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**From:** Lundy, Todd

**Sent:** Monday, March 19, 2012 12:11 PM

**To:** 'scott@swierlaw.com'; Schenkenberg, Philip; Meredith Moore; Rich Coit; [Karen.Cremer@state.sd.us](mailto:Karen.Cremer@state.sd.us); [cwmadsen@bgpw.com](mailto:cwmadsen@bgpw.com); [bvancamp@olingerlaw.net](mailto:bvancamp@olingerlaw.net); Knudson, Scott; Ryan Taylor; Topp, Jason; 'Thomas Welk'; [chris.daugaard@state.sd.us](mailto:chris.daugaard@state.sd.us); 'Stanley Whiting'; 'Jeff Holoubek'; 'Diane Browning'; 'Patty VanGerpen'; [M.Northrup@riterlaw.com](mailto:M.Northrup@riterlaw.com); [DPRogers@riterlaw.com](mailto:DPRogers@riterlaw.com); [david.jacobson@state.sd.us](mailto:david.jacobson@state.sd.us); [tobinlaw@gwtc.net](mailto:tobinlaw@gwtc.net); William Lawson

**Subject:** RE: SDPUC TC 11-087 -- NAT'S DISCOVERY RESPONSES/OBJECTIONS (CENTURYLINK - SECOND SET)

Scott, I have received and reviewed NAT's responses to CenturyLink's second set of discovery requests, which, in sum, asks for information reviewed by NAT's consultant, Mr. Roesel, in the preparation of his testimony. Your responses to 2.1, 2.2, and 2.3 are that they are outside the scope of this case. I fail to see how a question of what an expert has reviewed in preparation of testimony that has actually been filed in the case could be outside its scope. Please let me and the others know how it is that the information reviewed in preparation of an expert's testimony filed in a docket could be outside the docket.

Further, you object on the grounds that use of the words "facts, data, and other information" is vague. I also fail to see how that objection is sustainable. In short, CenturyLink wants to know what Mr. Roesel reviewed and analyzed, and such language was intended to provide detail of what is being requested.

Thanks.

Todd Lundy  
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**From:** [scott@swierlaw.com](mailto:scott@swierlaw.com) [<mailto:scott@swierlaw.com>]

**Sent:** Monday, March 19, 2012 8:13 AM

**To:** Schenkenberg, Philip; Meredith Moore; Rich Coit; Lundy, Todd; [Karen.Cremer@state.sd.us](mailto:Karen.Cremer@state.sd.us); [cwmadsen@bgpw.com](mailto:cwmadsen@bgpw.com); [bvancamp@olingerlaw.net](mailto:bvancamp@olingerlaw.net); Knudson, Scott; Ryan Taylor; Topp, Jason; 'Thomas Welk'; [chris.daugaard@state.sd.us](mailto:chris.daugaard@state.sd.us); 'Stanley Whiting'; 'Jeff Holoubek'; 'Diane Browning'; 'Patty VanGerpen'; [M.Northrup@riterlaw.com](mailto:M.Northrup@riterlaw.com); [DPRogers@riterlaw.com](mailto:DPRogers@riterlaw.com); [david.jacobson@state.sd.us](mailto:david.jacobson@state.sd.us); [tobinlaw@gwtc.net](mailto:tobinlaw@gwtc.net); William Lawson

**Subject:** SDPUC TC 11-087 -- NAT'S DISCOVERY RESPONSES/OBJECTIONS (CENTURYLINK - SECOND SET)

Counsel:

Attached please find NAT's Responses/Objections to CenturyLink's Second Set of Discovery Requests.

Scott

Scott R. Swier

**Exhibit 1**

**SWIER LAW FIRM, P.C.**

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----- Original Message -----

Subject: RE: SDPUC TC 11-087 -- NAT'S DISCOVERY RESPONSES/OBJECTIONS (MIDSTATE/SDTA)

From: <[scott@swierlaw.com](mailto:scott@swierlaw.com)>

Date: Fri, March 09, 2012 4:35 pm

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Moore" <[meredithm@cutlerlawfirm.com](mailto:meredithm@cutlerlawfirm.com)>, "Rich Coit"

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Jason" <[Jason.Topp@CenturyLink.com](mailto:Jason.Topp@CenturyLink.com)>, "Thomas Welk"

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"William Lawson" <[Bret.Lawson@sprint.com](mailto:Bret.Lawson@sprint.com)>

Counsel:

Attached please find NAT's Responses/Objections to Midstate's/SDTA's discovery requests.

Thank you.

Scott

**Scott R. Swier**

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----- Original Message -----

Subject: SDPUC TC 11-087 -- NAT'S DISCOVERY RESPONSES/OBJECTIONS  
(SPRINT & CENTURYLINKS)  
From: <[scott@swierlaw.com](mailto:scott@swierlaw.com)>  
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To: "Schenkenberg, Philip" <[PSchenkenberg@Briggs.com](mailto:PSchenkenberg@Briggs.com)>, "Meredith  
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"William Lawson" <[Bret.Lawson@sprint.com](mailto:Bret.Lawson@sprint.com)>

Counsel:

Attached please find NAT's Responses/Objections to Sprint's and CenturyLink's discovery requests.

Thank you.

Scott

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