THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA SOUTH DAKOTA PUBLIC UTILITIES COMMISSION IN THE MATTER OF THE COMPLAINT FILED BY CHARLENE LUND ON BEHALF CT02-013 OF SDCASAA, PIERRE, SOUTH DAKOTA, AGAINST MCIWORLDCOM AND OWEST CORPORATION REGARDING UNAUTHORIZED BILLING FOR SERVICES _ _ _ _ _ _ _ _ _ Transcript of Proceedings OR**IGIN**A June 13, 2002 BEFORE THE PUBLIC UTILITIES COMMISSION, JIM BURG, CHAIRMAN PAM NELSON, VICE CHAIRMAN ROBERT SAHR, COMMISSIONER COMMISSION STAFF Rolayne Ailts Wiest John Smith Karen Cremer Kelly Frazier Greg Rislov Mary Healy Harlan Best Keith Senger Dave Jacobson Michele Farris Heather Forney Mary Giddings Sue Cichos Debra Elofson

Reported By Cheri McComsey Wittler, RPR



1 Other Particle With The development 1 CHARMAN BURG: CTO2C13 (III) The development 1 2 Other Back Control and the development 1 CHARMAN BURG: CTO2C13 (III) The development 1 4 International Control Back Contrel Back Control Back Control Back Control Back Control	Case C	ompress		
a Animal Action of the Complexity of the Com				3
3 Anter of the Complaint, Field by Donktene Lud on Behalf of SOCASAA, Pierce, South Dakota Against MCNKroldCom and Qvest Corporation Regarding Unauthorized Billing of Services. 4 Matter of the Commission Dorbit feedback Duration optional feedback and the South Dakota Against MCNKroldCom and Qvest Corporation Regarding Unauthorized Billing of Services. 5 Transmistion optional feedback Duration optional feedback Duration optional feedback Databack Services. 6 Transmistion at the commission of the phone. 7 Transmistion at the commission of the phone. 7 The mole contraction of the phone. 7 The mole contra	2	OF THE STATE OF SOUTH DAKOTA	1	CHAIRMAN BURG: CT02-013. In The
4 If the Montan Sum Conservation 5 present of Montan Sum Conservation 6 present Sum	з		2	
s of the start individual individual process of the start indindices that individual process of the start individual process o	4	IN THE MATTER OF THE COMPLAINT		· ·
e Observerse 5 Unauthorized Billing of Services e Transcript of Presentings 6 Today shall the Commission driver the e Transcript of Presentings 6 Today shall the Commission of the contested case e Transcript of Presentings 6 Today shall the Commission at the contested case e Transcript of Presentings 6 Today shall the Commission at the contested case e Transcript of Presentings 6 Today shall the Commission at the contested case e Today shall the Commission at the contested case 6 Today shall the Commission at the contested case e Today shall the Commission at the contested case 6 Today shall the Commission at the contested case e Today shall the Commission at the contested case 6 Today shall the Commission at the contested case e Today shall the Commission at the contested case 6 Today shall the Commission at the contested case e Today shall the Commission at the contested case 6 Today shall the Commission at the commission at the commission at the contested case matter int a corporate entity must e Today shall the Commission at the contested case matter int a corporate entity must 2		FILED BY CHARLENE LUND ON BEHALF		
7 Constructed at Proceedings 6 Today shall the Commission Order the 8 Francisco of Proceedings 7 South Dakota CASA to obtain counsel to represent listel before the Commission of the contested case hearing? 11 Harden the Commission of the contested case hearing? 10 Let's see. Who needs to go? 12 Harden the South Dakota CASA to obtain counsel to represent listel before the Commission of the contested case hearing? 10 13 Harden the South Dakota CASA to obtain counsel to represent listel before the Commission of the contested case hearing? 11 14 Manuer SAN, counsel SAN, counsel MAS, the Case me Ckay. I gues I wash the matter of the commission may make is Dave Gardes, and I represent MCMordCom in this matter. 14 The motion which we have filed is that given where the fact that South Dakota CASA is apparently a nonprofit corporation, a corporation and the souther request the fact that South Dakota CASA is apparently a nonprofit corporation, a corporation is to earne counsel 15 Approximative of the Commission of a corporation souther the souther commission of a corporation matter of the Commission of a corporation for a corporation for a corporation for a comparison of a corporation for a comparison for a corporate filt more south for a corporation for		AGAINST MCIWORLDCOM AND		
a Transcript of Proceedings a Transcript of Proceedings a Transcript of Proceedings a Proceeding of the Social Contract of the Social Control Control Control Social Control Contel Control Contel Control Control Control Control Contro				
9 International States 8 9 itself before the Commission at the contested case hearing? 10 Itself before the Commission at the contested case hearing? 10 Let's see. Who needs to go? 11 Maxmark MMM, contact Johannes 11 MS. HEALY. Contarences on the phone. 12 Contacts on more control contrast Johannes 11 MS. HEALY. Contarences on the phone. 12 Contacts on more control contrast Johannes 12 Contacts on the phone. 13 Contacts on more control contrast Johannes 12 Contacts on the phone. 14 Maxmark MM, contacts Johannes 13 counsel. MCI. Excuse me. Okay. I guess I wasn't reading it hat way. 16 Maxmark MM, contacts Maxmark MM, states Formary 16 The motion which we have field is that given in the matter on phone in the matter on in the matter o			b	2
11 AMPORT WE VERE CUTIESTES CONCENTRATE 11 AMPORT WE VERE CUTIESTES CONCENTRATE 12 DAM HELOGY CONCENTRATE 13 CONCENTRATE 14 MERCENT CONCENTRATE 15 MERCENT CONCENTRATE 14 CONCENTRATE 15 MERCENT CONCENTRATE 16 CONCENTRATE 17 MERCENT CONCENTRATE 18 CONCENTRATE 19 MERCENT CONCENTRATE 11 MERCENT CONCENTRATE 12 CONTRATE 14 MERCENTRATE 15 MERCENTRATE 16 MERCENTRATE 17 MERCENTRATE 18 MERCENTRATE 19 MERCENTRATE 10 MERCENTRATE 20 Mercentrate 21 MERCENTRATE 22 MERCENTRATE 23 MERCENTRATE 24 MERCENTRATE 25 MERCENTRATE 26 MERCENTRATE 27 MERCENTRATE 28 MERCENTRATE	_	Transcript of Proceedings	7	
11 BETRIE WILLING COMMANY 10 Let's see. Who needs to go? 12 Description provide commonstance 11 MS. HEALY: Charlen's on the phone. 13 Concernston provide commonstance 12 CHARMAN BURG: We're requesting 14 Description provide commonstance 13 counsel. MCI. Excuse me. Okay. I guess I wasn't 15 Better for the commission provide commission provide commission. MR. GERDES: Mr. Chairman, members 16 Matching provide commission for a compariance provide commission pro	9	June 13, 2002		P.
12 Just Bills, Charlene's on the phone. 13 CHARLENA DURC: Were requesting 14 Doug state 15 Conserts Just, Consert Just, Conserts Just, Conserts Just, Conserts	10		1	hearing?
12 DAM MELGER, VICE CHARMAN PURCE. Vice Frequencing 13 CHARMAN PURCE. Vice Charman, members 14 CHARMAN PURCE. Vice requesting 15 Seven freader 16 Berger Mark 17 Mary Mark 18 Constant and, Constant 19 Mary Mean, Vice 16 Berger Mark 17 Mary Mean, Vice 18 Constant and, Constant 19 Mary Mean, Vice 10 Mary Mean, Vice 11 Mary Mean, Vice 12 CHARMAN PURCE. Were requesting 14 Dave atoebase 14 Dave atoebase 15 Mary Mean, Vice 16 Mary Mean, Vice 17 Mary Mean, Vice 28 Mary Mean, Vice 29 Mary Mean, Vice 20 Mary Mean, Vice 21 Approximation 22 Mary Mean, Vice 23 Mary Mean, Vice 24 Mary Mean, Vice 25 Mary Mean, Vice 26 Conder Greaverat,	11		10	Let's see. Who needs to go?
13 Distance Texas, Understander, Comparison 12 CHARRANN BURG: We're requesting 14 Constance Texas, Understander, Constance 13 Constance Texas, Understander, Constance 14 Status Crease 14 Constance Texas, Understander, Constance 14 15 Status Crease 14 MR. REDDES: Mr. Chairman, members 16 Barry Status 16 Of the Commission, my name is Dave Gerdes, and I 17 Marry Status 18 The motion which we have filed is that given 18 Barry Status 18 The motion which we have filed is that given 20 Same Cohere 19 the fact that South Dakota CAS is apparently a 21 Same Cohere 19 the fact that South Dakota CAS is apparently a 22 Same Cohere 19 the fact that South Dakota CAS is apparently a 23 Reported By Cheri MeCommery Wittler, NR 22 previously set precedent that a corporation cannot 24 25 Constation 25 to either require the Compliant to secure counsel 24 Chevy Gervence, TEXEC Constating 2 to represent it before the Compliant to secure counsel 25 Chevy Gervence, Texecomer 2 to represent it before the Compliant to secure counsel 36 Chevy Bervence, Texecomer </th <th>12</th> <th>PAM NELSON, VICE CHAIRMAN</th> <th> 11</th> <th>MS. HEALY: Charlene's on the phone.</th>	12	PAM NELSON, VICE CHAIRMAN	11	MS. HEALY: Charlene's on the phone.
14 Constitution WARP 13 counsel. MCI. Excuse me. Okay. I guess I washt 15 Karm Graws 14 reading it that way. 16 Karm Graws 16 17 Mary Maxy 16 18 Karm Graws 16 19 Mary Maxy 16 10 Karm Graws 16 14 Graws Jacobian 17 15 Karm Graws 18 16 Graws Jacobian 17 17 Mary Maxy 18 20 Mary Maxy 18 21 Mary Maxy 18 22 Mary Maxy 18 23 Reported By Cheri McComrey Wittler, KWR 22 24 23 In The motion which we have filed is that given that a corporation cannot represent itself, and that this Commission has the previously set precedent that indicates that in a corporate entity must be represent itself and that this Commission has the company this Mary Maxima 24 Mary Maxima 24 25 Contains Marking Company Maxima 26 Mary Maxima 27 Contains the Company Maxima 28 Mary Maxima 29 Mary Maxima 20 Mary Marking Marking Company Maxima 21 Mary Marking	13		12	•
10 John Status 14 reading it that way. 10 Weilly Tester 15 MR. GEDES: Mr. Chairman, members 11 Barry Backing 15 MR. GEDES: Mr. Chairman, members 12 Status Serges 16 17 The motion which we have filed is that given 12 Mark Barges 19 The motion which we have filed is that given 20 Mary Dedings 19 The motion which we have filed is that given 21 The motion which we have filed is that given 10 22 Reported By Cheri Motoscory Wittler, RFR 20 nonportic corporation, a corporation cannot 23 Reported By Cheri Motoscory Wittler, RFR 22 24 26 24 De represented by a lawyer and thus the motion is 25 to either require the Complainant to secure counsel 1 Appresented By Cheri Motoscory Wittler, RFR 2 4 to represent it before the Commission at the 24 De represented by a lawyer and thus the motion is 2 to either require the Complainant to secure counsel 25 Chard Gearmer, TELEC Communications 4 2 3 Staten Steast, Mather Stateneron 3 <th>14</th> <th></th> <th></th> <th></th>	14			
10 MeLy Treater Wary Mary Mary Mary Mary Mary Mary Mary Mary Mary Mary Mary Mary Mary Mary Mary Mary Mary Mary	15	John Smith		
17 Mary Hary Bath Bases 16 of the Commission, my name is Dave Gerdes, and I represent MCIWorldCom in this matter. 18 Dave Bacebace Mary Liddage 17 Tepresent MCIWorldCom in this matter. 19 Michel Forther Mary Liddage 18 The motion which we have filed is that given motion which we have filed is that motion which we have filed is that motion which we have filed we have filed motion which we have filed we have filed mo		Kelly Frazier	1	
10 Exc.th Benger Backbox Formey Mary Eddings Dec. Clober Dec. Clober		Mary Healy		
10 Michaile Farris Mathematics Propertion Networks of the state Particles 18 The motion which we have filed is that given the fact that South Dakota CASA is apparently a nonprofit corporation, a corporation cannot 22 23 Reported By Check McCosesey Wittler, BSR 20 nonprofit corporation, a corporate entity must 20 23 Reported By Check McCosesey Wittler, BSR 22 previously set precedent that indicates that in a 23 24 Deresented by a lawyer and thus the motion is 25 24 be represent itself, and that this Commission has 25 25 Charly Coverney, TELEPHONE 2 1 to represent it before the Commission at the 25 26 Charly Coverney, TELECHONE 2 1 to represent it before the Commission at the 25 3 Pressent it before the Commission at the 25 2 1 to represent it before the Commission at the 25 4 Charly Coverney, TELECHONE 2 1 to represent it before the Commission at the 25 5 Ford With Sector Sector Sector Charle Advection 6 The Size Consulting 20 5 position? 7 The Size Consulting 20 5 position? 8 Cocopration Michar Strepresenting 20 <t< th=""><th></th><th>Keith Senger</th><th></th><th>· •</th></t<>		Keith Senger		· •
20 Mary Cladkings Description 19 the fact that South Dakota CASA is apparently a nonprofit corporation, a corporation cannot represent itself, and that this Commission has 21 20 nonprofit corporation, a corporation cannot represent itself, and that this Commission has 22 22 23 contested case matter that a corporate entity must be represented by a lawyer and thus the motion is to either require the Complainant to secure counsel 24 23 contested case matter that a corporate entity must be represented by a lawyer and thus the motion is to either require the Complainant to secure counsel 2 Cladge casewance, TEEC consulting Cladge casewance, Mathericas Entrey Company Keen Rusemaps, Midwenticas Entrey Company Keen Rusemaps, Midwenticas Entrey Company Cladge casewance, New Company Keen Rusemaps, Midwenticas Entrey Company Cladge casewance, New Company State of the Complaint. 2 3 Source Casewance, New Company State of the Complaint Complaint. 2 4 4 Casewance, New Company State of the Complaint. 4 CHAIRMAN BURG: Does staff have a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically Helping or assisting an attorney who is licensed in the state. 10 TRANGENEF or FROCEEDINES, hald in the south Dakots, on the 13th day of Jun		Michele Farris		•
21 Debra Elofsen 22 Reported By Cheri McGenzey Wittler, RFR 23 Reported By Cheri McGenzey Wittler, RFR 24 25 25 26 26 27 27 Reported By Cheri McGenzey Wittler, RFR 28 28 29 29 20 Context Computing Structure (Isolf, and that this Commission at the comporter entity must be represented by a lawyer and thus the motion is to either require the Complainant to secure counsel 1 Approxamence By TELEPHONE 2 2 Candy Georemone, TELEC Consulting Wendal Anarud, TELEC Computing Structure (Isolf, and that the Complainant to secure counsel 4 3 Guard Structure, McAdmerican Energy Company Structure (Isolf, Article Computation Structure) 3 4 Callem Serval, McAdmerican Energy Company Structure, McCall Structure, McCall Structure, Mark Structure, McCall Structure, McCal			1	5
22 23 Reported By Cheri McComey Wittler, RFR 21 represent itself, and that this Commission has previously set precedent that indicates that in a contested case matter that a corporate entity must be represented by a lawyer and thus the motion is to either require the Complainant to secure counsel 1 ADDEXAMMEDE BY TELEBRONE 2 4 24 25 2 4 25 Chady Grosmenor, FELC Consulting 4 2 Wandal Answerian Theory Company 5 3 Gravenor, FELC Consulting 1 4 Marry Hinker, Machen Theory Company 3 5 Marry Hinker, Middentinent Tommingt Company 3 5 Marry Hones, Middentinent Communications 5 6 Marry Hinker, Middentinent Communications 6 7 Transferrer of PROCEDINGS, held in the 1 10 TRANSCRIPT OF PROCEDINGS, held in the 12 11 TRANSCRIPT OF PROCEDINGS, held in the 12 12 TRANSCRIPT OF PROCEDINGS, held in the 12 13 above-matiled matter, at the South Dakets State 14 14 Capital, Room 412, 900 Eat Capital Answer, Pierre, 15 15 South			1	
23 Reported By Cheri McCossey Wittler, RFR 22 previously set precedent that indicates that in a contested case matter that a corporate entity must be represented by a lawyer and thus the motion is to either require the Complainant to secure consel 1 Appendix Annotation State 2 1 2 Clindy Geowency, TELED Consulting Thereis, Middanetican Entropy Company Resen Nilsers, Middanetican Entropy Company Resent Nilsers, Nils	21			
24 23 contested case matter that a corporate entity must be represented by a lawyer and thus the motion is to either require the Complainant to secure counsel 1 APPENAANCES BY TELEPHONE 2 2 Cindy Geovency, TELEC Consulting 4 3 Charling Geovency, TELEC Consulting 4 4 Use of the complainant to secure counsel 4 5 Mean Mille StherCom 5 6 Collens Sevold; Weast Corposation 6 7 Tammy Nilas; Genet Corposation 6 7 Tammy Nilas; Genet Corposation 5 8 Contifient Committations 7 9 Daniel Megnore, full Consulting 7 11 TERASCRIPT OF PROCEEDINGS, held in the 10 12 TERASCRIPT OF PROCEEDINGS, held in the 11 13 above-entitle matter, at the South Daketa State 12 14 Capitol, Room 412, 500 East Capitol Avenue, Piezze, 13 15 south Daketa, on the 13th day of June 2002, commencing 14 18 at 1:30 p.m. 17 17 TERASCRIPT or PROCEEDINGS, held in the 13 18 degitol, Ro	22			
25 24 be represented by a lawyer and thus the motion is to either require the Complainant to secure counsel 1 APPEARANCES BY TELEPHONE 2 2 Chady Greevencer, TELED Consulting 4 3 Grading Greevencer, TELED Consulting 4 4 Maren distancian, Theory Company 5 4 Maren distancian, Theory Company 5 5 Michaerican, Theory Company 5 6 Colleen Berold, Owest Corporation 6 7 Teamy With, Arec 5 6 Colleen Berold, Owest Corporation 6 7 Teamy With, Arec 5 7 Teamy With, Arec 5 8 Year Nickerian, Tency Company 4 10 Collean Berold, Owest Corporation 6 7 Teamy With, Arec 6 11 Transverifting, 021 Consulting 7 9 Daniel Waggoner, Torch Asseria 7 10 Charlame Lond, Compliant 9 11 Transverifting, 021 Consulting 9 12 TRANSCRIPT OF FROCEEDINGS, held in the 13 show-emilied matter, at the South Dakota State 14 Capital, Rom 422, Soo Best Capital Avenue, Pierre, 16 at 1:30 p.m.	23	Reported By Cheri McComsey Wittler, RPR		
25 to either require the Complainant to secure counsel 1 APPERANCES BY TELEPHONE 2 2 Charly Georemone, TELEC Consulting 4 3 Susan Stewart, Middencianan Energy Company 3 4 Diamate Stewart, Middencianan Energy Company 3 5 Kubenciana Energy Company 3 6 Colleen Sevold, Quest Corporation 6 7 Telef Consulting 6 6 Colleen Sevold, Quest Corporation 6 7 Telef Consulting 6 8 Tro Stamon, Middontinet Communications 7 9 Daniel Magoner, Touch America 7 10 Charlene Lond, Complainant 7 11 TEXEC Consulting 8 12 TRANSCRIPT OF PROCEEDINGS, held in the 7 13 above-entitle matter, at the South Dakota State 10 14 Capital, Root 12, 500 East Capital Avenue, Pierre, 11 15 South Dakota, on the 13th day of June 2002, commending 15 16 at 1:30 p.m. 16 Charlene Aut 1/Ve done on 18 at 1:30 p.m.	24			
