



Gary Hanson, Chairman
Chris Nelson, Vice Chairman
Kristie Fiegen, Commissioner

South Dakota

PUBLIC UTILITIES COMMISSION

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December 29, 2021

Ms. Patty Van Gerpen
Executive Director
South Dakota Public Utilities Commission
500 East Capitol Avenue
Pierre, SD 57501

RE: TC21-124

Dear Ms. Van Gerpen:

Commission Counsel, pursuant to ARSD 20:10:01:22.02, has notified the parties that good cause exists to hear the motion to dismiss at the January 4, 2021, commission meeting. The Commission finds that, because 47 USC § 252(4)(C) and ARSD 20:10:32:32 require a written decision that resolves all issues set forth in the petition for arbitration no later than nine months from the date the ILEC received the request for negotiations, and since all parties have now responded to James Valley's motion to dismiss, good cause exists to hear the motion on less than ten days' notice.

Therefore, a hearing on the motion to dismiss will be held by the commission at its regularly scheduled meeting on January 4, 2022, beginning at 9:30 A.M. CDT in Rm. 413, Capitol Building, Pierre, SD.

Sincerely,

Adam de Hueck
Commission Counsel