directly to any FCSC, such as a free conference call, chat line, recording, or like company? If so, identify the FCSC by name, website, and content.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to that objection and without waiver thereof, Sprint does not believe that it delivers calls directly to any entity offering free or nearly free chat or conference services in South Dakota.

DATA REQUEST 1.2: If the answer to number 1.1 is yes, identify and describe all charges that Sprint invoices carriers for such calls by rate, mileage, and any other component of the invoice.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad and seeks information that is neither admissible nor reasonably calculated to lead to the discovery

of admissible evidence. Subject to that objection and without wavier thereof, see response to Request 1.1.

DATA REQUEST 1.3: Do you transport any calls to any other communications company (i.e., local exchange carriers, interexchange carrier or any other common carrier), that will be delivering calls to any FCSC or terminating calls for any FCSC? If so, identify the other communications company or companies, and the FCSC by name, website, and content.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to those objections and without waiver thereof, Sprint delivers calls to SDN, which are then delivered to Northern Valley and NAT. Both Northern Valley and NAT, to Sprint's knowledge, deliver calls to free or nearly free chat or conference providers.

DATA REQUEST 1.4: If the answer to number 1.3 is yes, identify and describe all charges that Sprint will be invoicing carriers for such calls by rate, mileage, and any other component of the invoice.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to those objections and without waiver thereof, Sprint states that SDN, Northern Valley and NAT bill Sprint for these calls (not the other way around) and Sprint disputes those bills.

DATA REQUEST 1.5: Provide a copy of all Access Tariff(s) currently filed with the South Dakota Public Utilities Commission by Sprint.

RESPONSE: Sprint objects to this Request on the grounds that it seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Sprint's switched access tariff is available at:

http://www2.sprint.com/tariffs/pdf_files/file_10158.pdf

DATA REQUEST 1.6: Provide a copy of all local exchange tariff(s) you have filed with the South Dakota Public Utilities Commission.

RESPONSE: Sprint objects to this Request on the grounds that it seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to that objection and without waiver thereof, Sprint has no responsive documents.

DATA REQUEST 1.7: Provide a copy of each of the local exchange tariffs, price lists or catalogs you have filed in each state in which Sprint is certificated.

RESPONSE: Sprint objects to this Request on the grounds that it seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. These documents are publicly available.

DATA REQUEST 1.8: Identify each FCSC that receives calls delivered by Sprint in each state in which Sprint is certificated.

RESPONSE: Sprint objects to this Request on the grounds that it seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DATA REQUEST 1.9: Does Sprint transport calls for other interexchange carriers in South Dakota? If so, what are the rate and mileage applicable to such calls?

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad as it extends to interstate, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DATA REQUEST 1.10: If Sprint does transport calls for other interexchange carriers, what are the points or places of connection with the interexchange carrier and where does Sprint transport the calls?

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad as it extends to interstate, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DATA REQUEST 1.11: Will Sprint be engaging in access stimulation as defined by the FCC in the *Connect America* order?

RESPONSE: Sprint objects to this Request on the grounds that it seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to that objection and without waiver thereof, no.

DATA REQUEST 1.12: If the answer to number 11 is yes, please produce a copy of the FCC tariff under 47 C.F.R. § 61.26 of the FCC rules.

RESPONSE: N/A

DATA REQUEST 1.13: Describe the percentage ownership of the owners of Sprint.

RESPONSE: Sprint objects to this Request on the grounds that it seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to that objection and without waiver thereof, Sprint is a wholly-owned indirect subsidiary of Sprint Nextel Corp., which is publicly traded.

DATA REQUEST 1.14: Describe Sprint's relationship with any entity in which Sprint has any ownership or managerial connection, either directly or through corporations, partnerships, trusts, or any other form of entity.

RESPONSE: Sprint objects to this Request on the grounds that it seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to that objection and without waiver thereof, please refer to Sprint Nextel Corp.'s public filings with the Securities and Exchange Commission, which can be accessed at:

<http://investors.sprint.com/docs.aspx?iid=4057219>

DATA REQUEST 1.15: Produce all documents evidencing communications between you and any LEC, ILEC, CLEC, and/or IXC offering services in the state of South Dakota.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Sprint also objects to this Request as seeking information protected by the joint defense privilege.

