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July 10, 2009

### **E-FILING at PUCDOCKETFILINGS@state.sd.us**

Ms. Patricia Van Gerpen  
South Dakota Public Utilities Commission  
Capitol Building, 1<sup>st</sup> Floor  
500 East Capitol Avenue  
Pierre SD 57501-5070

RE: Alltel – Alliance Arbitration: In the Matter of Dockets TC07-112 through TC07-116  
GPGN File No. 05925.0042

Dear Ms. Van Gerpen:

This letter is to serve as a follow-up to Alltel's pending Motion to Compel in the four dockets listed above. The Motion to Compel is scheduled to be heard next Tuesday. Subsequent to the filing of the Motion to Compel, Alltel received supplemental discovery from the RLECs' counsel.

Based on the supplemental discovery received to date and additional discovery represented to be forthcoming, a number of the issues have been eliminated. Alltel sees one issue though still in play. This issue surrounds specifically DR10. DR10 requests the RLECs provide documents relied upon in responding to other data requests.

Concerning DR10, the request to produce documents relied upon in responding to other interrogatories, the parties have not been able to reconcile the issues concerning monetary valuations assigned to switch and processor costs. Alltel has requested the bids and source documents used to derive the values in the expert's reports and the values produced in discovery provided to Alltel so Alltel can review it for preparation in cross-examination. Alltel understands the RLECs' denial to provide the information to be based on non-disclosure agreements with various vendors. It is Alltel's position that the material needs to be produced nonetheless because if the RLECs' expert used this information knowing the results would have to go into the record in front of this Commission, the RLECs should have to produce the documents the expert relied upon to submit his testimony.

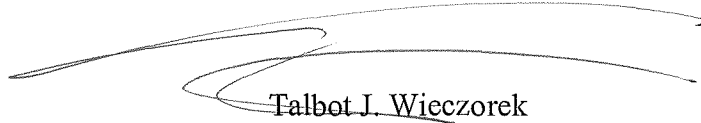
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The RLECs' attorney, Ms. Moore, and I have continued to discuss this issue. Our conversations are hindered somewhat because she is traveling. If the issue is resolved before Tuesday we will advise the Commission immediately.

Sincerely,



Talbot J. Wiczorek

TJW:klw

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