1 APPERARANCES BY TELEPHONE 2 4 2 Chady Growence, TELC Consulting Wendel Amarcal, TELC Consulting Suean Steart, MidAmerican Energy Company Raren Ruisense, MidAmerican Energy Company Linn Evens, MidAmerican Energy Company Mary Discontine Ruisense, MidAmerican Energy Company Linn Evens, MidAmerican Energy Company Mary Discontine Ruisense Company Mary Discontine Ruisense Company Daniel Regrets, Fourch America Babey Staff Ave a Challem Eund, Complainant 4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? 7 Tamy Wilke, Overt Corporation Bustet Griffing, OSI Consulting Daniel Regrets, Fourch America Challem Eund, Complainant 5 MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state. 10 Transcript or proceedines, held in the south Daketa, on the 13th day of June 2002, commencing at 1:30 p.a. 15 But either way the research that I've done on this really does indicate that at formal hearing here if you're a legal entity here in the state and not just an individual representing yourself, it would be the practice of law, and that would be my recommendation. 18 11 16 11 16 CHAIRMAN BURG: Okay, Charlene, do you have a response? </th <th>25</th> <th></th> <th></th> <th>be represented by a lawyer and thus the motion is</th>	25			be represented by a lawyer and thus the motion is
1 ADDERANCES BY TELEPONE 1 to represent it before the Commission at the fearing on this matter or if CASA fails or refuses 2 Wendel Amerud, TELEC Consulting 2 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses 3 Scara Stewart, Midmerican Energy Company 3 to do so, to dismiss the Complaint. 4 Mary Organ, TELEC Consulting 2 hearing on this matter or if CASA fails or refuses 5 Kyle White, Black Hille FiberCom 4 CHAIRMAN BURG: Does staff have a 6 Colleen Sould, Quest Corporation 6 MR. FRAZIER: Yes. I would agree 7 Jaff Camon, Guest Corporation 6 MR. FRAZIER: Yes. I would agree 7 Mary Ohners, Midomitants Communications 7 that appearance before the Commission for a 8 Ton Simmons, Midomitant the function for Simminations 7 that appearance before the commission of a see discovered this morning, by a parallel who is 10 Intermediation for PROCEEDINGS, held in the 11 licensed in the state. 13 south Dakota, on the 13th day of June 2002, commencing 14 there if you're a legal entity here in the state and not just an individual representing yourself, it would be the practice of law, and that would be my recommendation. <th></th> <th></th> <th>25</th> <th>to either require the Complainant to secure counsel</th>			25	to either require the Complainant to secure counsel
2Clindy Growmon, YELEC Consulting Charlis Ogden, YELEC Consulting Susan Steam, Yidkaerican Energy Company Karen Ruisenga, Midkeerican Energy Company Mary Dorsmon, Midkeerican Energy Company Mary Dorsh Mary D				
a Charlis Ogden, TERC Consulting 2 hearing on this matter or if CASA fails or refuses 4 Mary Soreanon, Midmerican Energy Company 3 to do so, to dismiss the Complaint. 5 Linn Evens, Black Hills FiberCom 4 CHAIRMAN BURG: Does staff have a 6 Colleen Sevold, Quest Corporation 5 position? 7 Tammy Wilks, Quest Corporation 6 Corporation (Gammications Butter Griffing Quest Corporation Charling Communications Butter Griffing Quest Corporation 7 9 Daniel Wagoner, Touch America 9 corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is 10 Charlien Lund, Coegulainant 10 basically helping or assisting an attorney who is 11 Icensed in the state. 11 11 12 TRANSCRIFF OF PROCEEDINGS, held in the 13 above-entitled matter, at the South Dakota State 13 14 Capitol, Room 412, 500 East Capitol Avenue, Pierre, 15 5 South Dakota, on the 13th day of June 2002, commencing 15 18 at 1:30 p.m. 16 at 1:30 p.m. 17 16 19 20 Mary LUND: Yes. Thank you, 21 Chairman Burg. Of course, I wou				
3 Suzan Stevart, MidAmerican Energy Company Karen Misenga, MidAmerican Energy Company Linn Provas, Black Hills FiberCom Gotty Witz, Mide Gotty Hitz, Mide Gotty Hitz		APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting	1	4
SLine Torner, Black Hills FiberComACHAIRMAN BURG: Does staff have a5Kyle Witte, Mick Hills FiberCom5position?6Colleen Sevold, Quest Corporation6MR. FRAZIER: Yes. I would agree7Tammor, Mideontinent Communications7that appearance before the Commission for a8Toos Simons, Mideontinent Communications7as we discovered this morning, by a parallel who is9Daniel Waggoner, Tooch America9as we discovered this morning, by a parallel who is10Charlene Lund, Coeplatiant9as we discovered this morning, by a parallel who is11TRANSCRIPT OF PROCEEDINGS, held in the1112TRANSCRIPT of PROCEEDINGS, held in the1113above-entitled matter, at the South Dakota State1314capitol, Room 412, 500 East Capitol Avenue, Pierre,1415south Dakota, on the 13th day of June 2002, commencing1516at 1:30 p.m.1617171820MS. LUND: Yes. Thank you,1920MS. LUND: Yes. Thank you,20212021222122212223242424	2	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting	1	4 to represent it before the Commission at the
5 mary Wite, Astr 5 position? 6 Collens Sevoid, Qvest Corporation 6 MR. FRAZIER: Yes. I would agree 7 Tammy Wike, Qvest Corporation 6 MR. FRAZIER: Yes. I would agree 8 Ton Simons, Midcontlinent Communications 7 that appearance before the Commission for a 9 Daniel Wagoner, Touch America 8 corporate entity would be the practice of law or, 10 as we discovered this morning, by a parallel who is 11 11 Intervention 9 as we discovered this morning, by a parallel who is 12 TRANSCRIPT OF PROCEEDINGS, held in the 11 11 13 above-entitled matter, at the South Dakota State 12 But either way the research that I've done on 14 Capitol, Room 412, 500 East Capitol Avenue, Pierre, 13 at 1:30 p.m. 14 16 at 1:30 p.m. 16 at 1:30 p.m. 17 18 Capitol, Room 412, 500 East Capitol Avenue, Pierre, 16 would be the practice of law, and that would be my recommendation. 19 20 20 10 17 16 Would be the practice of law, and that would be my recommendation.	2	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company		4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses
TermTe	2	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company		4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint.
7Tampy Wilka, Uset Corporation8Tom Simmors, Mideontinent Communications9Daniel Waggoner, Touch America10Charlene Lund, Complainant10Charlene Lund, Complainant11TRANSCRIPT OF FROCEEDINGS, held in the12TRANSCRIPT OF FROCEEDINGS, held in the13above-entitled matter, at the South Dakota State14Capitol, Room 412, 500 East Capitol Avenue, Pierre,15South Dakota, on the 13th day of June 2002, commencing16at 1:30 p.m.17Transport18CHAIRMAN BURG: Okay. Charlene, do19you have a response?212022212322242324232524	2 3 4	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom	3 4 5	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a
Buster Griffing, OST Consulting Dankel Wagomer, Touch America Charlene Lund, Complainant8corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is10	2 3 4 5	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, AT&T Colleen Sevold, Qwest Corporation	3 4 5	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position?
9Daniel Waggoner, Touch America Charlene Luid, Complainant9as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state.1112TRANSCRIFT OF PROCEEDINGS, held in the101012TRANSCRIFT OF PROCEEDINGS, held in the111113above-entitled matter, at the South Dakota State121214Capitol, Room 412, 500 East Capitol Avenue, Pierre,131315south Dakota, on the 13th day of June 2002, commencing14here if you're a legal entity here in the state and16at 1:30 p.m.16would be the practice of law, and that would be my recommendation.18192018192020192122202123222122242322252423242324252424	2 3 4 5 6	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, AT&T Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Tammy Wilka, Qwest Corporation	3 4 5	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree
101110111111TRANSCRIPT OF PROCEEDINGS, held in the111112TRANSCRIPT OF PROCEEDINGS, held in the111113above-entilled matter, at the South Dakota State12But either way the research that I've done on14Capitol, Room 412, 500 East Capitol Avenue, Pierre,13this really does indicate that at a formal hearing16at 1:30 p.m.14here if you're a legal entity here in the state and1716would be the practice of law, and that would be my18192018202120MS. LUND: Yes. Thank you,222120MS. LUND: Yes. Thank you,232423attorney to present themselves before a hearing24232424	2 3 4 5 6 7	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, AT&T Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Tammy Wilka, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications	3 4 5 6 7	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a
1112TRANSCRIPT OF PROCEEDINGS, held in the1111licensed in the state.13above-entitled matter, at the South Dakota State12But either way the research that I've done on14Capitol, Room 412, 500 East Capitol Avenue, Pierre,13this really does indicate that at a formal hearing16at 1:30 p.m.14here if you're a legal entity here in the state and1716at 1:30 p.m.1618CHAIRMAN BURG: Okay. Charlene, do1920MS. LUND: Yes. Thank you,2120MS. LUND: Yes. Thank you,2221Chairman Burg. Of course, I would just really232423242423252424	2 3 4 5 6 7 8	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, AT&T Colleen Sevold, Qwest Corporation Jeff Camron, Quest Corporation Tammy Wilka, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America	3 4 5 6 7 8	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or,
12TRANSCRIPT OF PROCEEDINGS, held in the11licensed in the state.13above-entitled matter, at the South Dakota State12But either way the research that I've done on14Capitol, Room 412, 500 East Capitol Avenue, Pierre,13here if you're a legal entity here in the state and15South Dakota, on the 13th day of June 2002, commencing14here if you're a legal entity here in the state and16at 1:30 p.m.161718CHAIRMAN BURG: Okay. Charlene, do1920MS. LUND: Yes. Thank you,212221222122232323242324252424	2 3 4 5 6 7 8 9	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, AT&T Colleen Sevold, Qwest Corporation Jeff Camron, Quest Corporation Tammy Wilka, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America	3 4 5 6 7 8 9	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is
13above-entitled matter, at the South Dakota State12But either way the research that I've done on14Capitol, Room 412, 500 East Capitol Avenue, Pierre,13this really does indicate that at a formal hearing15South Dakota, on the 13th day of June 2002, commencing14here if you're a legal entity here in the state and16at 1:30 p.m.15not just an individual representing yourself, it1718CHAIRMAN BURG: Okay. Charlene, do1920MS. LUND: Yes. Thank you,212221Chairman Burg. Of course, I would just really232423attorney to present themselves before a hearing242423attorney to present themselves before a hearing	2 3 4 5 6 7 8 9 10	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, AT&T Colleen Sevold, Qwest Corporation Jeff Camron, Quest Corporation Tammy Wilka, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America	3 4 5 6 7 8 9 10	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is
14Capitol, Room 412, 500 East Capitol Avenue, Pierre,13this really does indicate that at a formal hearing15South Dakota, on the 13th day of June 2002, commencing14here if you're a legal entity here in the state and16at 1:30 p.m.15not just an individual representing yourself, it1716would be the practice of law, and that would be my1819CHAIRMAN BURG: Okay. Charlene, do1920MS. LUND: Yes. Thank you,2120MS. LUND: Yes. Thank you,2220Chairman Burg. Of course, I would just really2324232424242524with the Commission.	2 3 4 5 6 7 8 9 10 11	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, AT&T Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Tammy Wilka, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant	3 4 5 6 7 8 9 10 11	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is
15South Dakota, on the 13th day of June 2002, commending14here if you're a legal entity here in the state and not just an individual representing yourself, it16at 1:30 p.m.15not just an individual representing yourself, it171816would be the practice of law, and that would be my recommendation.18CHAIRMAN BURG: Okay. Charlene, do2019you have a response?2120MS. LUND: Yes. Thank you,22212023212224232524242524	2 3 4 5 6 7 8 9 10 11 12	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Wilte, ATGT Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Tammy Wilka, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant TRANSCRIFT OF PROCEEDINGS, held in the	3 4 5 6 7 8 9 10 11 12	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state.
15South Dakota, on the 13th day of June 2002, commencing15not just an individual representing yourself, it16at 1:30 p.m.16would be the practice of law, and that would be my171816Would be the practice of law, and that would be my18CHAIRMAN BURG: Okay. Charlene, do19201920MS. LUND: Yes. Thank you,2120MS. LUND: Yes. Thank you,2221Chairman Burg. Of course, I would just really2323attorney to present themselves before a hearing2424with the Commission.	2 3 4 5 6 7 8 9 10 11 12 13	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, ATET Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant TRANSCRIPT OF PROCEEDINGS, held in the above-entitled matter, at the South Dakota State	3 4 5 6 7 8 9 10 11 12	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state. But either way the research that I've done on
16at 1:30 p.m.16would be the practice of law, and that would be my recommendation.171817recommendation.1818CHAIRMAN BURG: Okay. Charlene, do192019you have a response?2120MS. LUND: Yes. Thank you,2221Chairman Burg. Of course, I would just really2322oppose any requirement that a complainant need an2423attorney to present themselves before a hearing2524with the Commission.	2 3 4 5 6 7 8 9 10 11 12 13 14	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Anerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, AT&T Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Tammy Wilks, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant TRANSCRIPT OF FROCEEDINGS, held in the above-entitled matter, at the South Dakota State Capitol, Room 412, 500 East Capitol Avenue, Pierre,	3 4 5 6 7 8 9 10 11 12 13	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state. But either way the research that I've done on this really does indicate that at a formal hearing
171717recommendation.1818CHAIRMAN BURG: Okay. Charlene, do192019you have a response?2120MS. LUND: Yes. Thank you,2221Chairman Burg. Of course, I would just really2322oppose any requirement that a complainant need an2423attorney to present themselves before a hearing2524with the Commission.	2 3 4 5 6 7 8 9 10 11 12 13 14 15	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, ATET Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant TRANSCRIPT OF PROCEEDINGS, held in the above-entitled matter, at the South Dakota State Capitol, Room 412, 500 East Capitol Avenue, Pierre, South Dakota, on the 13th day of June 2002, commencing	3 4 5 6 7 8 9 10 11 12 13 14	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state. But either way the research that I've done on this really does indicate that at a formal hearing here if you're a legal entity here in the state and
1818CHAIRMAN BURG: Okay. Charlene, do192019you have a response?2120MS. LUND: Yes. Thank you,2221Chairman Burg. Of course, I would just really2322oppose any requirement that a complainant need an2423attorney to present themselves before a hearing2524with the Commission.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, ATET Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant TRANSCRIPT OF PROCEEDINGS, held in the above-entitled matter, at the South Dakota State Capitol, Room 412, 500 East Capitol Avenue, Pierre, South Dakota, on the 13th day of June 2002, commencing	3 4 5 6 7 8 9 10 11 12 13 14 15	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state. But either way the research that I've done on this really does indicate that at a formal hearing here if you're a legal entity here in the state and not just an individual representing yourself, it
19 2019 you have a response?2120MS. LUND: Yes. Thank you,2221Chairman Burg. Of course, I would just really2322oppose any requirement that a complainant need an2423attorney to present themselves before a hearing2524with the Commission.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, ATET Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant TRANSCRIPT OF PROCEEDINGS, held in the above-entitled matter, at the South Dakota State Capitol, Room 412, 500 East Capitol Avenue, Pierre, South Dakota, on the 13th day of June 2002, commencing	3 4 5 6 7 8 9 10 11 12 13 14 15 16	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state. But either way the research that I've done on this really does indicate that at a formal hearing here if you're a legal entity here in the state and not just an individual representing yourself, it would be the practice of law, and that would be my
2120MS. LUND: Yes. Thank you,2221Chairman Burg. Of course, I would just really2322oppose any requirement that a complainant need an2423attorney to present themselves before a hearing2524with the Commission.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, ATET Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant TRANSCRIPT OF PROCEEDINGS, held in the above-entitled matter, at the South Dakota State Capitol, Room 412, 500 East Capitol Avenue, Pierre, South Dakota, on the 13th day of June 2002, commencing	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state. But either way the research that I've done on this really does indicate that at a formal hearing here if you're a legal entity here in the state and not just an individual representing yourself, it would be the practice of law, and that would be my recommendation.