DATA REQUEST 1.16: Produce all documents evidencing communications between you and any FCSC.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to that objection and without waiver thereof, see response to Request 1.1.

DATA REQUEST 1.17: Produce all documents evidencing communications between you and any centralized access provider in South Dakota.

RESPONSE: Sprint objects to this Request on the grounds that it seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DATA REQUEST 1.18: Produce all contracts, agreements or other documentation of understanding or arrangement between you and any LEC and/or IXC offering services in South Dakota.

RESPONSE: Sprint objects to this Request on the grounds that it seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DATA REQUEST 1.19: Produce all contracts, agreements or other documentation of understanding or arrangement between you and any FCSC.

RESPONSE: Sprint objects to this Request on the grounds that it is unduly burdensome and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to those objections and without waiver thereof, see response to Request 1.1.

DATA REQUEST 1.20: Produce all contracts, agreements or other documentation of understanding or arrangement between you and any centralized access provider in South Dakota.

RESPONSE: Sprint objects to this Request on the grounds that it seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to that objection and without waiver thereof, none.

DATA REQUEST 1.21: Produce all documents relating to any plan to share revenues, marketing fees or commissions, complete with the rates, terms and conditions, with any LEC offering services in South Dakota, and FCSC, or any centralized access provider in South Dakota.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Sprint also objects to this Request to the extent it seeks

documents protected by the attorney-client or attorney work product privilege. Subject to those objections and without waiver thereof, see response to Request 1.1.

DATA REQUEST 1.22: Produce all documents, memos, or correspondence addressing, discussing, analyzing, referencing or otherwise relating to business plans, strategies, goals, or methods of obtaining monies or revenues in South Dakota or in any other state.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Sprint also objects to this request to the extent it seeks documents protected by the attorney-client or attorney work product privilege.

DATA REQUEST 1.23: Produce all memos addressing, discussing, analyzing, referencing or otherwise relating to business plans, strategies, goals, methods of obtaining monies or revenues from any retail, wholesale customer, including residents, businesses, local exchange carriers, and interexchange carriers, in South Dakota or any other state.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Sprint also objects to this request to the extent it seeks documents protected by the attorney-client or attorney work product privilege.

DATA REQUEST 1.24: Produce all documents, memos, and correspondence relating to your wholesale pricing rates ("rate decks") from 2009-present.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Sprint also objects to this request to the

extent it seeks documents protected by the attorney-client or attorney work product privilege.

DATA REQUEST 1.25: Produce all documents, memos, and correspondence relating to your history of making payments to LECs, ILECs, and/or CLECs for terminating switched access charges from 2009-present date.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Sprint also objects to this request to the extent it seeks documents protected by the attorney-client or attorney work product privilege.

DATA REQUEST 1.26: Produce all documents, filings, memos, and correspondence relating to your intervention into any other federal, state, or local case in which a LEC, ILEC, and/or CLEC has sought an application for authority to provide telecommunications services.

RESPONSE: Sprint objects to this Request on the grounds that it is overly broad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to that objection and without waiver thereof, the only such information in 2010 or 2011 in South Dakota was in Docket No. TC11-088.

DATA REQUEST 1.27: Identify all of Sprint's bank accounts.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DATA REQUEST 1.28: Identify by name the employees and work locations of all of Sprint's employees.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DATA REQUEST 1.29: Please provide all Business Plans you have prepared for the South Dakota market.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DATA REQUEST 1.30: As of year-end 2010 and 2011, please provide the number of Sprint:

- (a) Retail residential customers in South Dakota;
- (b) Retail traditional business customers in South Dakota; and
- (c) Any other customers.

RESPONSE: Sprint objects to this Request on the grounds that it seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DATA REQUEST 1.31: As of year-end 2010 and 2011, please provide the number of Sprint's:

- (a) Retail residential access lines in South Dakota;
- (b) Retail traditional business access lines in South Dakota;
- (c) Conferencing calling company access lines in South Dakota; and
- (d) Any other access lines in South Dakota.

