

# EXHIBIT D

## Schenkenberg, Philip

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**From:** Schenkenberg, Philip  
**Sent:** Thursday, July 07, 2011 1:38 PM  
**To:** 'Carter, David'  
**Cc:** Buntrock, Ross; 'Jeff Larson'  
**Subject:** RE: Docket No. TC 09-098  
**Attachments:** 56449002\_20110707134140.pdf

Here are the communications. It should not take days to confirm that I have received the Complaint subject to the Protective Agreement in the PUC case. These emails followed a conversation with Jeff in which I explained this would be easier than having me send out a document request asking for this.

I was able to keep the package from going out to Darla today, and will advise her of the reason she won't get disks from me tomorrow.

Phil

Phil Schenkenberg  
Briggs and Morgan, P.A.  
Direct 612.977.8246  
Fax 612.977.8650  
pschenkenberg@briggs.com  
2200 IDS Center  
80 South 8th Street  
Minneapolis, MN 55402

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**From:** Carter, David [mailto:Carter.David@ARENTFOX.COM]  
**Sent:** Thursday, July 07, 2011 1:28 PM  
**To:** Schenkenberg, Philip  
**Cc:** Buntrock, Ross; 'Jeff Larson'  
**Subject:** RE: Docket No. TC 09-098

Phil: To memorialize our conversation, I have expressed concern that Sprint's sharing of the confidential materials filed under seal in the FCC case may be a violation of the protective order issued by the Commission. I have also requested that you refrain from sharing these materials with any additional party and take appropriate steps to prevent their dissemination until such time as that issue is resolved. I will confer with Jeff and Ross on this issue and the communications, but that will likely take a few days due to prior commitments. To speed up this process, as we discussed, you could locate the communications that you believe provide you with the authority to review and share the documents and forward those to me.

Thank you,  
David

**David Carter**  
**Attorney**

Arent Fox LLP | Attorneys at Law  
1050 Connecticut Avenue, NW  
Washington, DC 20036-5339  
202.857.8972 DIRECT | 202.857.6395 FAX  
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**From:** Schenkenberg, Philip [mailto:PSchenkenberg@Briggs.com]  
**Sent:** Thursday, July 07, 2011 2:21 PM  
**To:** Carter, David  
**Subject:** RE: Docket No. TC 09-098

I got cut off. Call me when you want to talk.

Phil Schenkenberg  
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Direct 612.977.8246  
Fax 612.977.8650  
pschenkenberg@briggs.com  
2200 IDS Center  
80 South 8th Street  
Minneapolis, MN 55402

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**From:** Carter, David [mailto:Carter.David@ARENTFOX.COM]  
**Sent:** Thursday, July 07, 2011 1:13 PM  
**To:** Schenkenberg, Philip  
**Cc:** Buntrock, Ross  
**Subject:** RE: Docket No. TC 09-098

Phil:

Please correct me if I'm wrong or misinterpreting your letter, but I understand you to be intending to produce a copy of the complaint filed by Qwest against Sancom at the FCC to SDN. Is it your intention to produce the public version of that complaint? I believe that producing the confidential version would violate the FCC's protective order.

Please let me know what you intend.

Thank you,  
David

**David Carter**  
**Attorney**

Arent Fox LLP | Attorneys at Law  
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**From:** O'Neill, Sheri [mailto:SONeill@Briggs.com] **On Behalf Of** Schenkenberg, Philip  
**Sent:** Thursday, July 07, 2011 1:02 PM  
**To:** dprogers@riterlaw.com  
**Cc:** karen.cremer@state.sd.us; bobbi.bourk@state.sd.us; jdlarson@santel.net; m.northrup@riterlaw.com; meredithm@cutlerlawfirm.com; jcremer@bantzlzaw.com; Buntrock, Ross; Carter, David; Schenkenberg, Philip; tjw@gpnalaw.com  
**Subject:** Docket No. TC 09-098

Attached please find correspondence in connection with the above-referenced matter.

Sheri O'Neill  
Legal Administrative Assistant to

Philip R. Schenkenberg  
**Briggs and Morgan, P.A.**  
Direct 612.977.8263  
Fax 612.977.8650  
[soneill@briggs.com](mailto:soneill@briggs.com)

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**From:** Jeff Larson [mailto:jdlaeson@santel.net]  
**Sent:** Tuesday, January 25, 2011 3:34 PM  
**To:** Schenkenberg, Philip  
**Subject:** RE: SD-PUC Proceeding

Sorry I didn't get back to you sooner there is no problem with you obtaining a copy of the FCC Complaint in the Qwest matter. I will have Ross Buntrock get that to you.

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**From:** Schenkenberg, Philip [mailto:PSchenkenberg@Briggs.com]  
**Sent:** Wednesday, January 19, 2011 10:23 AM  
**To:** Jeff Larson  
**Subject:** RE: SD-PUC Proceeding

And obviously I won't send it on to anyone at Sprint until they sign the Ex. A for this case.

Phil Schenkenberg  
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**From:** Jeff Larson [mailto:jdlaeson@santel.net]  
**Sent:** Wednesday, January 19, 2011 9:56 AM  
**To:** Schenkenberg, Philip  
**Subject:** RE: SD-PUC Proceeding

Have you signed the protective order yet Phil. Jeff

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**From:** Schenkenberg, Philip [mailto:PSchenkenberg@Briggs.com]  
**Sent:** Friday, January 14, 2011 2:18 PM  
**To:** jdlarson@santel.net  
**Subject:** SD-PUC Proceeding

Jeff,

This is a follow up to our phone conversation. I would like you, on behalf of Sancom, to authorize my receipt of the Qwest-Sancom FCC complaint, with my receipt subject to the confidentiality agreement the parties have negotiated in the PUC proceeding. If that's acceptable to Sancom, I can get it from someone at Sprint, or from you informally. Thanks.

Phil

**Phil Schenkenberg**  
**Attorney**

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