

EXHIBIT
RGF-14

**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

**NATIVE AMERICAN TELECOM, LLC'S
OBJECTIONS AND RESPONSES
TO SPRINT COMMUNICATIONS COMPANY L.P.'S
DISCOVERY REQUESTS ON AMENDED APPLICATION**

Native American Telecom, LLC ("NAT") hereby submits its objections and responses to Sprint Communications Company L.P.'s ("Sprint") Discovery Requests on NAT's Amended Application.

GENERAL OBJECTIONS

NAT incorporates the following objections into each of its specific objections below.

1. NAT objects generally to each discovery request to the extent it seeks information protected by the attorney-client privilege, the attorney work product doctrine, common interest doctrine, joint defense privilege, or any other applicable privilege or right.
2. NAT objects generally to each discovery request to the extent it is overbroad and seeks information not relevant to the subject matter of this action or reasonably calculated to lead to the discovery of admissible

evidence, and to the extent that the requests are vague and ambiguous or unduly burdensome.

3. NAT objects generally to each discovery request insofar as it purports to require NAT to inquire of all of its current and former employees, agents and representatives to determine whether information responsive to the question exists on the grounds that such an inquiry would be unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence. NAT will therefore limit its inquiry to the appropriate employees currently employed by NAT that have or have had responsibility for matters to which the discovery request relates.

4. NAT objects generally to each discovery request to the extent that the information requested is known to Sprint or its counsel, or to the extent they require disclosure of information, documents, writings, records or publications in the public domain, or to the extent the information requested is equally available to Sprint from sources other than NAT.

5. Pursuant to the laws of the Crow Creek Sioux Tribe, NAT has merged into a tribally-chartered Limited Liability Corporation – Crow Creek Telecom, LLC – which is majority-owned and controlled by the Crow Creek Sioux Tribe, and is an arm of the Crow Creek Sioux Tribe.

As a result of this merger, all of the rights and assets of NAT, including any rights formerly held by NAT in these proceedings, are now held by Crow Creek Telecom, LLC. As an arm of the Crow Creek Sioux Tribe, Crow Creek Telecom LLC is bestowed with all of the rights, privileges and immunities of the Crow Creek Sioux Tribe, including tribal sovereign immunity from civil and regulatory proceedings, including this proceeding. As such, Crow Creek Telecom LLC/NAT objects to these discovery requests on the grounds of tribal sovereign immunity and lack of subject matter jurisdiction.

Please see NAT's specific objections and responses attached hereto.

Dated this 5th day of August, 2013.

SWIER LAW FIRM, PROF. LLC

/s/ Scott R. Swier

Scott R. Swier

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Avon, South Dakota 57315

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Attorneys for NAT

INTERROGATORIES

INTERROGATORY NO. 50: Is NAT seeking the authority to provide intrastate services to Free Conferencing Corp. (or any other non-tribal member that is not an IXC)? If so, identify those services. If not, is it NAT's position that it can provide intrastate services to Free Conferencing Corp. (and other non-tribal members that are not IXCs) without authorization from the South Dakota Commission?

NAT'S RESPONSE/OBJECTIONS: *Pursuant to the laws of the Crow Creek Sioux Tribe, NAT has merged into a tribally-chartered Limited Liability Corporation – Crow Creek Telecom, LLC – which is majority-owned and controlled by the Crow Creek Sioux Tribe, and is an arm of the Crow Creek Sioux Tribe. As a result of this merger, all of the rights and assets of NAT, including any rights formerly held by NAT in these proceedings, are now held by Crow Creek Telecom, LLC. As an arm of the Crow Creek Sioux Tribe, Crow Creek Telecom LLC is bestowed with all of the rights, privileges and immunities of the Crow Creek Sioux Tribe, including tribal sovereign immunity from civil and regulatory proceedings, including this proceeding. As such, Crow Creek Telecom LLC/NAT objects to these discovery requests on the grounds of tribal sovereign immunity and lack of subject matter jurisdiction. Crow Creek Telecom LLC/NAT also objects to this interrogatory because it requests information that is beyond*

the scope of discovery as set forth in SDCL 15-6-26(b)(1), which provides in part that “[p]arties may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action . . . or reasonably calculated to lead to the discovery of admissible evidence.” Without waiving said objections, Free Conferencing Corporation’s services are not intrastate services. As such, Crow Creek Telecom LLC/NAT is not required to obtain SDPUC authorization for Free Conferencing Corporation’s services.

INTERROGATORY NO. 56: Identify NAT's total number of terminating minutes of use, by carrier, for each month from January 2012 to the present.