2221Chairman Burg. Of course, I would just really2322oppose any requirement that a complainant need an2423attorney to present themselves before a hearing2524with the Commission.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, ATET Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant TRANSCRIPT OF PROCEEDINGS, held in the above-entitled matter, at the South Dakota State Capitol, Room 412, 500 East Capitol Avenue, Pierre, South Dakota, on the 13th day of June 2002, commencing	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state. But either way the research that I've done on this really does indicate that at a formal hearing here if you're a legal entity here in the state and not just an individual representing yourself, it would be the practice of law, and that would be my recommendation. CHAIRMAN BURG: Okay. Charlene, do
2322oppose any requirement that a complainant need an2423attorney to present themselves before a hearing2524with the Commission.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, ATET Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant TRANSCRIPT OF PROCEEDINGS, held in the above-entitled matter, at the South Dakota State Capitol, Room 412, 500 East Capitol Avenue, Pierre, South Dakota, on the 13th day of June 2002, commencing	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state. But either way the research that I've done on this really does indicate that at a formal hearing here if you're a legal entity here in the state and not just an individual representing yourself, it would be the practice of law, and that would be my recommendation. CHAIRMAN BURG: Okay. Charlene, do you have a response?
2423attorney to present themselves before a hearing2524with the Commission.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, ATET Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant TRANSCRIPT OF PROCEEDINGS, held in the above-entitled matter, at the South Dakota State Capitol, Room 412, 500 East Capitol Avenue, Pierre, South Dakota, on the 13th day of June 2002, commencing	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state. But either way the research that I've done on this really does indicate that at a formal hearing here if you're a legal entity here in the state and not just an individual representing yourself, it would be the practice of law, and that would be my recommendation. CHAIRMAN BURG: Okay. Charlene, do you have a response? MS. LUND: Yes. Thank you,
25 24 with the Commission.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, ATET Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant TRANSCRIPT OF PROCEEDINGS, held in the above-entitled matter, at the South Dakota State Capitol, Room 412, 500 East Capitol Avenue, Pierre, South Dakota, on the 13th day of June 2002, commencing	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state. But either way the research that I've done on this really does indicate that at a formal hearing here if you're a legal entity here in the state and not just an individual representing yourself, it would be the practice of law, and that would be my recommendation. CHAIRMAN BURG: Okay. Charlene, do you have a response? MS. LUND: Yes. Thank you, Chairman Burg. Of course, I would just really
	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, ATET Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant TRANSCRIPT OF PROCEEDINGS, held in the above-entitled matter, at the South Dakota State Capitol, Room 412, 500 East Capitol Avenue, Pierre, South Dakota, on the 13th day of June 2002, commencing	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state. But either way the research that I've done on this really does indicate that at a formal hearing here if you're a legal entity here in the state and not just an individual representing yourself, it would be the practice of law, and that would be my recommendation. CHAIRMAN BURG: Okay. Charlene, do you have a response? MS. LUND: Yes. Thank you, Chairman Burg. Of course, I would just really oppose any requirement that a complainant need an
25 The formal complaint brochure that was sent	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, ATET Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant TRANSCRIPT OF PROCEEDINGS, held in the above-entitled matter, at the South Dakota State Capitol, Room 412, 500 East Capitol Avenue, Pierre, South Dakota, on the 13th day of June 2002, commencing	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state. But either way the research that I've done on this really does indicate that at a formal hearing here if you're a legal entity here in the state and not just an individual representing yourself, it would be the practice of law, and that would be my recommendation. CHAIRMAN BURG: Okay. Charlene, do you have a response? MS. LUND: Yes. Thank you, Chairman Burg. Of course, I would just really oppose any requirement that a complainant need an attorney to present themselves before a hearing
	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	APPEARANCES BY TELEPHONE Cindy Grosvenor, TELEC Consulting Wendel Aanerud, TELEC Consulting Charlie Ogden, TELEC Consulting Suzan Stewart, MidAmerican Energy Company Karen Huisenga, MidAmerican Energy Company Marv Sorenson, MidAmerican Energy Company Linn Evans, Black Hills FiberCom Kyle White, Black Hills FiberCom Gary Witt, ATGT Colleen Sevold, Qwest Corporation Jeff Camron, Qwest Corporation Mary Lohnes, Midcontinent Communications Tom Simmons, Midcontinent Communications Buster Griffing, QSI Consulting Daniel Waggoner, Touch America Charlene Lund, Complainant TRANSCRIPT OF PROCEEDINGS, held in the above-entitled matter, at the South Dakota State Capitol, Room 412, 500 East Capitol Avenue, Pierre, South Dakota, on the 13th day of June 2002, commencing	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	4 to represent it before the Commission at the hearing on this matter or if CASA fails or refuses to do so, to dismiss the Complaint. CHAIRMAN BURG: Does staff have a position? MR. FRAZIER: Yes. I would agree that appearance before the Commission for a corporate entity would be the practice of law or, as we discovered this morning, by a parallel who is basically helping or assisting an attorney who is licensed in the state. But either way the research that I've done on this really does indicate that at a formal hearing here if you're a legal entity here in the state and not just an individual representing yourself, it would be the practice of law, and that would be my recommendation. CHAIRMAN BURG: Okay. Charlene, do you have a response? MS. LUND: Yes. Thank you, Chairman Burg. Of course, I would just really oppose any requirement that a complainant need an attorney to present themselves before a hearing with the Commission.

Case Co	mpress		
	5		7
1	and which outlines South Dakota Law 20:10:1 doesn't	1	To add the requirement that business
2	indicate anywhere that the consumer complainant	2	complainants need an attorney would really deter
3	need an attorney to appear at a hearing. You know,	3	the complaint process, and it would prevent people
4	if you allow this motion to be granted, nonprofits	4	from coming forward with their complaints.
5	and other business entities would be treated	5	Secondly, regarding the Blendar (phonetic)
6	differently than residential consumer complainants	6.	case that Mr. Gerdes is citing, I was the analyst
7	who don't need a lawyer.	7	in that matter so I recall that very clearly where
8	So I think that there has been a history of	8	the Commission required that I-Link (phonetic) had
9	allowing complainants to come forward without an	9	to have an in-state counsel. It could not get by
10	attorney.	10	with their out-of-state counsel in handling that
10	CHAIRMAN BURG: Response,	11	complaint. It was to make sure that their lawyer
12	Mr. Gerdes.	12	was a state lawyer as opposed to someone from out
13	MR. GERDES: Well, Mr. Chairman,	13	of state.
14	Ms. Lund puts her finger on the answer to her own	14	So really that's a whole different matter than
15	contention and that is that consumer complaints	15	what we're talking about here.
16	brought by an individual can represent themselves.	16	COMMISSIONER SAHR: Ms. Lund, it may
17	Any one of us can go into court and represent	17	be a little off track. I'm just curious. Did you
18	ourselves.	18	check to see if any attorney would take this pro
		19	bono if necessary?
19	But, legally speaking, a corporation is a	20	MS. LUND: We would not. And we
20	separate entity, and that entity must be		
21	represented by an attorney. And that is supported	21	have several lawyers on our board of directors.
22	by the authority that we have mentioned in our	22	I'm not going to approach this would be
23	motion. First of all, the statute SDCL 16-16-1	23	completely out of line to have to have a consumer
24	I've cited five cases from other states that have	24	be represented by a lawyer in order to appear
25	all held the same thing, and that is a corporate	25	before the Commission.
	6		8
1	entity must be represented by a lawyer because it	1	It would just be a complete setback in the
2	is the corporate entity is not an individual and	2	consumer complaint process that if you're a
3	it represents more than an individual's rights and	3	business entity or a residential entity that a
4	duties under the law.	4	lawyer would need to be appointed. That would just
5	And then thirdly this Commission has in a	5	be such a setback.
6	Docket that I cited in my motion required a	6	COMMISSIONER SAHR: Well, this
7	nonresident attorney not admitted to practice	7	morning we told a business they couldn't appear
8	law has held that a nonresident attorney not	8	unless they had an attorney, and actually we were
9	admitted to practice law may not represent a	9	temporarily wrong on that because they had
10	corporate entity, and that's the functional	10	paralegals. We did do that this morning.
11	equivalent of what we have here.	11	MS. LUND: It's not outlined in your
12	And so while I agree with Ms. Lund that a	12	formal complaint brochure information and, you
13	consumer can represent themselves, a corporation is	13	know, I read through what laws were listed there
14	not a consumer.	14	too and I didn't see where it was any requirement
15	MS. LUND: I have a response to	15	in order for a consumer to come forward or a person
16	that.	16	representing a consumer's business.
17	CHAIRMAN BURG: Okay.	17	CHAIRMAN BURG: This appears to me
18	MS. LUND: By granting this motion	18	to be purely a legal position. I mean, the law is
19	consumers would be separated into business	19	pretty clear. I don't know that we have any
20	complaints and consumer complaints and residential	20	latitude to determine one way or the other on it.
20	complainants, and then they would be treated	21	I would ask for any recommendation from our
22	differently. So I really, you know, hope that the	22	counsel, though.
23	Commission considers this action because I think it	23	MR. SMITH: Thank you, Mr. Chairman.
23	would be a major setback for consumers if this were	23	I, like you, no matter what we might wish the law
24	granted.	24	to be at least based upon the opinions of the
<u></u>	Branco.	20	

Page 5 to Page 8

1 Attorney General that are outstanding at this point 1 thing, though. I do encourage Ms. Lund to try to 2 In time, the plain reading of the statute, I guess, 2 contact and see if an attorney would take it on a 3 and the implication actually from the statute we 3 pro bono basis, and on a nonprofit organization I 4 dealt with this morning regarding the use of 4 think there is a profity good chance that might 6 paralegias (deary implies that if it weren't for 5 occur. 8 that statute, even they couldn't appear on behalf 6 But short of that we're in a difficult 7 of the entity. But 7 situation where case law and statutes tie our 8 MS. LUND: // elike to point out to 6 But short of that we're in a difficult 9 the Commission that you've had many, many 9 10 10 businesses come forward with complaints about their 10 10 11 phone service or whatever, formal complaints about their 10 12 they have not been required to have an attorney. 13 13 That was from my three and a half years of 14 14 working at the Commissio	Case Co			11
2 in time, the plain reading of the statute 1 guess. 2 contact and set if an atterney would be it on a stature is a partity good chance that inght 3 and the implication setually from the statute we 3 pro bene basis, and on a nampfill organization i 4 data that implication setually from the statute we 4 think there is a partity good chance that inght 5 paralegist clearly implies that if it were in a difficult 7 situation where case is wand statutes the our 6 Mat Statute, we they pouldn't appear on band? 7 situation where case is wand statutes the our 7 attatute, we they were in a difficult 7 situation where case is wand statutes the our 8 Mat Commission that compliants about ther 10 hends. 11 10 businesse come forward with compliants about ther 13 14 working at the Commission as an analyst and a 14 14 14 working at the Commission has informally permitted 17 11 that the complaints to be merely by business in the sense 13 14 14 14 12 the the complaints the merel by business in the sense 13 14 14 14 13 anaset based as a conterised ca	1	9 Attorney General that are outstanding at this point	1	
3 and the implication actually from the statute we 3 pro bank body, and on an analysis (and in a maniperfil orgenization) 4 data with this moning regarding the use of 4 this there is a pratty good chance that might 5 paralization clearly implies that if the were than a difficut 5 But short of thet were in a difficut 6 the antity. But 7 Statustion where case law and slatutes the our 8 MS. LUDD: Pd like to point out to 8 bands. 9 the commission that you've had many, mery 9 10 businesses come torread with completints shoul their 10 11 phone service or whatever, formal completints where 11 12 they have not been required to have or an analysis of a maniperfil orgenization. 11 13 Their was from my three and a harty served of a many perfile. 13 14 their denomission as an enclyst and a file. 14 15 complaint speciality. 17 16 this the one bank do businesses. 18 20 14 these comes to make by businesses. 14 21 22 requires - we bailere tha law requires and clearly 23 <				contact and see if an attorney would take it on a
4 dealt with this moning regarding the use of a paralegist elderif implies that if it weren't or a that statuke, even they couldn't species on behalf a think there is a pretty good chance that might a that statuke, even they couldn't species on behalf a think there is a pretty good chance that might a that statuke, even they couldn't species on behalf a that statuke, even they couldn't species on behalf a that statuke, even they couldn't species on behalf a that species and they couldn't species on behalf b the Commission that you've had many, many b the Commission that you've had many, many b the Commission the statuke with themplaints where a that statuke, even they have not b the Commission as an enalyst and a b that was the Commission as an enalyst and a b that the Commission has informally permitted a thick the Commission has informally permitted a that the Commission has informally permitted a that the complaint con be made but once a b that comma is on these the gave regares and itserty a comports entity. 12 THE PUBLIC UTILITIES COMMISSION a complaint to be made but once a b that comes to be is first regares and itserty a comports entity. 11 10 THE PUBLIC UTILITIES COMMISSION a mean, appedity not bhing a laway a comports entity. 12 11 THE STATE OF SOUTH DAXOTA a mean, appedity not bhing a laway a fill to get a laway and the gat a laway and the b fill to get a laway and the case b distributed a first the reasons statused a fill to get a laway and the gat a laway and the b fill to get a laway and the gat a laway and the b fill to get a laway and the gat a laway and the b fill to get a laway and the gat a laway and the b fill to get a laway and the gat a laway and the b fill to get a laway and the fill to get a laway and the b fill to get a laway and the fill to get a laway and the b fill to get a				
s paralagsis clearly implies that if it weren't for s s occur. s that statute, wen they could't spper on behalf statute to the entity. But - s S But short of that we're in a difficult statute to were in a difficult statute and statutes statute				• • • • •
