

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

<b>IN THE MATTER OF THE COMPLAINT OF</b>	)	<b>ORDER CANCELING</b>
<b>VENTURE COMMUNICATIONS</b>	)	<b>EVIDENTIARY HEARING</b>
<b>COOPERATIVE AGAINST AT&amp;T MOBILITY</b>	)	
	)	<b>CT20-001</b>

On May 13, 2020, Venture Communications Cooperative (Venture) filed with the South Dakota Public Utilities Commission (Commission) a Complaint against AT&T Mobility (Mobility) for failure to pay for local interconnection facilities ordered by Mobility in Access Service Requests (ASRs) at the rates set forth in Venture's price list.

On May 14, 2020, the Commission electronically transmitted notice of the Complaint to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. On May 14, 2020, the Commission served the Complaint on Mobility and established an answer deadline of June 2, 2020. On May 28, 2020, Venture, Mobility, and Commission staff (Parties) filed a Stipulation and Request for Waiver of ARSD 20:10:01:09 requesting the answer deadline be extended to June 16, 2020, to allow the Parties additional time to negotiate. On June 11, 2020, the Commission issued an Order Granting Request for Waiver of ARSD 20:10:01:19; Order Establishing Answer Deadline. On June 16, 2020, Mobility filed an Answer and Counterclaim. On July 2, 2020, Venture filed a Reply to Counterclaim. On July 31, 2020, the Parties filed a Stipulation and Motion for Adoption of Procedural Schedule. On August 7, 2020, the Commission issued an Order Granting Motion for Adoption of Procedural Schedule; Order Requiring Prefiled Testimony. On March 15, 2021, the Parties filed a Stipulation and Motion for Adoption of Revised Procedural Schedule. On March 18, 2021, the Commission issued an Order Granting Motion for Adoption of Revised Procedural Schedule; Order Adopting Revised Procedural Schedule. On May 19, 2021, Mobility filed a Motion for Partial Summary Judgment. On July 14, 2021, the Commission issued an Order Denying the Motion for Partial Summary Judgment. On August 8, 2021, the Commission issued an Order for and Notice of Evidentiary Hearing. On August 27, 2021, Commission staff filed a letter requesting the evidentiary hearing be continued as both parties believe an agreement can be finalized shortly and further stating that the parties will submit an update to the Commission or a settlement within the next 30 days.

The Commission has jurisdiction over this matter pursuant to SDCL 1-26, 49-13, 49-31, and ARSD Chapter 20:10:01.

Based on the filing of Commission staff's letter, the Commission cancels the evidentiary hearing that was scheduled for September 7-8, 2021. It is therefore

ORDERED, that the evidentiary hearing scheduled for September 7-8, 2021, is hereby canceled.

Dated at Pierre, South Dakota, this 1<sup>st</sup> day of September 2021.

<b>CERTIFICATE OF SERVICE</b>
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically.
By: <u><i>Karen E. Cremer</i></u>
Date: <u><i>09/01/21</i></u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

*Chris Nelson*  
CHRIS NELSON, Chairman

*Kristie Fiegen*  
KRISTIE FIEGEN, Commissioner

*Gary Hanson*  
GARY HANSON, Commissioner