NAT'S RESPONSE/OBJECTIONS: *Pursuant to the laws of the Crow Creek Sioux Tribe, NAT has merged into a tribally-chartered Limited Liability Corporation – Crow Creek Telecom, LLC – which is majority-owned and controlled by the Crow Creek Sioux Tribe, and is an arm of the Crow Creek Sioux Tribe. As a result of this merger, all of the rights and assets of NAT, including any rights formerly held by NAT in these proceedings, are now held by Crow Creek Telecom, LLC. As an arm of the Crow Creek Sioux Tribe, Crow Creek Telecom LLC is bestowed with all of the rights, privileges and immunities of the Crow Creek Sioux Tribe, including tribal sovereign immunity from civil and regulatory proceedings, including this proceeding. As such, Crow Creek Telecom LLC/NAT objects to these discovery requests on the grounds of tribal sovereign immunity and lack of subject matter jurisdiction. Crow Creek Telecom LLC/NAT also objects to this interrogatory because it requests information that is beyond the scope of discovery as set forth in SDCL 15-6-26(b)(1), which provides in part that “[p]arties may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending*

action . . . or reasonably calculated to lead to the discovery of admissible evidence.”

INTERROGATORY NO. 61: With respect to NAT's Response to Sprint's Interrogatory 7, how many towers does NAT have in Ft. Thompson?

NAT'S RESPONSE/OBJECTIONS: *Pursuant to the laws of the Crow Creek Sioux Tribe, NAT has merged into a tribally-chartered Limited Liability Corporation – Crow Creek Telecom, LLC – which is majority-owned and controlled by the Crow Creek Sioux Tribe, and is an arm of the Crow Creek Sioux Tribe. As a result of this merger, all of the rights and assets of NAT, including any rights formerly held by NAT in these proceedings, are now held by Crow Creek Telecom, LLC. As an arm of the Crow Creek Sioux Tribe, Crow Creek Telecom LLC is bestowed with all of the rights, privileges and immunities of the Crow Creek Sioux Tribe, including tribal sovereign immunity from civil and regulatory proceedings, including this proceeding. As such, Crow Creek Telecom LLC/NAT objects to these discovery requests on the grounds of tribal sovereign immunity and lack of subject matter jurisdiction. Crow Creek Telecom LLC/NAT also objects to this interrogatory because it requests information that is beyond the scope of discovery as set forth in SDCL 15-6-26(b)(1), which provides in part that “[p]arties may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action . . . or reasonably calculated to lead to the discovery of admissible*

evidence.” Without waiving said objections, at the present time, there is one (1) tower at Fort Thompson.

INTERROGATORY NO. 65: On December 15, 2011 in Docket 10-26, NAT provided Sprint with Exhibit 1, which was a spreadsheet titled “NAT-Crow Creek End User Fees and Taxes Inception through September 2011.” Please update that spreadsheet for periods through March 31, 2013.

NAT’S RESPONSE/OBJECTIONS: *Pursuant to the laws of the Crow Creek Sioux Tribe, NAT has merged into a tribally-chartered Limited Liability Corporation – Crow Creek Telecom, LLC – which is majority-owned and controlled by the Crow Creek Sioux Tribe, and is an arm of the Crow Creek Sioux Tribe. As a result of this merger, all of the rights and assets of NAT, including any rights formerly held by NAT in these proceedings, are now held by Crow Creek Telecom, LLC. As an arm of the Crow Creek Sioux Tribe, Crow Creek Telecom LLC is bestowed with all of the rights, privileges and immunities of the Crow Creek Sioux Tribe, including tribal sovereign immunity from civil and regulatory proceedings, including this proceeding. As such, Crow Creek Telecom LLC/NAT objects to these discovery requests on the grounds of tribal sovereign immunity and lack of subject matter jurisdiction. Crow Creek Telecom LLC/NAT also objects to this interrogatory because it requests information that is beyond the scope of discovery as set forth in SDCL 15-6-26(b)(1), which provides in part that “[p]arties may obtain discovery regarding any matter, not*

privileged, which is relevant to the subject matter involved in the pending action . . . or reasonably calculated to lead to the discovery of admissible evidence.” Without waiving said objections, see attached Crow Creek Telecom LLC’s/NAT’s Response to Sprint Interrogatory No. 65.

DOCUMENT REQUEST NO. 17: Produce a copy of the amended Joint Venture Agreement identified in NAT's response to Staff's Data Request 2-1.

NAT'S RESPONSE/OBJECTIONS: *Pursuant to the laws of the Crow Creek Sioux Tribe, NAT has merged into a tribally-chartered Limited Liability Corporation – Crow Creek Telecom, LLC – which is majority-owned and controlled by the Crow Creek Sioux Tribe, and is an arm of the Crow Creek Sioux Tribe. As a result of this merger, all of the rights and assets of NAT, including any rights formerly held by NAT in these proceedings, are now held by Crow Creek Telecom, LLC. As an arm of the Crow Creek Sioux Tribe, Crow Creek Telecom LLC is bestowed with all of the rights, privileges and immunities of the Crow Creek Sioux Tribe, including tribal sovereign immunity from civil and regulatory proceedings, including this proceeding. As such, Crow Creek Telecom LLC/NAT objects to these discovery requests on the grounds of tribal sovereign immunity and lack of subject matter jurisdiction. Crow Creek Telecom LLC/NAT also objects to this request because it requests information that is beyond the scope of discovery as set forth in SDCL 15-6-26(b)(1), which provides in part that “[p]arties may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action . . . or reasonably calculated to lead to the discovery of admissible*

evidence.” Without waiving said objections, this information has already been provided to Sprint.