a that statute, win they couldn't appear on behalf B But short of that were in a difficult 7 of the antity, But - M Situation where case is wand statutes to our a MS, LUND; I'll like to point out to Isituation where case is wand statutes to our a MS, LUND; I'll like to point out to Isituation where case is wand statutes to our b Isituation where case is wand statutes to our Isituation where case is wand statutes to our 11 phone service or whatever, formal completints where Isituation where case is wand statutes to our 12 the Commission as an analyst and a Isituation where case is wand statutes to our 12 the Commission as an analyst and a Isituation where case is wand statutes to our 13 That was from where as an analyst and a Isituation where case is wand statutes to our 14 working at the Commission has informally parmitted If Isituation where case is wand statutes to our 15 manual but case and but once a Isituation where case is wand statutes to our Isituation where case is wand statutes to our 16 ompliant to be analyst and a Isituation where case is wand statutes to our Isituatis wand wand wand wand wand wand wand wand			5	
7 of the antity, But, Total (like to point out to a) 7 situation where case law and statutes tie our bands. 8 MS, LUND; If diflice to point out to b) 8 her Commission is sourch and many, many pictures or whatewer, formal complaints where they have not beer required to have an attemp. 12 11 phone service or whatewer, formal complaints where they have not beer required to have an attemp. 12 13 Thet was from my three and a half years of they have not beer required to have an attemp. 13 14 working at the Commission as an analyst and the complaint specialist. 16 14 working at the Commission as an analyst and the complaint specialist. 16 15 complaint specialist. 17 16 complaint specialist. 18 17 thick complaints be imade by bulainsesse in the sense the complaint specialist. 17 18 complaint specialist. 18 29 proceeding gets to the formal ide of it, that is, proceeding gets to the formal ide of it, that is, proceeding set there must be a lawyer representing a comparate on ty. 28 24 comparate on ty. 24 of THE FILE/OND SiONT 2000000000000000000000000000000000000				
A MS. LUNC. I'd like to point out to B Image: Second S			_	situation where case law and statutes tie our
p the Commission that you've had many, many p 10 businesses come forward with complaints about ther 10 11 phone service or where, first complaints about ther 11 12 thay have not been required to have an strongy. 12 13 That was from my three and a half years of 13 14 working at the Commission as an analyst and a 14 15 complaint specialist 15 16 MR, GERDES: Mr. Ohairman, Hi may, 17 17 think the Commission bes informally parmitted 17 18 complaints to be made by businesses in the series 18 20 proceeding gets to the formal side of it, that is, 20 21 once it becomes a contested case hearing, thin it 21 22 requires we buing the set ad leastort 1 23 23 corporate mills/		-		
10 businesses come forward with complaints where 10 11 phane service or whatever, formal complaints where 11 12 they have not been required to have an attoring. 12 13 That was from my three and a half years of 13 14 working at the Commission as an analyst and a 14 14 working at the Commission as an analyst and a 14 16 MR. GERDES: M. Chairman, H may, 16 17 1 think the Commission has informally permitted 17 18 that the complaint specialist. 18 19 once It beomas a contested case hearing, then it 21 20 proceeding gets to the formal side of It, that is, 22 23 says that three must be a lawyer representing a 23 24 corporate entity. 24 25 CHAIRMAN BURC: I guess the question 1 3 26 CHAIRMAN BURC: I guess the question 1 3 27 as an issue as part of the case. 1 1 1 3 mean, especially not being a lawyer. 1 1 1 1 3				
11 phane service or whatever, formal complaints where 11 12 they have not been required to have an attorney. 12 13 That was from my three and is hill years of 13 14 working at the Commission as an analyst and a 14 15 Generaliste 15 16 MR, BZRDES: Mr. Chairman, if I may, 16 17 I think the compliaints on be made but once a 19 18 complaints to be made by businesses in the sense 18 19 that the compliaints can be made but once a 19 20 proceeding gets to the formal side of I, that is, 20 21 once It becomes a contested case hearing, then it 21 22 corporate entity. 23 23 asys that there must be a lawyer representing a 24 24 COMMISSIONER AMR: Well, Mr, Gendes 11 14 that comes to us to if decision 1 3 36 raised it as an issue as part of the case. Our mellon is 7 37 eiser Torescript of Proceedings 38 either to order them taget a lawyer, and if thay 11 39		• • • •		
12 they have not been required to have an attorney. 12 13 That was from my three and a half years of 13 14 working at the commission as an analyst and a 14 15 complaint specialist. 15 16 MR. GERDES: Mr. Chairman, if I may, 19 17 I think the Commission has informally permitted 17 18 complaints to be made but one a 19 20 preceding gets to the formal side of It, that is, 20 21 once it becomes a contested case hearing, then it 21 22 requires				
13 That was from my three and a half years of 13 14 working at the Commission as an entryst end a 14 15 complexits to be formination as an entryst end a 14 16 MR. GERDES: Mr. Chairman, if I may, 18 17 I think the commission has informality permitted 17 18 complexits to be made by businesses in the sense 18 19 that the complaint can be made but once a 18 20 proceeding gets to the formal side of it, that is, 20 21 once it becomes a constated case hearing, then it 21 22 requires				
14 working at the Commission as an analyst and a 14 15 complaint specialist. 15 16 MR. GERDES: M. Chairman, If I may, 16 17 I think the Commission has informally permitted 17 18 complaint to be made by businesses in the sense 18 19 that the complaint can be made but once a 19 20 proceeding gets to the formal side of it, that is, 20 21 once it becomes a contested case hearing, then it 21 22 requires			1	
15 complaint specialist. 15 16 MR. GERDES: Mr. Chairman, If I may. 16 17 1 thick the Commission has informally permitted 17 18 complaints to be made by businesses in the sense 18 19 that the complaint can be made by usinesses in the sense 18 20 proceeding gets to the formal side of it, that is, 20 21 one it becomes a contestic dase hearing, then R 21 22 requires - we believe the law requires and clearly 22 23 asys that there must be a lawyer representing a 24 25 OHAIRMAN BURG: I guess the question 25 11 that comes to me is if this is - if this is a fact 2 2 of law, why did it come to us for a decision? I 3 3 mean, especially not being a lawyer. 4 4 COMMISSIONER SAHR: Well, Mr. Gerdes 6 6 raised it as an issue as part of the case. 6 7 as an issue as part of the case. 7 8 either to arder them tog at lawyer, and if they 8 11 OHAIRMAN BURG: Okay. Anything 11 Imastript Proce				
16 MR. GERDES: Mr. Chairman, if I may, 18 17 I think the Commission has informally permitted 17 18 complaints to be made by businesses in the sense 18 19 that the complaint can be made by businesses in the sense 18 20 preceeding gets to the formal side of I, that is, 20 21 once It becomes a contested case hearing, then It 21 23 says that there must be a lawyer representing a 23 24 corporate entity. 24 25 CHAIRMAN BURG: I guess the question 25 1 that comes to me is if this is - if this is a fact 2 2 of law, why did it come to us for a decision? I 3 3 mean, especially not being a lawyer. 1 4 COMMISSIONER SAHR: Well, Mr. Gerdes 5 5 raised it as an issue as part of the cass. 6 6 main issue as part of the cass. 7 7 as an issue as part of the cass. Our motion is 7 8 either to order them to get a lawyer, and if they 8 9 fail to get a lawyer, that the case be dismissed 9 <t< td=""><td></td><td>-</td><td></td><td></td></t<>		-		
11 think the Commission has informally permitted 17 13 think the Commission has informally permitted 17 14 to complaints to be made by bulinesses in the sense 18 19 that the complaint can be made but once a 19 20 proceeding gets to the formal side of it, that is, 20 21 ance it becomes a contested case hearing, then it 21 22 requires - we believe the law requires and clearly 22 23 asys that there must be a lawyer representing a 23 24 corporate entity. 24 25 CHAIRMAN BURG: I guess the question 25 1 that comes to me is if this is - if this is a fact 2 2 of law, why did it come to us for a decision? 1 3 3 mean, especially not being a lawyer. 4 4 COMMISSIONER SAHR: Weil, Mr. Gerdes 5 5 raised it as an issue as part of the case. 6 6 MR. GERDES: I mean, this is raised 7 7 as an issue as part of the case. Our motion is 8 8 either to order them toget a lawyer, and if they 8				
10 complaints to be made by businesses in the sense 15 19 that the complaint can be made but once a 10 20 proceeding gets to the formal side of it, that is, 20 21 once it becomes a contested case hearing, then it 21 22 requires we believe the law requires and clearly 22 23 says that there must be a lawyer representing a 24 24 corporate entity. 24 25 CHAIRMAN BURG: I guess the question 25 10 that comes to me is if this is a fact 2 2 of law, why did it come to us for a decision? 1 3 3 mean, especially not being a lawyer. 4 4 COMMISSIONER SAHR: Well, Mr. Gerdes 5 5 raised it as an issue as part of the case. 6 6 MR. GERDES: I mean, this is raised 7 7 as an issue as part of the case. Our motion is 7 8 either to order them to get a lawyer, and if they 8 9 fail to get a lawyer, shart the case be dismissed 9 11 CHAIRMAN BURG: Okay. Anything 11 Junue 13, 2002				
19 that the complaint can be made but once a 19 20 proceeding gets to the formal side of it, that is, 20 21 once it becomes a contested case hearing, then it 21 22 requires				
20 proceeding gets to the formal side of it, that is, 20 21 once it becomes a contested case hearing, then it 21 22 requires we believe the law requires and clearly 22 23 says that there must be a lawyer representing a 23 24 corporste entity. 24 25 CHAIRMAN BURG: I guess the question 25 1 that comes to me is if this is - if this is a fact 2 OF THE STATE OF SOUTH DAKOTA 2 of law, why did it come to us for a decision? I 3				
21 once it becomes a contested case hearing, then it 21 22 requires we believe the law requires and clearly 22 23 says that there must be a lawyer representing a 23 24 corporate entity. 24 25 CHARMAN BURG: I guess the question 25 1 that comes to me is if this is - if this is a fact 2 2 of law, why did it come to us for a decision? I 3 3 mean, especially not being a lawyer. 3 4 COMMISSIONER SAHR: Well, Mr. Gerdes 1 5 raised it as an issue as part of the case. 0 6 MR. GERDES: I mean, this is raised 7 3 either to order them to get a lawyer, and if they 8 9 fail to get a lawyer, that the case be dismissed 10 10 CHAIRMAN BURG: Okay. Anything 11 11 CHAIRMAN BURG: Okay. Anything 12 12 else? 13 13 i guess feeling that the law is very clear on 14 14 this part, I'm going to asy I'm going to grant the 15 15 motion of MCI in this case, that eith				
22 requires we believe the law requires and clearly 22 23 says that there must be a lawyer representing a 23 24 corporate entity. 24 25 CHAIRMAN BURG: I guess the question 25 1 that comes to me is if this is - if this is a fact 2 2 of law, why did it come to us for a decision? I 3 3 mean, especially not being a lawyer. 4 4 COMMISSIONER SAHR: Weil, Mr. Gerdes 5 5 raised it as an issue as part of the case. 6 6 MR. GERDES: I mean, this is raised 7 7 as an issue as part of the case. Our motion is 7 8 either to order them to get a lawyer, and if they 8 9 fail to get a lawyer, that the case be dismissed 9 11 CHAIRMAN BURG: Okay. Anything 11 12 eisert 12 13 I guess feeling that the law is very clear on 13 14 this part, I'm going to say I'm going to grant the 14 15 motion of MCI I'm going to say I'm going to grant the 17 Mary Bachoni 16	20			
23 says that there must be a lawyer representing a 23 24 corporate entity. 24 25 CHAIRMAN BURG: I guess the question 25 1 that comes to me is if this is - if this is a fact 2 2 of law, why did it come to us for a decision? I 3 3 mean, especially not being a lawyer. 3 4 COMMISSIONER SAHR: Weil, Mr. Gerdes 5 5 raised it as an issue as part of the case. 6 6 MR. GERDES: I mean, this is raised 6 7 as an issue as part of the case. Our motion is 7 8 either to order them to get a lawyer, and if they 8 9 fail to get a lawyer, that the case be dismissed 9 11 CHAIRMAN BURG: Okay. Anything 11 12 eise? 12 13 I guess feeling that the law is very clear on 13 14 this part, I'm going to asy I'm going to grant the 14 14 this part, I'm going to move to grant the 14 16 motion of MCI	21	-		
24 corporate entity. 24 25 CHAIRMAN BURG: I guess the question 25 10 1 THE PUBLIC UTILITIES COMMISSION 1 1 that comes to me is if this is - if this is a fact 2 OF THE STATE OF SOUTH DAKOTA 1 2 of law, why did it come to us for a decision? I 3 Immen, especially not being a lawyer. 1 Immen, especially not bein	22	requires $\cdot\cdot$ we believe the law requires and clearly		
25 CHARMAN BURG: I guess the question 25 1 that comes to me is if this is -: if this is a fact 2 OF THE STATE OF SOUTH DAKOTA 2 of law, why did it come to us for a decision? I 3 THE PUBLIC UTILITIES COMMISSION 1 3 mean, especially not being a lawyer. 3	23	says that there must be a lawyer representing a		
10 1 THE PUBLIC UTILITIES COMMISSION 1 1 that comes to me is if this is - if this is a fact 2 OF THE STATE OF SOUTH DAKOTA 2 of law, why did it come to us for a decision? 1 THE PUBLIC UTILITIES COMMISSION 3 mean, especially not being a lawyer. 3 IN THE MATTER OF THE ANALYSIS 4 COMMISSIONER SARR: Well, Mr. Gerdes 5 INTO QWEST CORPORATION'S 5 raised it as an issue as part of the case. 6 OF THE THE COMMUNICATIONS ACT 6 MR. GERDES: I mean, this is raised 7 Transcript of Proceedings 7 as an issue as part of the case. 0 OF THE THE PUBLIC UTILITIES COMMISSION, UTILITIES COMMISSION, ID PAM NELSON, VICE COMOUNICATIONS ACT 10 fail to get a lawyer, that the case be dismissed 9 11 BEFORE THE PUBLIC UTILITIES COMMISSION, ID PAM NELSON, VICE CHAIRMAN 11 CHAIRMAN BURG: Okay. Anything 11 JIN BURG, CHAIRMAN 11 12 else? 12 ROBERT SAHR, COMMISSIONER 13 I guess feeling that the law is very clear on 13 COMMISSIONER SAHR: Mol Will 14 this part, I'm going to move to grant the 14 Keily Frazier	24	corporate entity.		
1 THE PUBLIC UTILITIES COMMISSION 2 of law, why did it come to us for a decision? I 0 3 mean, especially not being a lawyer. 3 4 COMMISSIONER SAHR: Well, Mr. Gerdes IN THE MATTER OF THE ANALYSIS 5 raised it as an issue as part of the case. 6 6 MR. GERDES: I mean, this is raised 6 7 as an issue as part of the case. Our motion is 7 8 either to order them to get a lawyer, and if they 8 9 fail to get a lawyer, that the case be dismissed 9 11 CHAIRMAN BURG: Okay. Anything 11 12 else? 12 Roles fails west 13 I guess feeling that the law is very clear on 13 COMMISSION STAFF 14 this part, I'm going to say I'm going to grant the 14 John Smith 15 motion of MCI I'm going to move to grant the 15 Mary Healy 18 take up whether we would dismiss the case or not. 18 Mary Healy 19 COMMISSIONER SAHR: And I will 19 David A, Gerdes, Midcontinent Communications 17 lawyeer of their lawyers refues, then we hav	25	CHAIRMAN BURG: I guess the question	25	
1 that comes to me is if this is - if this is a fact 2 OF THE STATE OF SOUTH DAKOTA 2 of law, why did it come to us for a decision? I 3		10		
2 of law, why did it come to us for a decision? I 3 mean, especially not being a lawyer. 3 3 mean, especially not being a lawyer. 3 IN THE MATTER OF THE ANALYSIS 4 COMMISSIONER SAHR: Well, Mr. Gerdes IN THE MATTER OF THE ANALYSIS 5 raised it as an issue as part of the case. 5 OF THE TELEVICH SECONMUNICATIONS ACT 6 MR. GERDES: I mean, this is raised 6 OF 1996 7 as an issue as part of the case. Our motion is 7 Transcript of Proceedings 8 either to order them to get a lawyer, and if they 8 Transcript of Proceedings 9 fail to get a lawyer, that the case be dismissed 9 IJUNE 13, 2002 10 for the reasons stated. 10 BEFORE THE PUBLIC UTILITIES COMMISSION, IJUNER 11 CHAIRMAN BURG: Okay. Anything 11 JIM BURG, CHAIRMAN 12 eise? 12 ROBERT SAHR, COMMISSIONER 13 I guess feeling that the law is very clear on 13 COMMISSIONER 14 this part, I'm going to move to grant the 14 John Shith West 15 motion of MCI I'm going to move to grant the 15 Kell	1	that comes to me is if this is if this is a fact		
3 mean, especially not being a lawyer. 4 COMMISSIONER SAHR: Well, Mr. Gerdes 4 IN THE MATTER OF THE ANALYSIS 4 COMMISSIONER SAHR: Well, Mr. Gerdes 5 IN THE MATTER OF THE ANALYSIS 5 raised it as an issue as part of the case. 6 OF THE TELECOMMUNICATIONS ACT 6 MR. GERDES: I mean, this is raised 6 OF THE TELECOMMUNICATIONS ACT 7 as an issue as part of the case. Our motion is 8 7 8 either to order them to get a lawyer, and if they 8 Transcript of Proceedings June 13, 2002 9 fail to get a lawyer, that the case be dismissed 9 10 for the reasons stated. 10 11 CHAIRMAN BURG: Okay. Anything 11 JUNE C, CHAIRMAN PAMNELSON, VICE CHAIRMAN 12 else? 12 ROBERT SAHR, COMMISSIONER 13 13 I guess feeling that the law is very clear on 13 COMMISSIONER 14 this part, I'm going to say I'm going to grant the 14 Solution of MCI	2	of law, why did it come to us for a decision? !		
4 COMMISSIONER SAHR: Well, Mr. Gerdes INTO QWEST CORPORATION'S 5 raised it as an issue as part of the case. For the case. </td <td>з</td> <td>mean, especially not being a lawyer.</td> <td></td> <td></td>	з	mean, especially not being a lawyer.		
