

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATEMENT OF SOUTH DAKOTA

IN THE MATTER OF THE COMPLAINT OF        )                   CT20-001  
VENTURE COMMUNICATIONS                    )  
COOPERATIVE AGAINST NEW CINGULAR       ) MOTION TO SET HEARING DATE  
WIRELESS PCS, LLC DBA AT&T MOBILITY    )

COMES NOW, the above named Complainant, Venture Communications Cooperative (“Venture”), by and through undersigned counsel, and respectfully requests that a hearing date be set in this docket.

BACKGROUND

1. Venture filed a Complaint before this Commission against AT&T Mobility on May 12, 2020, alleging AT&T Mobility failed to pay for local interconnection facilities ordered by AT&T Mobility in Access Service Requests (“ASRs”) at the rates set forth in Venture’s price list.
2. The Commission entered its first Order Adopting Procedural Schedule on June 11, 2020, scheduling an evidentiary hearing on March 30-31, 2021.
3. On March 18, 2021, the Commission revised the Procedural Schedule and rescheduled an evidentiary hearing in the Docket on August 3-4, 2021.
4. The Commission held a hearing on AT&T Mobility’s Motion for Partial Summary Judgment on July 6, 2021, and AT&T Mobility’s Motion was denied.
5. Pursuant to request of the parties, the Commission again postponed the evidentiary hearing to September 7, 2021. *See* Order dated August 18, 2021.
6. The parties continued to work toward a resolution and accordingly requested Staff to postpone the September 7<sup>th</sup> hearing date. On August 27, 2021 Staff filed a letter with the Commission requesting continuance of the evidentiary hearing as both parties believed a resolution could be reached.

7. On September 2, 2021 the Commission entered an Order cancelling the hearing that was scheduled for September 7-8, 2021.

REQUEST FOR HEARING

8. During the course of the past weeks, Venture and AT&T Mobility have worked diligently to resolve the issues in this docket. However, the parties have been unable to reach an agreement.

9. The parties need to schedule a hearing in this docket. Upon information received from Staff, Venture respectfully requests that the Commission schedule an evidentiary hearing in this docket on Tuesday, December 7, 2021.

10. Venture further respectfully requests that witnesses of the parties be permitted to testify via electronic means.

DATED this 5<sup>th</sup> day of November, 2021.

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## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing in the above-entitled action was delivered by electronic mail this 5th day of November, 2021, to the following:

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