RESPONSE: Sprint objects to this Request on the grounds that it seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DATA REQUEST 1.32: Please provide the number of Sprint's employees as of year-end 2010 and 2011.

RESPONSE: Sprint objects to this Request on the grounds that it seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DATA REQUEST 1.33: Please provide an organization chart showing all Sprint employees as of year-end 2011.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DATA REQUEST 1.34: Please identify any expert witness that you have employed/retained in this matter and any factual information provided to any expert witness that you have employed/retained in this matter.

RESPONSE: Sprint objects to this Request to the extent it seeks information protected by the work product privilege, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Sprint has not retained any testifying expert and has not determined whether any employee will be providing expert testimony.

DATA REQUEST 1.35: Identify any cases in which any of your expert witness(es) have testified or prefiled testimony over the last four (4) years.

RESPONSE: Sprint objects to this Request to the extent it seeks information protected by the work product privilege, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Sprint has not retained any testifying expert and has not determined whether any employee will be providing expert testimony.

DATA REQUEST 1.36: Please provide all information regarding your expert witness(es) as required by SDCL 15-6-26(b)(4).

RESPONSE: Sprint objects to this Request to the extent it seeks information protected by the work product privilege, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Sprint has not retained any testifying expert and has not determined whether any employee will be providing expert testimony.

DOCUMENT REQUESTS

DOCUMENT REQUEST NO. 1: Provide any documents that evidence commitments for future financing of Sprint's operations.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DOCUMENT REQUEST NO. 2: Provide 2011 bank statements, general ledger and journal entries and any other financial records that identify the detail for Sprint's income and expenses.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DOCUMENT REQUEST NO. 3: Produce all documents that reflect Sprint's Board of Directors' meetings, minutes, and resolutions, and Sprint's bylaws.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to those objections and without

waiver thereof, a significant amount of information about Sprint Nextel is available publicly within its Securities and Exchange Commission filings.

DOCUMENT REQUEST NO. 4: Provide all general ledger journal entries or other accounting records of Sprint that supports Sprint's balance sheets and profit and loss statements for 2009, 2010, and 2011.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to those objections and without waiver thereof, a significant amount of financial information about Sprint Nextel is available publicly within its Securities and Exchange Commission filings.

DOCUMENT REQUEST NO. 5: Provide all documents reflecting any loan Sprint has received from any lender.

RESPONSE: Sprint objects to this Request on the grounds that it is overbroad, unduly burdensome, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to those objections and without waiver thereof, a significant amount of financial information about Sprint Nextel is available publicly within its Securities and Exchange Commission filings.

DOCUMENT REQUEST NO. 6: Please provide all cost studies or similar analyses that you have performed or had prepared on your behalf by any consultant or other third party for access services and high volume access services.

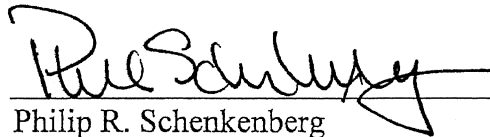
RESPONSE: Sprint objects to this Request on the grounds of work product privilege, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence.

DOCUMENT REQUEST NO. 7: Provide any documents that evidence commitments for future financing of Sprint's operations.

RESPONSE: Sprint objects to this Request on the grounds that it is attorney-client privileged, overbroad, and seeks information that is neither admissible nor reasonably calculated to lead to the discovery of admissible evidence. Subject to those objections and without waiver thereof, a significant amount of financial information about Sprint Nextel is available publicly within its Securities and Exchange Commission filings.

Dated: March 9, 2012

BRIGGS AND MORGAN, P.A.



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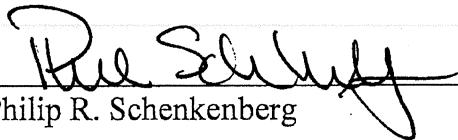
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CERTIFICATE OF SERVICE

The undersigned certifies that on the 9th day of March, 2012, I served a true and correct copy of **SPRINT COMMUNICATIONS COMPANY L.P.'S RESPONSES TO NATIVE AMERICAN TELECOM, LLC'S FIRST SET OF DISCOVERY REQUESTS** in the above-entitled matter, by email to:

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