5 raised it as an issue as part of the case. OF THE TELECOMMUNICATIONS ACT 6 MR. GERDES: I mean, this is raised 6 OF 1996 7 as an issue as part of the case. Our motion is 7 8 either to order them to get a lawyer, and if they 8 Transcript of Proceedings June 13, 2002 9 fail to get a lawyer, that the case be dismissed 9 10 for the reasons stated. 10 11 CHAIRMAN BURG: Okay. Anything 11 12 else? 12 13 I guess feeling that the law is very clear on 13 14 this part, I'm going to say I'm going to grant the 14 15 motion of MCI I'm going to move to grant the 15 16 motion of MCI in this case, that either they get a 18 18 take up whether we would dismiss the case or not. 18 19 COMMISSIONER SAHR: And I will 19 20 second that motion. 20 21 COMMISSIONER NELSON: And I'll 21 22 concur. 21 23 CHAIRMAN BURG: Okay. The motion 23 24	4	COMMISSIONER SAHR: Well, Mr. Gerdes		INTO QWEST CORPORATION'S
6 MR. GERDES: I mean, this is raised 7 as an issue as part of the case. Our motion is 7 8 either to order them to get a lawyer, and if they 8 Transcript of Proceedings June 13, 2002 9 fail to get a lawyer, that the case be dismissed 9 10 for the reasons stated. 10 11 CHAIRMAN BURG: Okay. Anything 11 12 else? 12 13 I guess feeling that the law is very clear on 13 14 this part, I'm going to say I'm going to grant the 14 15 motion of MCI I'm going to move to grant the 15 16 motion of MCI in this case, that either they get a 16 18 take up whether we would dismiss the case or not. 18 19 COMMISSIONER SAHR: And I will 19 20 second that motion. 20 20 second that motion. 20 21 COMMISSIONER NELSON: And I'll 22 concur. 21 23 CHAIRMAN BURG: Okay. The motion 24 has been granted to MCI in CT02-013. 25 COMMISSIONER SAHR: I would	5	raised it as an issue as part of the case.	5	OF THE TELECOMMUNICATIONS ACT
7 as an issue as part of the case. Our motion is 8 Transcript of Proceedings June 13, 2002 9 fail to get a lawyer, that the case be dismissed 9 10 for the reasons stated. 10 11 CHAIRMAN BURG: Okay. Anything 11 12 else? 12 13 I guess feeling that the law is very clear on 13 14 this part, I'm going to say I'm going to grant the 14 15 motion of MCI I'm going to move to grant the 15 16 motion of MCI I'm going to move to grant the 16 17 lawyer or if their lawyers refuse, then we have to 17 18 take up whether we would dismiss the case or not. 18 19 COMMISSIONER SAHR: And I will 19 20 second that motion. 20 21 COMMISSIONER NELSON: And I'll 21 22 concur. 21 23 CHAIRMAN BURG: Okay. The motion 23 24 has been granted to MCI in CTO2-013. 24 25 COMMISSIONER SAHR: I would say one 24	6	MR. GERDES: I mean, this is raised	6	OF 1996
8 either to order them to get a lawyer, and if they June 13, 2002 9 fail to get a lawyer, that the case be dismissed 10 10 for the reasons stated. 10 11 CHAIRMAN BURG: Okay. Anything 11 June 13, 2002 12 eise? 11 June 13, 2002 13 I guess feeling that the law is very clear on 13 COMMISSION STAFF 14 this part, I'm going to say I'm going to grant the 14 John Smith 15 motion of MCI I'm going to move to grant the 15 Keily Frazier 16 motion of MCI in this case, that either they get a 16 Mary Healy 17 lawyer or if their lawyers refuse, then we have to 17 Keith Senger 18 take up whether we would dismiss the case or not. 18 Michele Farris 19 COMMISSIONER SAHR: And I will 19 Mary Gidings 20 second that motion. 20 Debra Elofson 21 COMMISSIONER NELSON: And I'll 21 APPEARANCES 22 concur. 22 David A. Gerdes, Midcontinent Communications 23 CHAIRMAN BURG: Okay.	7	as an issue as part of the case. Our motion is	7	
9fail to get a lawyer, that the case be dismissed910for the reasons stated.1011CHAIRMAN BURG: Okay. Anything1112else?1213I guess feeling that the law is very clear on1314this part, I'm going to say I'm going to grant the1415motion of MCI I'm going to move to grant the1516motion of MCI in this case, that either they get a1618take up whether we would dismiss the case or not.1819COMMISSIONER SAHR: And I will1920second that motion.2021COMMISSIONER NELSON: And I'll2122concur.2123CHAIRMAN BURG: Okay. The motion2124has been granted to MCI in CTO2-013.2425COMMISSIONER SAHR: I would say one24	в	either to order them to get a lawyer, and if they	8	
10for the reasons stated.1011CHAIRMAN BURG: Okay. Anything11JIM BURG, CHAIRMAN12else?12ROBERT SAHR, COMMISSIONER13I guess feeling that the law is very clear on13COMMISSION STAFF14this part, I'm going to say I'm going to grant the14John Smith15motion of MCI I'm going to move to grant the15Karen Cremer16motion of MCI in this case, that either they get a16Mary Healy17lawyer or if their lawyers refuse, then we have to17Keith Senger18take up whether we would dismiss the case or not.18Michele Farris19COMMISSIONER SAHR: And I will19Mary Giddings20second that motion.20Debra Elofson21COMMISSIONER NELSON: And I'll21APPEARANCES22concur.23CHAIRMAN BURG: Okay. The motion2323CHAIRMAN BURG: Okay. The motion23Gary Witt, AT&T24has been granted to MCI in CT02-013.24Reported By Cheri McComsey Wittler, RPR	9	fail to get a lawyer, that the case be dismissed	9	
11CHAIRMAN BURG: Okay. Anything11JIM BURG, CHAIRMAN PAM NELSON, VICE CHAIRMAN ROBERT SAHR, COMMISSIONER12else?12ROBERT SAHR, COMMISSIONER13I guess feeling that the law is very clear on13COMMISSION STAFF Rolayne Alits Wiest14this part, I'm going to say I'm going to grant the14John Smith Karen Cremer15motion of MCI I'm going to move to grant the14John Smith Karen Cremer16motion of MCI in this case, that either they get a16Mary Healy Harlan Best17lawyer or if their lawyers refuse, then we have to17Keith Senger Dave Jacobson18take up whether we would dismiss the case or not.18Michele Farris Heather Forney19COMMISSIONER SAHR: And I will19Mary Giddings Sue Cichos20second that motion.20Debra Elofson21COMMISSIONER NELSON: And I'll 2321APPEARANCES David A. Gerdes, Midcontinent Communications Todd Lundy, Qwest Corporation23CHAIRMAN BURG: Okay. The motion23Gary Witt, AT&T24has been granted to MCI in CTO2-013.24Reported By Cheri McComsey Wittler, RPR	10	for the reasons stated.	10	
12else?12ROBERT SAHR, COMMISSIONER13I guess feeling that the law is very clear on13COMMISSION STAFF Rolayne Ailts Wiest14this part, I'm going to say I'm going to grant the14John Smith Karen Cremer15motion of MCI I'm going to move to grant the14John Smith Karen Cremer16motion of MCI in this case, that either they get a16Mary Healy Harian Best17lawyer or if their lawyers refuse, then we have to17Keith Senger Dave Jacobson18take up whether we would dismiss the case or not.18Michele Farris Heather Forney19COMMISSIONER SAHR: And I will19Mary Giddings Sue Cichos20second that motion.20Debra Elofson21COMMISSIONER NELSON: And I'll21APPEARANCES David A. Gerdes, Midcontinent Communications Todd Lundy, Qwest Corporation23CHAIRMAN BURG: Okay. The motion23Gary Witt, AT&T24has been granted to MCI in CT02-013.24Reported By Cheri McComsey Wittler, RPR	11	CHAIRMAN BURG: Okay. Anything	11	JIM BURG, CHAIRMAN
10Relayne Allts Wiest14this part, I'm going to say I'm going to grant the14John Smith Karen Cremer15motion of MCI I'm going to move to grant the15Kelly Frazier Greg Rislov16motion of MCI in this case, that either they get a16Mary Healy Harlan Best17lawyer or if their lawyers refuse, then we have to17Keith Senger Dave Jacobson18take up whether we would dismiss the case or not.18Michele Farris Heather Forney19COMMISSIONER SAHR: And I will19Mary Giddings Sue Cichos20second that motion.20Debra Elofson21COMMISSIONER NELSON: And I'll21APPEARANCES David A. Gerdes, Midcontinent Communications Tod Lundy, Qwest Corporation23CHAIRMAN BURG: Okay. The motion23Gary Witt, AT&T COMMISSIONER SAHR: I would say one24has been granted to MCI in CT02-013.24Reported By Cheri McComsey Wittler, RPR	12	else?	12	
14this part, I'm going to say I'm going to grant the motion of MCI I'm going to move to grant the formation of MCI in this case, that either they get a lawyer or if their lawyers refuse, then we have to lawyer or if their lawyers refuse, then	13	l guess feeling that the law is very clear on	13	
15motion of MCI I'm going to move to grant the Greg Rislov15Kelly Frazier Greg Rislov16motion of MCI in this case, that either they get a lawyer or if their lawyers refuse, then we have to16Mary Healy Harian Best17lawyer or if their lawyers refuse, then we have to17Keith Senger Dave Jacobson18take up whether we would dismiss the case or not.18Michele Farris Heather Forney19COMMISSIONER SAHR: And I will19Mary Giddings Sue Cichos20second that motion.20Debra Elofson21COMMISSIONER NELSON: And I'll21APPEARANCES David A. Gerdes, Midcontinent Communications23CHAIRMAN BURG: Okay. The motion23Gary Witt, AT&T24has been granted to MCI in CTO2-013.24Reported By Cheri McComsey Wittler, RPR	14	this part, I'm going to say I'm going to grant the	14	John Smith
Greg Rislov16motion of MCI in this case, that either they get a16Mary Healy Harlan Best17lawyer or if their lawyers refuse, then we have to17Keith Senger Dave Jacobson18take up whether we would dismiss the case or not.18Michele Farris Heather Forney19COMMISSIONER SAHR: And I will19Mary Giddings Sue Cichos20second that motion.20Debra Elofson21COMMISSIONER NELSON: And I'll21APPEARANCES David A. Gerdes, Midcontinent Communications Todd Lundy, Qwest Corporation23CHAIRMAN BURG: Okay. The motion23Gary Witt, AT&T24has been granted to MCI in CT02-013.24Reported By Cheri McComsey Wittler, RPR	15	motion of MCI I'm going to move to grant the	15	
17 lawyer or if their lawyers refuse, then we have to 17 Harlan Best 18 take up whether we would dismiss the case or not. 18 Michele Farris 19 COMMISSIONER SAHR: And I will 19 Mary Giddings 20 second that motion. 20 Debra Elofson 21 COMMISSIONER NELSON: And I'll 21 APPEARANCES 22 concur. 22 Linden R. Evans, Black Hills FiberCom 23 CHAIRMAN BURG: Okay. The motion 23 Gary Witt, AT&T 24 has been granted to MCI in CT02-013. 24 Reported By Cheri McComsey Wittler, RPR		, ,		Greg Rislov
18 take up whether we would dismiss the case or not. 18 Michele Farris 19 COMMISSIONER SAHR: And I will 19 Mary Giddings 20 second that motion. 20 Debra Elofson 21 COMMISSIONER NELSON: And I'll 21 APPEARANCES 22 concur. 22 David A. Gerdes, Midcontinent Communications 23 CHAIRMAN BURG: Okay. The motion 23 Gary Witt, AT&T 24 has been granted to MCI in CT02-013. 24 Reported By Cheri McComsey Wittler, RPR				Harlan Best
19 COMMISSIONER SAHR: And I will 19 Heather Forney Mary Giddings Sue Cichos 20 second that motion. 20 Debra Elofson 21 COMMISSIONER NELSON: And I'll 21 APPEARANCES David A. Gerdes, Midcontinent Communications 22 concur. 22 Linden R. Evans, Black Hills FiberCom Todd Lundy, Qwest Corporation 23 CHAIRMAN BURG: Okay. The motion 23 Gary Witt, AT&T 24 has been granted to MCI in CT02-013. 24 Reported By Cheri McComsey Wittler, RPR		-		Dave Jacobson
20 second that motion. 20 Sue Cichos 21 COMMISSIONER NELSON: And I'll 21 APPEARANCES 22 concur. 22 Linden R. Evans, Black Hills FiberCom 23 CHAIRMAN BURG: Okay. The motion 23 Gary Witt, AT&T 24 has been granted to MCI in CT02-013. 24 Reported By Cheri McComsey Wittler, RPR				Heather Forney
21 COMMISSIONER NELSON: And I'll 21 APPEARANCES David A. Gerdes, Midcontinent Communications 22 concur. 22 Linden R. Evans, Black Hills FiberCom Todd Lundy, Qwest Corporation 23 CHAIRMAN BURG: Okay. The motion 23 Gary Witt, AT&T 24 has been granted to MCI in CT02-013. 24 Reported By Cheri McComsey Wittler, RPR				Sue Cichos
22 concur. 21 David A. Gerdes, Midcontinent Communications 23 CHAIRMAN BURG: Okay. The motion 22 Linden R. Evans, Black Hills FiberCom 24 has been granted to MCI in CT02-013. 24 Reported By Cheri McComsey Wittler, RPR 25 COMMISSIONER SAHR: Lwould say one 24				
23 CHAIRMAN BURG: Okay. The motion 23 Todd Lundy, Qwest Corporation 24 has been granted to MCI in CT02-013. 24 Reported By Cheri McComsey Wittler, RPR 25 COMMISSIONER SAHR: Lwould say one 24				David A. Gerdes, Midcontinent Communications
23 CHARMAN BORG: Okay. The motion 23 Gary Witt, AT&T 24 has been granted to MCI in CT02-013. 24 Reported By Cheri McComsey Wittler, RPR 25 COMMISSIONER SAHR: I would say one			22	
24 Reported By Cherl McComsey Wittler, RPR			23	
		-	24	Reported By Cheri McComsey Wittler, RPR
	25	COMMISSIONER SAFR: I WOULD SAY ONE	25	

Case C	ompress	
--------	---------	--

Case Comp			AE
	13		15
1	CHAIRMAN BURG: TC01-165, In The	1	That cite comes from the Ameritech - Michigan
2	Matter of the Analysis Into Qwest Corporation's	2	order at paragraph 397.
3	Compliance With Section 271(C) of the	3	By failing and refusing to make the terms and
4	Telecommunications Act of 1996.	4	conditions of these agreements available to other
5	Today shall the Commission grant AT&T's motion	5	carriers, Qwest has discriminated against some
6	to reopen the proceedings? Also shall the	6	CLECs and given preference to others. This relates
7	Commission grant Touch America's position to	7	directly to the question of whether Qwest's local
		8	markets are truly open. In other words, is a
8	intervene? And, if so, shall Commission grant		
9	Touch America's position to reopen the issues?	9	discriminatory entry determination a sign of an
10	I think we will take those one at a time as	10	open market and whether Qwest's local markets will
11	they are. AT&T's motion to reopen the proceedings.	11	remain open after a grant of 271 authority.
12	Gary, are you taking this?	12	This is clearly germane to the examination of
13	MR. WITT: Good afternoon, members	13	Qwest's Section 271 application. Also by failing
14	of the Commission. Yes, my name is Gary Witt, and	14	and refusing to make these terms and conditions
15	I am handling this. If I may, I'll proceed.	15	available to other carriers, Qwest has undermined
	a 1 1	16	
16	CHAIRMAN BURG: Sure.		the collaborative process which it asked for and
17	MR. WITT: AT&T has in this instance	17	received here. The Eschelon agreement is a perfect
18	submitted a motion to reopen proceedings here based	18	example of this, and there's further discussion of
19	in large part on the existence of secret unfiled	19	that agreement in my motion.
20	agreements which Qwest has entered into across its	20	But essentially here we have a situation in
21	14-state territory.	21	which Qwest in the midst of a collaborative process
22	As our motion points out I'll try not to	22	has engineered a separate private deal for one CLEC
23	repeat anything in our motion, but this is the	23	and in that deal Qwest promised to focus on the
		23	
24	result of an extensive investigation which occurred		needs of this one CLEC and in exchange the CLEC
25	and is ongoing in the State of Minnesota.	25	promised to remain silent during this collaborative
	14		
1	14 These agreements all relate to interconnection	1	Drocess 16
1	These agreements all relate to interconnection	1	process.
1 2 2	These agreements all relate to interconnection terms and conditions, and they are all subject to	1 2 2	process. In other words, while Qwest was collaborating
3	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the	1 2 3	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I
3 4	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and	3 4	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately.
3	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has	3 4 5	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I
3 4	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and	3 4	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately.
3 4 5	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has	3 4 5	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall
3 4 5 6 7	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's	3 4 5 6 7	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it.
3 4 5 6 7 8	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application.	3 4 5 6 7 8	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing
3 4 5 6 7 8 9	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on	3 4 5 6 7 8 9	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the
3 4 5 6 7 8 9 10	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be	3 4 5 6 7 8 9 10	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants
3 4 5 6 7 8 9 10 11	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has	3 4 5 6 7 8 9 10 11	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of
3 4 5 6 7 8 9 10 11 12	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive	3 4 5 6 7 8 9 10 11 12	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application.
3 4 5 6 7 8 9 10 11 12 13	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive conduct or failed to comply with state and federal	3 4 5 6 7 8 9 10 11 12 13	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application. However, I should also point out that the lowa
3 4 5 6 7 8 9 10 11 12	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive	3 4 5 6 7 8 9 10 11 12	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application.
3 4 5 6 7 8 9 10 11 12 13	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive conduct or failed to comply with state and federal	3 4 5 6 7 8 9 10 11 12 13	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application. However, I should also point out that the lowa
3 4 5 6 7 8 9 10 11 12 13 14	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive conduct or failed to comply with state and federal telecommunications regulations. Because the success of the market opening provisions of the	3 4 5 6 7 8 9 10 11 12 13 14	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application. However, I should also point out that the lowa board has already made tentative findings that Qwest has violated state and federal law by its
3 4 5 6 7 8 9 10 11 12 13 14 15 16	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive conduct or failed to comply with state and federal telecommunications regulations. Because the success of the market opening provisions of the 1996 depend to a large extent on the cooperation of	3 4 5 6 7 8 9 10 11 12 13 14 15 16	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application. However, I should also point out that the lowa board has already made tentative findings that Qwest has violated state and federal law by its failure to file specific agreements which the lowa
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive conduct or failed to comply with state and federal telecommunications regulations. Because the success of the market opening provisions of the 1996 depend to a large extent on the cooperation of incumbent LECs, including the BOCs, with new	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application. However, I should also point out that the Iowa board has already made tentative findings that Qwest has violated state and federal law by its failure to file specific agreements which the Iowa board has examined. I have a citation to that
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive conduct or failed to comply with state and federal telecommunications regulations. Because the success of the market opening provisions of the 1996 depend to a large extent on the cooperation of incumbent LECs, including the BOCs, with new entrance and good-faith compliance by such LECs	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application. However, I should also point out that the Iowa board has already made tentative findings that Qwest has violated state and federal law by its failure to file specific agreements which the Iowa board has examined. I have a citation to that Docket, if you need it.
