

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

In the Matter of the Application of LTD
Broadband LLC for Designation as an Eligible
Telecommunications Carrier for Purposes of
Receiving Federal Universal Service Support

TC21-001

**LTD BROADBAND LLC'S
INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS
(FIRST SET) TO SDTA**

**TO: INTERVENOR, SOUTH DAKOTA TELECOMMUNICATIONS ASSOCIATION,
AND ITS ATTORNEY:**

Applicant, LTD Broadband LLC (“LTD”), requests answers to the following interrogatories, pursuant to ARSD 20:10:01:01.02, 20:10:01:22.01, and SDCL 15-6-33. You are reminded that your answers must include all information available not only to you, but also available to your agents, attorneys, insurers, or others who have information available to you upon your inquiry of them.

In these interrogatories to you, the following definitions and instructions apply. Note that when documents are identified (as defined in definition #3 below), there is an automatic demand for production, made pursuant to SDCL 15-6-34 (with an option to you to produce copies in lieu of the formal inspection).

Demand, pursuant to SDCL 15-6-34, is herewith made: when any document is identified in your answers to these interrogatories, that you produce the same for inspection and copying within thirty (30) days following service of these interrogatories and document requests, during regular office hours at a time and place mutually convenient for the parties to this action. In lieu

of such formal inspection, you may instead submit legible copies of such documents with your interrogatory answers and we will pay you the reasonable cost of reproduction of such documents.

The interrogatories are deemed to be continuing, and if information is discovered by or becomes known to you or your attorney or to anyone acting on your behalf after the answering of same and before trial which would change or add to the answers given and such additional or supplemental information is not timely furnished to the undersigned, then, in that event, at trial and during the course thereof, the undersigned will move the Court for an order suppressing the testimony of the undisclosed witnesses and the use of undisclosed evidence that you would attempt to use.

DEFINITIONS AND INSTRUCTIONS

1. “And/or” means that the information called for should be set out both in the conjunctive and disjunctive, and wherever the information is set out in the disjunctive, it should be given separately for each and every element sought.

2. “Commission” means the Public Utilities Commission.

3. “Application” means the application filed by LTD with the Commission for designation as an Eligible Telecommunications Carrier in the above-captioned matter.

4. “Document” shall mean the original and any copy of any written, typed, printed, recorded, or graphic matter of any kind, however produced or reproduced, including, but not limited to, letters or other correspondence, telegrams, memoranda, reports, notes, summaries, tabulations, work papers, electronic messages, bookkeeping and accounting records of all types, photographs, advertisements, tape recordings, microfilm, and other data compilations including computer data.

5. “Knowledge” includes firsthand knowledge and information derived from any other source.

6. “Person” shall be deemed to mean the plural as well as the singular, any natural person, firm, association, partnership, corporation, or other form of legal entity or governmental body, and its agents, officers, directors, or employees, unless the context requires otherwise.

7. “You” or “Your,” unless the context otherwise, refers to Intervenor Bradley Morehouse.

INTERROGATORIES

1. Do you contend that the Commission should deny the Application? If yes, please state all facts that support your contention that the Commission should deny the Application.
2. Do you contend that the Application and subsequent discovery answers by Applicant fail to satisfy the Commission’s administrative rules associated with Applicant being designated as an Eligible Telecommunications Carrier? If yes, identify with specificity: (1) the administrative rule you contend is not complied with; and (2) all facts indicating the administrative rule has not been satisfied.
3. Were any of your members unsuccessful RDOF auction bidders on any of the census blocks awarded to the LTD? If yes, please identify the following for each such member: (a) the member of SDTA; and (b) identify how many census blocks did that member submit an auction bid on in which Applicant won the RDOF auction.
4. Explain how many of SDTA’s members will be negatively affected by Applicant’s building of the network consistent with the plan submitted to SDTA on August 13, 2021. For each such member, identify, with specificity, how Applicant’s building of its network will negatively affect the SDTA member.

REQUESTS FOR PRODUCTION OF DOCUMENTS

1. Produce any and all documents relating to any of your answers to interrogatories.
2. Produce any and all documents relating to your opposition to the Application.

Dated August 27, 2021

/s/ Jason R. Sutton _____

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CERTIFICATE OF SERVICE

I, Jason R. Sutton, do hereby certify that I am a member of Boyce Law Firm, LLP, attorneys for LTD Broadband, LLC and that on the 27th day of August, 2021, a true and correct copy of the foregoing and this Certificate of Service were served via email to the following addresses listed:

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