

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

RECEIVED

APR 07 2006

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

IN THE MATTER OF THE FILING BY MID-)
STATE TELECOM, INC. FOR AN EXTENSION)
OF AN EXEMPTION FROM DEVELOPING)
COMPANY SPECIFIC COST-BASED)
SWITCHED ACCESS RATES.)

JOINT MOTION FOR
APPROVAL OF
SETTLEMENT STIPULATION
TC05-060

Midstate Telecom, Inc. (MTI) and the Staff of the South Dakota Public Utilities Commission (Commission Staff), jointly referred to as "Parties," hereby file the above referenced Motion and Settlement Stipulation with the South Dakota Public Utilities Commission (Commission). The Parties propose that the Commission adopt the attached Settlement Stipulation (Stipulation) as the settlement and resolution of all the issues in this proceeding. In support of this Motion, the Parties submit as follows:

1. This motion is made pursuant to ARSD 20:10:01:19.
2. The parties move that MTI be granted a waiver from the requirements of filing cost data in support of MTI's switched access services tariff attached to the Stipulation, as required by ARSD 20:10:27:07, for the time period covered by and for the reasons set forth in the Stipulation.
3. The parties move that MTI be granted a waiver from the requirements of ARSD 20:10:27:12 for the time period covered by and for the reasons set forth in the attached Stipulation.
4. This Stipulation resolves all of the Issues in Docket TC05-060.
5. The Stipulation represents a negotiated settlement of specific issues in this case. The terms of the Stipulation agreed upon are, to the belief of the Parties, just, fair, and reasonable

and consistent with South Dakota law. The parties respectfully request the Commission approve the Stipulation.

For the foregoing reasons, the undersigned parties jointly request the South Dakota Public Utilities Commission to adopt the attached Stipulation for the purpose of resolving the specific issues for use in setting the intrastate switched access rates of Midstate Telecom, Inc. in docket TC05-060. Should the Commission fail to adopt the attached Stipulation, or modify the same, the parties shall, at their discretion, proceed with Docket TC05-060 as though no stipulation had been presented to this Commission.

Dated this 7th day of April, 2006.

Midstate Telecom, Inc.

South Dakota Public Utilities Commission Staff

BY: Darla Pollman Rogers
Darla Pollman Rogers
Attorney
Riter, Rogers, Wattier & Brown, LLP
319 South Coteau Street
P.O. Box 280
Pierre, SD 57501

BY: Karen E. Cremer
Karen E. Cremer
Staff Attorney
South Dakota Public Utilities Commission
State Capitol Building
500 E. Capitol
Pierre, SD 57501