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive conduct or failed to comply with state and federal telecommunications regulations. Because the success of the market opening provisions of the 1996 depend to a large extent on the cooperation of incumbent LECs, including the BOCs, with new entrance and good-faith compliance by such LECs with their statutory obligations evidence that a	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application. However, I should also point out that the lowa board has already made tentative findings that Qwest has violated state and federal law by its failure to file specific agreements which the lowa board has examined. I have a citation to that Docket, if you need it. AT&T, therefore, urges the South Dakota
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive conduct or failed to comply with state and federal telecommunications regulations. Because the success of the market opening provisions of the 1996 depend to a large extent on the cooperation of incumbent LECs, including the BOCs, with new entrance and good-faith compliance by such LECs with their statutory obligations evidence that a BOC has engaged in a pattern of discriminatory	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application. However, I should also point out that the Iowa board has already made tentative findings that Qwest has violated state and federal law by its failure to file specific agreements which the Iowa board has examined. I have a citation to that Docket, if you need it. AT&T, therefore, urges the South Dakota Commission to reopen its 271 Docket in order to
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive conduct or failed to comply with state and federal telecommunications regulations. Because the success of the market opening provisions of the 1996 depend to a large extent on the cooperation of incumbent LECs, including the BOCs, with new entrance and good-faith compliance by such LECs with their statutory obligations evidence that a BOC has engaged in a pattern of discriminatory conduct or disobeying federal and state	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application. However, I should also point out that the lowa board has already made tentative findings that Qwest has violated state and federal law by its failure to file specific agreements which the lowa board has examined. I have a citation to that Docket, if you need it. AT&T, therefore, urges the South Dakota
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive conduct or failed to comply with state and federal telecommunications regulations. Because the success of the market opening provisions of the 1996 depend to a large extent on the cooperation of incumbent LECs, including the BOCs, with new entrance and good-faith compliance by such LECs with their statutory obligations evidence that a BOC has engaged in a pattern of discriminatory	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application. However, I should also point out that the Iowa board has already made tentative findings that Qwest has violated state and federal law by its failure to file specific agreements which the Iowa board has examined. I have a citation to that Docket, if you need it. AT&T, therefore, urges the South Dakota Commission to reopen its 271 Docket in order to
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive conduct or failed to comply with state and federal telecommunications regulations. Because the success of the market opening provisions of the 1996 depend to a large extent on the cooperation of incumbent LECs, including the BOCs, with new entrance and good-faith compliance by such LECs with their statutory obligations evidence that a BOC has engaged in a pattern of discriminatory conduct or disobeying federal and state	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application. However, I should also point out that the Iowa board has already made tentative findings that Qwest has violated state and federal law by its failure to file specific agreements which the Iowa board has examined. I have a citation to that Docket, if you need it. AT&T, therefore, urges the South Dakota Commission to reopen its 271 Docket in order to allow the Commission to investigate the secret agreements case itself and to receive evidence on
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive conduct or failed to comply with state and federal telecommunications regulations. Because the success of the market opening provisions of the 1996 depend to a large extent on the cooperation of incumbent LECs, including the BOCs, with new entrance and good-faith compliance by such LECs with their statutory obligations evidence that a BOC has engaged in a pattern of discriminatory conduct or disobeying federal and state telecommunications regulations would tend to undermine our confidence that a BOC's local market	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application. However, I should also point out that the Iowa board has already made tentative findings that Qwest has violated state and federal law by its failure to file specific agreements which the Iowa board has examined. I have a citation to that Docket, if you need it. AT&T, therefore, urges the South Dakota Commission to reopen its 271 Docket in order to allow the Commission to investigate the secret agreements case itself and to receive evidence on those secret agreements as they relate to Qwest's
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	These agreements all relate to interconnection terms and conditions, and they are all subject to the filing requirements of 251 and 252 of the Federal Telecommunications Act. By failing and refusing to file these agreements Qwest has violated federal law. Violations of federal law are directly pertinent to this Commission's examination of Qwest's 271 application. And, in fact, to quote the FCC directly on this they said, "Furthermore, we would be interested in evidence that a BOC applicant has engaged in discriminatory or other anti-competitive conduct or failed to comply with state and federal telecommunications regulations. Because the success of the market opening provisions of the 1996 depend to a large extent on the cooperation of incumbent LECs, including the BOCs, with new entrance and good-faith compliance by such LECs with their statutory obligations evidence that a BOC has engaged in a pattern of discriminatory conduct or disobeying federal and state telecommunications regulations would tend to	3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	process. In other words, while Qwest was collaborating with some CLECs publicly, it was also being, I guess, more collaborative with others privately. Clearly this does not promote the overall collaboration which was supposed to have occurred, but instead it undermines it. In short, AT&T believes that the existing record relating to these secret agreements at the very least pardon me, at the very least warrants consideration of those agreements in the context of Qwest's 271 application. However, I should also point out that the Iowa board has already made tentative findings that Qwest has violated state and federal law by its failure to file specific agreements which the Iowa board has examined. I have a citation to that Docket, if you need it. AT&T, therefore, urges the South Dakota Commission to reopen its 271 Docket in order to allow the Commission to investigate the secret agreements case itself and to receive evidence on

Cas	Case Compress				
	17		19		
1	may have at this point.	1	to be filed.		
2	CHAIRMAN BURG: I'm going to turn	2	The second point I would like to talk about is		
3	this discussion over to Rolayne Wiest, who was the	3	in light of this ambiguity what is Qwest doing to		
4	Hearing Officer. I intended to do that before we	4	try to remove this issue from the table while the		
5	started, but I'm to it at this time.	5	FCC is going to be looking at this very standard.		
6	Rolayne.	6	What is Qwest doing to resolve on a going forward		
7	MS. AILTS WIEST: I did have a	7	basis that there isn't going to be any doubt as to		
8	couple of questions of AT&T before we go on to	8	its compliance with any one standard under 252.		
9	Qwest.	9	And, thirdly, I'd like to talk about the 271		
10	My first question to AT&T is, is AT&T aware we	10	implications of this issue. First, Section 252(a)		
11	never closed the proceedings to begin with?	11	of the Telecom Act does require the filing of		
12	MR. WITT: Your Honor, yes, I am.	12	"interconnection agreements." Those		
13	And the fact of the matter is what we are kind of	13	interconnection agreements that are negotiated		
14	hoping here is that I styled this as a motion to	14	among the parties are subject to a 90 day approval		
15	reopen the proceedings in view of the fact that I	15	standard.		
16	was uncertain really as to the status of the record	16	Now the Act does not define what an		
17	in those proceedings.	17	interconnection agreement is. It doesn't say that		
18	Mainly what we are interested in doing is	18	all agreements between ILECs and CLECs must be		
19	allowing additional evidence in. And I don't want	19	granted, simply that interconnection agreements		
20	to just present that evidence and then be told, you	20	must be filed under the 90-day approval process.		
21	know, you're too late. I would rather ask the	21	And I would suggest that the 90-day approval		
22 23	permission of the Commission in order to proceed.	22 23	process is also very important in trying to		
	MS. AILTS WIEST: And then a second	23 24	interpret the kinds of agreements that are		
24 25	question, is AT&T aware that the Commission asked	24 25	"interconnection agreements" and the other kind of agreements that don't necessarily have to be filed		
20	these questions of Qwest at the 271 hearing and	25			
	18		20		
	requested that all of those agreements be filed	1	under 252(a).		
2	with the Commission?	2	Now Qwest has its view and its understanding		
3	MR. WITT: Now that I was not aware	3	of what Section 252(a) requires and it comes from		
4		4	the language of 252(a) itself. And we believe that		
5	MS. AILTS WIEST: Are you aware that	5 6	all the agreements that we're in full compliance to the extent that we have filed agreements with the		
	Qwest filed them today? MR. WITT: No. Obviously, no, I'm	0	Commission there within 252(a). To the extent		
8	not aware that they filed them today. I haven't	8	there are other agreements we have with the CLECs,		
9	been there.	9	those are not within the filing requirements of		
10	MS. AILTS WIEST: And I believe	10	252(a). But at the very least there's tremendous		
11	Eschelon is one of the agreements that was	11	ambiguity as to what the standard is.		
12	included. I have not had an opportunity to go	12	AT&T is basing a large part of its motion upon		
13	through all of them.	13	the Minnesota proceedings. Well, the expert that		
14	Go ahead, Qwest.	14	the Minnesota Department of Commerce retained there		
15	MR. LUNDY: Thank you. Todd Lundy	15	has stated in testimony that the FCC rules really		
16	appearing on behalf of Qwest.	16	do not define what is an Interconnection Agreement		
17	l'd generally like to make three points during	17	that is within 252(a).		
18	my presentation. First I'd like to talk a little	18	And in promulgating or proposing his standard		
19	bit more about this issue, what kind of agreements	19	he had to look at different policies. He had to		
20	are out there and what particular legal standard is	20	create his own standard that he proposed to the		
21	at issue when we're talking about agreements that	21	Commission.		
22	ILECs enter into with CLECs and that, quite	22	In other words, there was no definitive		
23	frankly, there's a large amount of ambiguity as to	23	standard out there today that says, yes, this type		
24		24	of agreement with a CLEC is an Interconnection		
25	•	25	Agreement, this agreement is not.		
		1			

Case Cor			
	21	4	23
1	And there are agreements out there with CLECs	1	uniformity in terms of what standard eventually
2	that ILECs have generally. For instance,	2	comes out is very important.
3	settlement agreements that resolve past disputes,	3	An agreement that an ILEC may enter into in
4	agreements that go to very what I would call	4	South Dakota which is the same as an agreement in
5	granular or minor details of how the businesses	5	Minnesota, there should be the same filing
6	interrelate with each other, agreements as to how	6	requirement that applies to each of those. And
7	to improve provisioning processes.	7	that really should be a national standard, what
8	And there's testimony again in Minnesota,	8	Verizon or Bell South must file under the standard
9	which AT&T is relying upon, where CLEC witnesses	9	should be the same for all ILECs throughout the
10	said, yes, there are certain agreements ILECs have	10	nation.
11	with CLECs that don't fall with 252 and we don't	11	We believe that this is a federal act, it's a
12	believe that comes with the 90-day approval	12	federal statute. The FCC is the agency that's been
13	process, such as an agreement between service	13	in power to interpret what that federal statute
14	managers, how to maybe more efficiently provision a	14	means. So I believe that this question as to where
15	service or settlement agreement that resolves a	15	the line should be drawn is before the correct
16	past dispute.	16	body.
17	But the point of this discussion is that	17	The second thing that Qwest has done is it has
18	before anyone could say that Qwest is in violation	18	announced new policies and commitments while the
19	of Section 252(a), this Commission or another	19	FCC is looking at this issue, again, to remove any
20	Commission would have to determine what that	20	doubt that Qwest is going to be in compliance with
21	standard is. And so far the FCC has not told us	21	anyone's reasonable interpretation of what that
22	what is that standard under 252(a).	22	standard is going to be.
23	Mr. Witt is correct that the lowa board did	23	And those policies have been expressed in a
23	come out with a tentative conclusion. The Arizona	24	letter from our Steven Davis, senior vice-president
25	staff has also made recommendations to its	25	for policy and law, that's been filed with the
2.5		20	
	22		24
1	Commission.	1	state commissions including this one. And I'll
2	What's interesting about the Arizona	2	read from this policy statement.
3	recommendation is they applied a very broad	3	Mr. Davis, he has stated that "Qwest will file
4	standard, but even under that very broad standard	4	all contracts, agreements, or letters of
5	approximately 1 out of the 4 agreements that we did	5	understanding between Qwest Corp and CLECs that
6	submit for their review said it came within the	6	create obligations to meet the requirements of
7	Section 252(a) filing requirements, which means the	7	Section 251(b) or (c) on a going-forward basis. We
8	other three quarters in their view under, again, a	8	believe that commitment" this is the standard he
9	very broad standard did not.	9	just referred to "goes well beyond the
10	They also stated in their recommendation	10	requirement of Section 252(a). However, we will
11	there's no evidence Qwest did not act in good faith	11	follow it until we receive a decision from FCC on
12	in terms of trying to understand what the standard	12	the appropriate line drawing in this area. Unless
13	was and how they have filed their agreements.	13	requested by this Commission, Qwest does not intend
14	So in light of these ambiguities what is Qwest	14	to file routine day to day paperwork or for
15	doing on a going forward basis to take this issue	15	specific services or settlements of past disputes
16	off the table. And it's done a number of things.	16	that do not otherwise meet the above definition."
17	The first is Qwest filed back in October a	17	Although Mr. Davis does not mention in his
18	petition for declaratory ruling with the FCC asking	18	letter, we are also very willing to meet with the
19	for a substantive ruling as to what is the	19	staffs if we have agreements where there's
20	guideline under 252(a), what is a "Interconnection	20	ambiguity upon which side of the line this
21	Agreement" that is subject to the 90 day filing	21	particular agreement may fall, we will be willing
22	requirement.	22	to submit the agreement to the staffs and work with
23	Opening comments were filed May 29, 2002.	23	them under seal, if necessary, to get some guidance
23	Reply comments under a revised schedule are due, l	23	as to whether a particular agreement needs to be
25	believe, June 20, next week. And we believe that	25	filed with the state Commission under the 90-day
20	Delieve, Julie ZO, Hext week. And we believe tildt	<u></u>	mod with the state commission under the 30-udy

25 1 state Commission has not reviewed all the relevant evidence and testimory to decide what the cost should be / would suggest not. 2 address a couple op sints raised by ATST. 2 should be / would suggest not. 3 address a couple op sints raised by ATST. 5 should be / would suggest not. 4 address a couple op sints raised by ATST. 5 should be / would suggest not. 6 I believe the algobian and in that (west extered into an agreement which has been filed with the Correlation and in return for that 6 W.D. West setter has sub off the supresent, what it are is in the rems of that 9 Exchedin was believe the term was silenced in the 271 proceedings. 1 state that be the correlation of this states that have been granted 271 actionary withing represent, what it are is in the rems of that 1 states that have been granted 271 actionary withing: 10 will agree to create an implementation plan, that is how two companies are to work together to disputes. and they also will work together to disputes. and they also will work together to the correlation may the scheding and working with 3 1 states that have been granted 271 actionary with states that web end provision gronoses and the scheding and working with 3 2 10 that that scheding was not have to ready and its tate meating and working with 3 2 5 2 <	Case C	Case Compress				
2 In light of that, what are the 271 2 evidence and testimory to decide what the cost 3 implications of this issue? First Id like to 3 4 address a couple of points raised by XI&T, 5 5 particularly the Eschelon agreement that it was cooperating 5 6 Ibelieve the largement that it was cooperating 7 8 more fully with Eschelon and in return for that 9 9 Eschelon was I believe the term was silenced in the 9 10 Well, that agreement, what it ags is that Qwart and Eschelon 10 11 two two comparies are to work together to 10 12 the Commission, if you read the terms of that 12 13 well agree ment which has been filed with 11 14 the Commission, if you read the terms of that 12 15 is how two comparies are to work together to 13 of what that standing is is that a barrine to 211 14 well agree ment is sub a barrine to 211 Iwould suggest not. 14 15 is how two comparies are to work together to 15 is how two comparises are out to teologing.		25		27		
3 implications of this issue? Frail for like to address a ouple of points raised by AT&T, 3 should he? I would suggest not: 4 address a ouple of points raised by AT&T, 4 So what are the 221 implications of this 5 particularly the Eschelon agreement. 5 issue? Again, the polcies as amounced by 6 The enter into an agreement that it was cooperating area fully with Eschelon and in return for that 8 Mr. Dawis letter bas taken the proper 9 Eschelon was I believe the term was silenced in the 271 proceedings. 10 assurances of 252(a) regardless of what kind of 11 Well, that agreement that it ways is that Qwest and Eschelon agreement, what it says is that Qwest and Eschelon advelop a multi-state interconnection Agreement. 11 Is the wild agreement advest of that advelop a multi-state interconnection Agreement. 10 evelop a multi-state interconnection Agreement. 12 Is the viscon agreement. 12 11 hew change for the Eschelon agreement. 12 Is the state the level Cos and the case and the saw and the eschere in advert be 210 and 250 molection. 12 12 would aggest to advert by aggested duite strongly that they clocking thadvert by advel by advelop a multi-state advert by advect is meetin	1	filing requirement.		state Commission has not reviewed all the relevant		
4 address a couple of points raised by AT&T, 4 So what are the 271 implications of this 5 particularly the Eschelon are prevent. 5 6 I befieve the alligations are that Qwest 6 Mr. David's left has taken the issue of the 7 entered into an agreement that it was cooperating 7 Eable until the FCC rules ont. Agran, I believe 8 more fully with Eschelon and in return for that 8 Her CO is the body to address what is the proper 9 Eschelon was I believe the term was silenced in the 9 standard there is going to be. 11 Walt, fad agreement, what it was is hat Qwest and Eschelon 10 is the unified agreement is used. Not badress 13 west, set as a implementation plan, that 11 is the unified agreement issue and resolution 14 will agree to creats an implementation plan, that 14 I would suggest not. There's been about 12 or 13 14 well as suggest a work together to 15 states that have been granted 2.1 aubordy without 15 in exchange for that Eschelon says they wont 20 Co in its Geargia, Louisian or der 20 then Eschelon has every ability to say we have no 10 The FCC in its Geargia, Louisian or der 21 the ask well o geargin adverking with a 22 So 211 has been granted zbeenta nuling by the	2	In light of that, what are the 271		evidence and testimony to decide what the cost		
5 particularly the Exchain agreement. 5 issue? Again, the policies a samonced by 6 I believe the allegations are that Qwest 6 Mr. Davids letter has taken the issue off the 7 antered into an agreement. That it was cooperating 7 table until the FCC rules on it. Again, I believe 8 more fully with Excession in return for that 8 the FCC is the body to address what is the proper 9 Eschelon vas i believe the term was silenced in the 9 standard under Section 252(a). There is the 11 Wall, that agreement which has been filed with 11 12 Is the unitid agreement is issue and resolution 12 is how two companies are to work together to 13 is the unitid agreement is Eachelon say with aget services awell as to how to resolve 13 isputes. And they also will work together to 16 states that have been granted CLES to settle 14 would suggest there's nothing wrong with 12 states that have been granted CLES to settle 15 isputes. And they also will work is meeting 20 The FCC in its Georgia. Louidiasuna order 12 the tervision services and the avery working itsues. 20 The FCC in its Georgia. Louidiasuna order 21 theat, that whe	3	implications of this issue? First I'd like to	3.	should be? I would suggest not.		