DOCUMENT REQUEST NO. 19: Provide a copy of your proposed intrastate access tariff.

NAT'S RESPONSE/OBJECTIONS: Pursuant to the laws of the Crow Creek Sioux Tribe, NAT has merged into a tribally-chartered Limited Liability Corporation – Crow Creek Telecom, LLC – which is majority-owned and controlled by the Crow Creek Sioux Tribe, and is an arm of the Crow Creek Sioux Tribe. As a result of this merger, all of the rights and assets of NAT, including any rights formerly held by NAT in these proceedings, are now held by Crow Creek Telecom, LLC. As an arm of the Crow Creek Sioux Tribe, Crow Creek Telecom LLC is bestowed with all of the rights, privileges and immunities of the Crow Creek Sioux Tribe, including tribal sovereign immunity from civil and regulatory proceedings, including this proceeding. As such, Crow Creek Telecom LLC/NAT objects to these discovery requests on the grounds of tribal sovereign immunity and lack of subject matter jurisdiction. Crow Creek Telecom LLC/NAT also objects to this request because it requests information that is beyond the scope of discovery as set forth in SDCL 15-6-26(b)(1), which provides in part that “[p]arties may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action . . . or reasonably calculated to lead to the discovery of admissible evidence.” Without waiving said objections, Crow Creek Telecom LLC’s/

NAT's federal and tribal access tariffs are effective and on file and publicly available with the FCC and Crow Creek Sioux Tribe Utility Authority.

DOCUMENT REQUEST NO. 20: Provide 2012-1013 bank statements, profit and loss statements, general ledger detail and journal entries, and any other financial records that identify the detail for NAT's income and expenses. Financials for 1Q13 should be included, and financials for 2Q13 should be produced when they are available.

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privileged, which is relevant to the subject matter involved in the pending action . . . or reasonably calculated to lead to the discovery of admissible evidence.” Without waiving said objections, see attached Crow Creek Telecom LLC’s/NAT’s Response to Sprint DR No. 20.

DOCUMENT REQUEST NO. 22: Provide any bills or invoices NAT has issued to Free Conferencing Corp. from 2009 forward.

NAT'S RESPONSE/OBJECTIONS: *Pursuant to the laws of the Crow Creek Sioux Tribe, NAT has merged into a tribally-chartered Limited Liability Corporation – Crow Creek Telecom, LLC – which is majority-owned and controlled by the Crow Creek Sioux Tribe, and is an arm of the Crow Creek Sioux Tribe. As a result of this merger, all of the rights and assets of NAT, including any rights formerly held by NAT in these proceedings, are now held by Crow Creek Telecom, LLC. As an arm of the Crow Creek Sioux Tribe, Crow Creek Telecom LLC is bestowed with all of the rights, privileges and immunities of the Crow Creek Sioux Tribe, including tribal sovereign immunity from civil and regulatory proceedings, including this proceeding. As such, Crow Creek Telecom LLC/NAT objects to these discovery requests on the grounds of tribal sovereign immunity and lack of subject matter jurisdiction. Crow Creek Telecom LLC/NAT also objects to this request because it requests information that is beyond the scope of discovery as set forth in SDCL 15-6-26(b)(1), which provides in part that “[p]arties may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action . . . or reasonably calculated to lead to the discovery of admissible*

evidence.” Without waiving said objections, see attached Crow Creek Telecom LLC’s/NAT’s Response to Sprint DR No. 22.

VERIFICATION

I, *Jeff Holoubek*, state that I have first-hand knowledge of the matters set forth above and hereby verify that, to the best of my knowledge and belief, the allegations and statements contained herein are true and correct.

Dated this 2nd day of August, 2013.


Jeff Holoubek

STATE OF CALIFORNIA)
COUNTY OF _____)

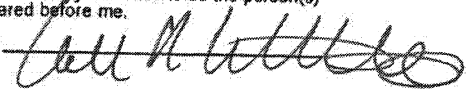
Subscribed and sworn to before me this ____ day of August, 2013.

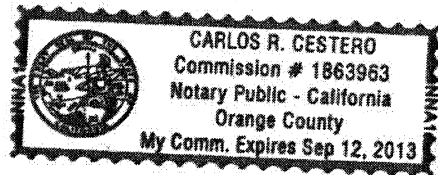
Notary Public

My Commission Expires:

(SEAL)

State of California, County of LOS ANGELES
Subscribed and sworn to (or affirmed) before me on this 2ND day of AUGUST, 20 13, by JEFF HOLLOUBEK personally known to me or proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Signature: 



CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of *NATIVE AMERICAN TELECOM, LLC'S OBJECTIONS AND RESPONSES TO SPRINT COMMUNICATIONS COMPANY L.P.'S DISCOVERY REQUESTS ON AMENDED APPLICATION* was delivered *via electronic mail* on this 5th day of August, 2013, to the following parties:

Service List (SDPUC TC 11-087)

/s/ Scott R. Swier

Scott R. Swier

**NAT'S RESPONSE TO SPRINT'S
DR NO. 22**

SDPUC TC 11-087

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