6 I believe the allegations are that Qwest 6 Mr Daw's letter has taken the issue off the table until the FCC rules on it. Again, I believe the FCC is the body to address what is the proper standard under Section 252(a), frageraless of what kind and securates of 25(a), fegaraless of what kind and securates of securates of securates securates of securates of securates securates of securates securates of securates of securates securates of securates securates of securates of securates securates of securates securates of securates securates of securates securates of securates securates of securates securates of securates sec	4	address a couple of points raised by AT&T,	4	So what are the 271 implications of this		
7 entered into an agreement that it was cooperating more fully with Escheion and in return for that 9 table until the FCC rules on it. Again, I believe the FCC is the body to address what is the proper 9 8 more fully with Escheion and in return for that 9 standard underss what is the proper 9 9 Eschein was bieleve the term was selenced in the 271 proceedings. 10 11 Well, that agreement which has been filed with 13 11 12 the cormission, if you read the terms of thet 13 11 13 agreement, what it says is that Qwest and Eschelon 14 11 14 unuid suggest not. There's been about 12 or 13 15 is how two companies are to work together to 15 15 16 provision savices as will as to how to resolve 17 17 17 provis on savices as will as to how to resolve 18 18 18 develop a multi-state Interconnection Agreement. 19 18 19 nexchange for that Eschelon as yet hey won't 20 20 20 propose the 271 application. 21 20 21 the ESchelon has every ability to say we have no 22 24 24 then Eschelon has every ability to say we have no 23 24 25 the 251 and 252 is to the same level. 23 24 26 72 the ESchelon And if it's, 24 26 72	5	particularly the Eschelon agreement.	5	issue? Again, the policies as announced by		
8 more fully with Eschelon and in return for that 8 the FCC is the body to address what is the proper standard under Section 252(a). There is the 10 9 Eschelon was i believe the term was silence in the 21 Well, that agreement, which has been field with 12 10 saturances of 25(a). There is the 10 11 11 Well, that agreement, what is ays is that Qwest and to provision services as well as to how to resolve 11 11 11 11 11 12 or yow is on services as well as to how to resolve 13 12 13 13 14	6	I believe the allegations are that Qwest		Mr. Davis's letter has taken the issue off the		
9 Eschelon was I believe the term was silenced in the 271 proceedings. 9 standard under Settlog 11 Well, that agreement which has been filed with 12 the commission, if you read the terms of that 13 12 the commission, if you read the terms of that 13 12 13 agreement, what it says is that Qwest and Eschelon 14 11 12 the unfield agreement siscue and resolution of what that standard is, is that a barrier to 271? 14 works use as well as to how to resolve 15 14 I would suggest not. There's been about 12 or 13 16 provision services as well as to how to resolve 16 17 I would suggest not. There's been about 12 or 13 16 provision services as well as to how to resolve 17 16 provision services. Not be 18 17 develop a multi-state interconnection Agreement. that 19 10 cases or resolve provisioning is uses. 20 oppose the 271 application. 21 suggestad quit strongly that they're looking 16 21 Well, I suggest there's nothing wrong with 22 22 16 FCC or the state commission as to what the 252(a) 23 And whenever Qwest :	7	entered into an agreement that it was cooperating	7	table until the FCC rules on it. Again, I believe		
10 271 proceedings. 10 assurances of 252(a) regardless of what kind of 11 Well, that agreement, what it says is that Qwest and Eschelon 11 11 is the diffed agreements issue and resolution 13 agreement, what it says is that Qwest and Eschelon 13 of what that standard there is going to be. 14 15 15 15 15 <td< td=""><th>8</th><td>more fully with Eschelon and in return for that</td><th>8</th><td>the FCC is the body to address what is the proper</td></td<>	8	more fully with Eschelon and in return for that	8	the FCC is the body to address what is the proper		
11 Well, that agreement which has been filed with 11 11 12 the Commission, if you read the terms of that 12 is the unfiled agreement, situe and resolution 13 agreement, which is asy is that / west and Eschelon 13 is the unfiled agreement is sue and resolution 14 will agree to create an implementation plan, that 14 14 is the unfiled agreement is sue and resolution 15 is how two companies are to work together to 15 states that have been granted 271 authority without 16 provision services as well as to how to resolve 16 provision services. Not beenging 17 disputes. And they also will work together to 17 provision services. Not beenging 17 18 develop a multi-state interconnection Agreement, that Qwest is meeting 20 20 20 20 20 oppose the 271 application. 21 suggested cuite stronging on a 22 21 that the Qwest is meeting and working with a 22 forward to Bell South cooperating on a 23 22 the 251 and 252 needs of Eschelon. And if it is, 25 So 271 has been granted absent a ruling by the 23 And whenever Qwest- as the testimory in	9	Eschelon was I believe the term was silenced in the	9	standard under Section 252(a). There is the		
12 the Commission, if you read the terms of that 12 is the unfiled agreements issue and resolution 13 agreement, what it says is that Qwest and Eschelon 13 of what that standard is, is that a barrier to 271? 14 will agree to create an implementation plan, that 14 14 I would suggest not. There's been about 12 or 13 15 is how two companies are to work together to 15 states that have been granted 271 authority without 16 provision services as well as to how to resolve 17 I would suggest not. There's been about 12 or 13 17 develop a multi-state interconnection Agreement. 18 that they are working with heir CLECs to settle 10 oppose the 271 application. 20 The FCC fin its Georgia, Louisiana order 12 that, that when Qwest is meeting and working with a 22 The FCC to it its Georgia, Louisiana order 24 Interconnection Agreement, that Qwest is meeting and working with a company like to develop a multi-state 26 28 25 the Eschelon has every ability to say we have no 2 1 FCC or the state commissions as to what the 252(a) 26 the CLE and trying the state state and was not rebutted, when Qwest 5 Six dates have looked at the exact 4 26	10	271 proceedings.	10	assurances of 252(a) regardless of what kind of		
13 agreement, what it says is that Qwest and Eschelon 13 of what that standard is, is that a barrier to 271? 14 will agree to create an implementation plan, that 14 I would suggest in C. There's been about 12 or 13 15 is how two companies are to work together to 15 states that have been granted 271 authority without 16 provision services as well as to how to resolve 16 the FCC finally deciding this issue. Not being 17 disputes. And they also will work together to 16 the FCC finally deciding this issue. Not being 18 develop a multi-state Interconnection Agreement, that Qwest is meeting 20 The FCC in its Gergia, Louisian order 20 cprose the 271 application. 21 the e251 and 252 needs of Eschelon. And if it is, 25 21 then Eschelon has every ability to say we have no 26 1 FCC or the state commissions as to what the 252(a) 23 And whenever Qwest as the testimony in 3 states have ruled. And if's been denied by 24 there Schelon to improve the 5 Six states have ruled. And it's been denied by 24 processes for and 271, coes that in any way impinge 1 1 the the S22(a) fling standard. But 3	11	Well, that agreement which has been filed with	11	standard there is going to be.		
13 agreement, what it says is that Qwest and Eschelon 13 of what that standard is, is that a barrier to 271? 14 will agree to create an implementation plan, that 14 I would suggest not. There's been about 12 or 13 15 is how two companies are to work together to 15 is that a barrier to 271? 16 is how two companies are to work together to 16 states that have been granted 271 authority without 16 develop a multi-state Interconnection Agreement, that the CLECs to settle 17 provisioning problems. 17 well, suggest there's nothing wrong with 20 The FCO in its Georgia, Louisian a order 18 develop a multi-state 20 The FCO in its Georgia, Louisian a order 18 cases or resolve provisioning problems. 20 The FCO in its Georgia, Louisian a order 20 that the state. 18 forward to Bell South cooperating on a 21 then Eschelon has every ability to say we have no 26 1 FCC or the state commissions as to what the 252(a) 22 and whenever Qwest as the testimony in 3 standard is. Six other states have looked at the exact 23 And whenever Qwest as the testimony in 18 Six states	12	the Commission, if you read the terms of that	12	is the unfiled agreements issue and resolution		
14 will agree to create an implementation plan, that 14 I would suggest not. There's been about 12 or 13 15 is how two companies are to work together to 15 states that have been granted 271 authority without 16 provision services as well as to how to resolve 16 the FCC finally deciding this issue. Not being 17 disputes. And they also will work together to 17 provision services as well as to how to resolve 18 develop a multi-state Interconnection Agreement. 18 that they are working with ther' CLECs to settle 20 oppose the 271 application. 20 The FCC in its Georgia, Louisiana order 21 Well, I suggest metring and working with a 22 forward to Bell South cooperating on a 22 then Eschelon has every ability to say we have no 26 7 23 need to participate in Section 271 proceedings. 3 Six other states have looked at the exact 3 Minesota stated and was nor rebutted, when Qwest 5 Six states have ruled. And it's been denied by 4 Minesota state the same level. 7 Processes for and ICLECs rise there, the 5 7 processes on on CLEC and not for another. So if we 9 And is s correct thal tow	13		13	of what that standard is, is that a barrier to 271?		
16 provision services as well as to how to resolve 16 the FCC finally deciding this issue. Not being 17 disputes. And they also will work together to 17 privy to what Verzion or SBC does, I would assume 18 develop a multi-state Interconnection Agreement. 18 that they are working with their CLEOs to settle 19 In exchange for that Eschelon says they wort 20 The FCC infally deciding this issue. Not being 20 oppose the 271 application. 20 The FCC infally deciding this issue. Not being 21 Well, I suggest there's nothing wrong with 20 The FCC infally deciding this issue. Not being 22 and they also will work together to 10 The FCC infally deciding this issue. Not being 23 CLEC and trying to develop a multi-state 20 The FCC infally deciding this issue. Not being 24 Interconnection Agreement, that Qwest is meeting 21 for and the 251 needs of Eschelon. And if it is, 25 So 271 has been granted absent a ruling by the 25 the 251 and 252 needs of Eschelon. And if it is 28 So 271 has been granted absent a ruling by the attest resord is so the state so provisioning processes and the services there, the 5 Six other states h	14	• • •	14	I would suggest not. There's been about 12 or 13		
16 provision services as well as to how to resolve 16 the FCC finally deciding this issue. Not being 17 disputes. And they also will work together to 17 privy to what Verzion or SBC dees, I would assume 18 develop a multi-state interconnection Agreement. 18 that they are working with their CLEOs to settle 20 oppose the 271 application. 20 The FCC influg verzion or SBC dees, I would assume 21 Well, I suggest there's nothing wrong with 20 The FCC influg verzion or SBC dees, I would assume 22 and they also will work together to 19 cases or resolve provisioning issues. The FCC influg verzion or SBC dees, I would assume 23 oppose the 271 application. 20 The FCC influg verzion or SBC dees, I would assume 24 interconnection Agreement, that Qwest is meeting 21 forward to Bell South cooperating on a 25 the 251 and 252 needs of Eschelon. And if it is, 26 So 271 has been granted absent a ruling by the 26 and whenever Qwest - as the testimory in 3 Six other states have looked at the exact 3 And whenever Qwest - as the testimory in 3 Six other states have looked at the exact 4 Minnesota stated and was not rebutt	15	is how two companies are to work together to	15	states that have been granted 271 authority without		
17 disputes. And they also will work together to 17 privy to what Verizon or SBC does, I would assume 18 develop a multi-state interconnection Agreement. 18 that they are working with their CLEOs to settle 19 In exchange for that Eschelon says they won't 19 cases or resolve provisioning issues. 20 coppose the 271 application. 20 The FCC in its Georgia, Louisian order 21 Well, I suggest there's nothing wrong with 21 suggested outers stabion with the CLECs to settle 21 that, that when Qwest is meeting and working with a 22 forward to Bell South cooperating on a 22 the 251 and 252 needs of Eschelon. And if it is, 25 So 271 has been granted absent a ruling by the 23 CLE cand trying to develop a multi-state 28 24 then Eschelon has every ability to say we have no 1 FCC or the state commissions as to what the 252(a) 25 the Schelon to improve the schelon to improve the for provisioning processes and the services there, the provisioning processes and the services there, the provisioning processes or one CLEC and not for another. So if we provisioning processes, those go to the same level. 7 Six states have looked at the exact 36 That is, a company like Eschelon to improve our 1 notion	16		16	the FCC finally deciding this issue. Not being		
18 develop a multi-state Interconnection Agreement. 18 that they are working with their CLECs to settle cases or secolise provisioning issues. 19 in exchange for that Eschelon says they won't 19 cases or secolise provisioning issues. 20 oppose the 271 application. 20 The FCC in its Georgia, Louisiana order suggested quite strongly that they're looking forward to Bell South cooperating on a business-to-business fashion with the CLECs to resolve provisioning problems. 21 Well, I suggest there's nothing wrong with a 23 CLEC and trying to develop a multi-state 23 22 thereconnection Agreement, that Qwest is meeting and working with a 25 26 28 23 then Eschelon has every ability to say we have no 2 1 So 271 has been granted absent a ruling by the 252(a) states have looked at the exact 3 And whenever Qwest as the testimory in 2 3 Six other state commissions as to what the 252(a) states have looked at the exact 4 Minnesota stated and was not rebutted, when Qwest thre, the 2 7 every state that has ruled: Colorado, Montana, 8 7 processes for all CLECs rise to the same level. 7 every state that has ruled: Colorado, Montana, 8 8 That is, a company like Qwest cart have a 1 8 Nebtraska, North Dakota, Wyomining, and Iowa. 4	17	disputes. And they also will work together to	17	privy to what Verizon or SBC does, I would assume		
20oppose the 271 application.20The FCC in its Georgia, Louisiana order21Well, I suggest there's nothing wrong with21suggested quite strongly that they're looking22that, that when Qwest is meeting and working with a22forward to Bell South cooperating on a23CLEC and trying to develop a multi-state2424Interconnection Agreement, that Qwest is meeting2425the 251 and 252 needs of Eschelon. And if it is,26262827then Eschelon has every ability to say we have no128need to participate in Section 271 proceedings.23And whenever Qwest - as the testimony in34Minnesota stated and was not rebutted, when Qwest45works with a company like Eschelon to improve the56provisioning processes and the services there, the77process for all CLECs rise to the same level.78That is, a company like Qwest can't have a89process for one CLEC and not for another. So if we910are working with Eschelon to improve our1011provisioning processes, those go to the benefit of1112all OLECs, again a pro 271 interest1213I would suggest that even if Eschelon did not1314participate Cost dockets are a good1515what this Commission and other state commissions1616have done in 271? 271 has been a very1617comprehe	18		18	that they are working with their CLECs to settle		
21Well, I suggest there's nothing wrong with 22 23 24 24 2521suggested quite strongly that they're looking forward to Bell South cooperating on a business-to-business fashion with the CLCs to resolve provisioning problems.22 24 251then Eschelon has every ability to say we have no need to participate in Section 271 proceedings. 3 And whenever Quest - a sit the testimony in 426 26 27 27 2828 28 20 20 21 21 22 22 22 2828 22 22 2828 22 28 22 28 22 28 22 28 29 20 20 20 21 21 22 22 23 2126 28 22 28 22 28 22 28 29 20 20 20 21 22 28 22 28 22 28 29 20 20 20 20 20 21 22 22 23 23 2428 26 26 26 26 26 26 27 26 27 28 29 20 20 20 20 20 21 21 22 22 22 21 22 22 23 2421 21 22 21 22 22 22 22 23 2421 22 22 21 22 22 23 2421 22 22 21 22 22 23 2421 22 22 22 23 2421 22 23 2421 22 24 2421 22 24 2421 22 24 2421 22 24 2421 22 24 2421 24 2421 24 2421 24 2421 24 2421 24 2421 24 2421 24 2421 24 2421 24 2421 24 2422 24 2421 24 2421 24 2421 24 2422 24 2421 24 24 <t< td=""><th>19</th><td>In exchange for that Eschelon says they won't</td><th>19</th><td>cases or resolve provisioning issues.</td></t<>	19	In exchange for that Eschelon says they won't	19	cases or resolve provisioning issues.		
22that, that when Qwest is meeting and working with a CLEC and trying to develop a multi-istate Interconnection Agreement, that Qwest is meeting the 251 and 252 needs of Eschelon. And if it is, 262226281then Eschelon has every ability to say we have no need to participate in Section 271 proceedings. And whenever Qwest as the testimony in 412need to participate in Section 271 proceedings. 52283And whenever Qwest as the testimony in 434Minnesota stated and was not rebutted, when Qwest 52standard is. Six other states have looked at the exact motion that AT&T has filed with the South Dakota Commission. The motion was filed in nine states. Six states have ruled. And it's been denied by every state that has ruled: Colorado, Montana, Nebraska, North Dakota, Wyorning, and Iowa. 99process for one CLEC and not for another. So if we a re working with Eschelon to improve the 111011provisioning processes, those go to the benefit of 111112all CLECs, again a pro 271 interest. 121213I would suggest that even if Eschelon did not 141314participate in 271, 271 has been a very 161616have done in 271? 271 has been a very 161616have done in 271? 271 has been a very 171616have dones in 271? 271 has been a very 181616have dones in 271? 271 has been a very 181617comprehensive process, testimony, hearings, 171718briefing,	20	oppose the 271 application.	20	The FCC in its Georgia, Louisiana order		
23 CLEC and trying to develop a multi-state 23 24 Interconnection Agreement, that Qwest is meeting 24 25 the 251 and 252 needs of Eschelon. And if it is, 25 26 26 27 and whenever wastlity to say we have no 1 28 FCC or the state commissions as to what the 252(a) 3 And whenever Qwest as the testimony in 3 4 Minnesota stated and was not rebutted, when Qwest 4 5 works with a company like Eschelon to improve the 5 6 provisioning processes and the services there, the 7 7 process for one CLEC and not for another. So if we 8 9 process for one CLEC and not of ranother. So if we 9 11 provisioning processes, those go to the benefit of 11 12 all CLECs, again a pro 271 interest. 12 13 I would suggest that even if Eschelon did not 13 14 participate in 271, does that in any way impinge 14 15 what this Commission and other state commissions 15 16 have done in 271? 77 has been a very 16 17	21		21	suggested quite strongly that they're looking		
24Interconnection Agreement, that Qwest is meeting 2524resolve provisioning problems. So 271 has been granted absent a ruling by the25the 251 and 252 needs of Eschelon. And if it is, 2626281then Eschelon has every ability to say we have no need to participate in Section 271 proceedings. And whenever Qwest as the testimony in 41FCC or the state commissions as to what the 252(a) standard is. Six other states have looked at the exact motion that AT&T has filed with the South Dakota Commission. The motion was filed in nine states.5works with a company like Eschelon to improve the 6for all CLECs rise to the same level. 7for all CLECs rise to the same level. 78That is, a company like Qwest can't have a 9grocesses for one CLEC and not for another. So if we 10are working with Eschelon to improve our 11for all CLECs, rise to the benefit of 11for all CLECs, rise to the benefit of 12all CLECs, again a pro 271 interest. 12for all CLECs, rise to the same level. 13for all CLES, rise to the benefit of 14for all cless, again a pro 271 interest. 14for all cless, again a pro 271 interest. 15for all cless, agreements should be filed under 252(a), fling standard. But even though they found those agreements should be filed under 252(a), they denied AT&T's motion to reopen the 271 process. 15for all club agreest that process, l would 1414participate in 271. / abseen a very 15for all club agreest that process, l would 1	22	that, that when Qwest is meeting and working with a	22	forward to Bell South cooperating on a		
25the 251 and 252 needs of Eschelon. And if it is,25So 271 has been granted absent a ruling by the26281then Eschelon has every ability to say we have no1282need to participate in Section 271 proceedings.233And whenever Qwest as the testimony in334Minnesota stated and was not rebutted, when Qwest335works with a company like Eschelon to improve the5Six other states have looked at the exact6provisioning processes and the services there, the7processes for all CLECs rise to the same level.7process for one CLEC and not for another. So if we9And lowa is particularly significant because9process for one CLEC and not for another. So if we9And lowa is particularly significant because11provisioning processes, those go to the benefit of11entrative ruling. It was their judgment that there12all CLECs, again a pro 271 interest.12ara evorying and lowa.13I would suggest that even if Eschelon did not13there tau are certain agreements that were before them that14participate in 271, does that in any way impinge14even though they found those agreements should be15what this Commission and other state commissions15fiel dunder 252(a), they denied AT&T's motion to16have done in 271? 271 has been a very16reopen the 271 process.17comprehensive process, testimony, hearings,1718briefing, e	23	CLEC and trying to develop a multi-state	23	business to business fashion with the CLECs to		
26281then Eschelon has every ability to say we have no12need to participate in Section 271 proceedings.23And whenever Qwest as the testimony in34Minnesota stated and was not rebutted, when Qwest35works with a company like Eschelon to improve the56provisioning processes and the services there, the67processes for all CLECs rise to the same level.78That is, a company like Qwest can't have a89process for one CLEC and not for another. So if we910are working with Eschelon to improve our1011provisioning processes, those go to the benefit of1112all CLECs, again a pro 271 interest.1213I would suggest that even if Eschelon did not1314participate in 271, does that in any way impinge1415what this Commission and other state commissions1516have done in 271? 271 has been a very1617comprehensive process, testimony, hearings,1718briefing, extremely comprehensive, and the1819suggestion that nonparticipation by one CLEC in one1020docket somehow impairs that process, I would2021respectfully disagree.2122AT&T may choose for many generic type dockets2324example. If AT&T doesn't participate in a cost24	24	Interconnection Agreement, that Qwest is meeting	24	resolve provisioning problems.		
1then Eschelon has every ability to say we have no need to participate in Section 271 proceedings.1FCC or the state commissions as to what the 252(a) standard is.3And whenever Qwest as the testimony in 43standard is.4Minnesota stated and was not rebutted, when Qwest 54Six other states have looked at the exact motion that AT&T has filed with the South Dakota Commission. The motion was filed in nine states.6provisioning processes and the services there, the processes for all CLECs rise to the same level.77process for one CLEC and not for another. So if we 9910are working with Eschelon to improve our 111011provisioning processes, those go to the benefit of 111112all CLECs, again a pro 271 interest.1213I would suggest that even if Eschelon did not 141314participate in 271, does that in any way impinge 151415what this Commission and other state commissions 161516have done in 271? 271 has been a very 161617comprehensive process, testimony, hearings, 171718briefing, extremely comprehensive, and the suggestion that nonparticipation by one CLEC in one 191819suggestion that nonparticipation by one CLEC in one 191920docket somehow impairs that process, I would respectfully disagree.2121respectfully disagree.2122AT&T may choose for many generic type dockets 232324	25	the 251 and 252 needs of Eschelon. And if it is,	25	So 271 has been granted absent a ruling by the		
1then Eschelon has every ability to say we have no need to participate in Section 271 proceedings.1FCC or the state commissions as to what the 252(a) standard is.3And whenever Qwest as the testimony in 43standard is.4Minnesota stated and was not rebutted, when Qwest 54Six other states have looked at the exact motion that AT&T has filed with the South Dakota Commission. The motion was filed in nine states.6provisioning processes and the services there, the processes for all CLECs rise to the same level.77process for one CLEC and not for another. So if we 9910are working with Eschelon to improve our 111011provisioning processes, those go to the benefit of 111112all CLECs, again a pro 271 interest.1213I would suggest that even if Eschelon did not 141314participate in 271, does that in any way impinge 151415what this Commission and other state commissions 161516have done in 271? 271 has been a very 161617comprehensive process, testimony, hearings, 171718briefing, extremely comprehensive, and the suggestion that nonparticipation by one CLEC in one 191819suggestion that nonparticipation by one CLEC in one 191920docket somehow impairs that process, I would respectfully disagree.2121respectfully disagree.2122AT&T may choose for many generic type dockets 232324		26		28		
2need to participate in Section 271 proceedings.2standard is.3And whenever Qwest as the testimony in3Six other states have looked at the exact4Minnesota stated and was not rebutted, when Qwest4motion that AT&T has filed with the South Dakota5works with a company like Eschelon to improve the5Six other states have looked at the exact6provisioning processes and the services there, the6Six states have ruled. And it's been denied by7process for all CLECs rise to the same level.7every state that has ruled: Colorado, Montana,8That is, a company like Qwest can't have a8Nebraska, North Dakota, Wyoming, and Iowa.9process for one CLEC and not for another. So if we9And Iowa is particularly significant because10are working with Eschelon to improve our10Mr. Witt is correct that Iowa came out with a11provisioning processes, those go to the benefit of11tentative ruling. It was their judgment that there12all CLECs, again a pro 271 interest.12are certain agreements that were before them that13I would suggest that a veni if Eschelon did not13did come within the 252(a) filing standard. But14participate in 271? 271 has been a very16reopen the 271 process.15what this Commission and other state commissions17So with that, I'll conclude and take any16have done in 271? 271 has been a very16SAILTS WIEST: Any questions from17comprehensive process, t	1		1			
3And whenever Qwest as the testimony in 43Six other states have looked at the exact motion that AT&T has filed with the South Dakota4Minnesota stated and was not rebutted, when Qwest 54motion that AT&T has filed with the South Dakota5works with a company like Eschelon to improve the processes for all CLECs rise to the same level.5Six states have ruled. And it's been denied by every state that has ruled: Colorado, Montana, 88That is, a company like Qwest can't have a 98Nebraska, North Dakota, Wyoming, and lowa. 99process for one CLEC and not for another. So if we are working with Eschelon to improve our 119And lowa is particularly significant because 1011provisioning processes, those go to the benefit of 12all CLECs, again a pro 271 interest.12are certain agreements that were before them that that a rule is correct that lowa came out with a tentative ruling. It was their judgment that there are certain agreements that were before them that tid come within the 252(a) filing standard. But even though they found those agreements should be filed under 252(a), they denied AT&T's motion to reopen the 271 process.16have done in 271? 271 has been a very to comprehensive process, testimony, hearings, 171718briefing, extremely comprehensive, and the suggestion that nonparticipation by one CLEC in one 201821respectfully disagree.2122AT&T may choose for many generic type dockets 232224example. If AT&T doesn't participate in a cost2324example. If AT&T d	2		2			
4Minnesota stated and was not rebutted, when Qwest4motion that AT&T has filed with the South Dakota5works with a company like Eschelon to improve the5Six states have ruled. And it's been denied by6provisioning processes and the services there, the6Six states have ruled. And it's been denied by7processes for all CLECs rise to the same level.7Six states have ruled. And it's been denied by9process for one CLEC and not for another. So if we9And lowa is particularly significant because10are working with Eschelon to improve our10Mr. Witt is correct that lowa came out with a11provisioning processes, those go to the benefit of11the that ive ruling. It was their judgment that there12all CLECs, again a pro 271 interest.12are certain agreements that were before them that13I would suggest that even if Eschelon did not13did come within the 252(a) filing standard. But14participate in 271, does that in any way impinge14even though they found those agreements should be15what this Commission and other state commissions15filed under 252(a), they denied AT&T's motion to16have done in 271? 271 has been a very16So with that, 'I'll conclude and take any18briefing, extremely comprehensive, and the18MS. AILTS WIEST: Any questions from20docket somehow impairs that process, I would20MS. AILTS WIEST: Any questions from21respectfully disagree.21COMMISSIONER SAHR: I have a </td <th></th> <td></td> <th></th> <td></td>						
5works with a company like Eschelon to improve the provisioning processes and the services there, the processes for all CLECs rise to the same level.5Commission. The motion was filed in nine states.8That is, a company like Qwest can't have a 98Nebraska, North Dakota, Wyoming, and Iowa.9process for one CLEC and not for another. So if we 109And Iowa is particularly significant because10are working with Eschelon to improve our 11101011provisioning processes, those go to the benefit of all CLECs, again a pro 271 interest.11tentative ruling. It was their judgment that there are certain agreements that were before them that did come within the 252(a) filing standard. But even though they found those agreements should be filed under 252(a), they denied AT&T's motion to reopen the 271 process.16have done in 271? 271 has been a very suggestion that nonparticipation by one CLEC in one docket somehow impairs that process, I would 201721respectfully disagree.21COMMISSIONER SAHR: I have a question for Mr. Witt.22AT&T may choose for many generic type dockets 2323MR. WITT: Yes, sir. COMMISSIONER SAHR: After you have a		•	L .			
6provisioning processes and the services there, the processes for all CLECs rise to the same level.6Six states have ruled. And it's been denied by every state that has ruled: Colorado, Montana, Nebraska, North Dakota, Wyoming, and Iowa.8That is, a company like Qwest can't have a 98Nebraska, North Dakota, Wyoming, and Iowa.9process for one CLEC and not for another. So if we 109And Iowa is particularly significant because10are working with Eschelon to improve our 1110Mr. Witt is correct that Iowa came out with a tentative ruling. It was their judgment that there are certain agreements that were before them that did come within the 252(a) filing standard. But even though they found those agreements should be filed under 252(a), they denied AT&T's motion to reopen the 271 process.16have done in 271? 271 has been a very to mission and other state commissions to file, extremely comprehensive, and the suggestion that nonparticipation by one CLEC in one to docket somehow impairs that process, I would to espectfully disagree.1021respectfully disagree. tag21COMMISSIONER SAHR: I have a question for Mr. Witt.23not to participate. Cost dockets are a good texample. If AT&T doesn't participate in a cost23MR. WITT: Yes, sir. COMMISSIONER SAHR: After you have a		·				
7processes for all CLECs rise to the same level.7every state that has ruled: Colorado, Montana,8That is, a company like Qwest can't have a8Nebraska, North Dakota, Wyoming, and Iowa.9process for one CLEC and not for another. So if we9And Iowa is particularly significant because10are working with Eschelon to improve our10Mr. Witt is correct that Iowa came out with a11provisioning processes, those go to the benefit of11tentative ruling. It was their judgment that there12all CLECs, again a pro 271 interest.12are certain agreements that were before them that13I would suggest that even if Eschelon did not13did come within the 252(a) filing standard. But14participate in 271, does that in any way impinge14even though they found those agreements should be15what this Commission and other state commissions15filed under 252(a), they denied AT&T's motion to16have done in 271? 271 has been a very16reopen the 271 process.17comprehensive process, testimony, hearings,17So with that, I'll conclude and take any18briefing, extremely comprehensive, and the18uestions you may have.19suggestion that nonparticipation by one CLEC in one19MS. AILTS WIEST: Any questions from20docket somehow impairs that process, I would20COMMISSIONER SAHR: I have a21respectfully disagree.21COMMISSIONER SAHR: I have a22AT&T may choose for many generic type dockets<						
8That is, a company like Qwest can't have a8Nebraska, North Dakota, Wyoming, and Iowa.9process for one CLEC and not for another. So if we9And Iowa is particularly significant because10are working with Eschelon to improve our10Mr. Witt is correct that Iowa came out with a11provisioning processes, those go to the benefit of11tentative ruling. It was their judgment that there12all CLECs, again a pro 271 interest.12are certain agreements that were before them that13I would suggest that even if Eschelon did not13did come within the 252(a) filing standard. But14participate in 271, does that in any way impinge14even though they found those agreements should be15what this Commission and other state commissions15filed under 252(a), they denied AT&T's motion to16have done in 271? 271 has been a very16reopen the 271 process.17comprehensive process, testimony, hearings,17So with that, I'll conclude and take any18briefing, extremely comprehensive, and the18uestions you may have.19suggestion that nonparticipation by one CLEC in one19MS. AILTS WIEST: Any questions from20docket somehow impairs that process, I would20MR. WITT: Yes, sir.21respectfully disagree.21COMMISSIONER SAHR: I have a22AT&T may choose for many generic type dockets22MR. WITT: Yes, sir.23not to participate. Cost dockets are a good23MR. WITT: Yes, sir. <th>7</th> <td></td> <th>7</th> <td>5</td>	7		7	5		
9process for one CLEC and not for another. So if we are working with Eschelon to improve our 119And lowa is particularly significant because10are working with Eschelon to improve our 1110Mr. Witt is correct that lowa came out with a tentative ruling. It was their judgment that there are certain agreements that were before them that did come within the 252(a) filing standard. But did come within the 252(a) filing standard. But did come within the 252(a) filing standard. But even though they found those agreements should be filed under 252(a), they denied AT&T's motion to reopen the 271 process.16have done in 271? 271 has been a very to mprehensive process, testimony, hearings, to mprehensive process, testimony, hearings, to docket somehow impairs that process, I would conducted to participate. Cost dockets are a good texample. If AT&T doesn't participate in a cost9And lowa is particularly significant because Mr. Witt is correct that lowa came out with a tentative ruling. It was their judgment that there are certain agreements that were before them that did come within the 252(a) filing standard. But even though they found those agreements should be filed under 252(a), they denied AT&T's motion to reopen the 271 process.16have done in 271? 271 has been a very to mprehensive process, testimony, hearings, usuggestion that nonparticipation by one CLEC in one to docket somehow impairs that process, I would tespectfully disagree.9MS. AILTS WIEST: Any questions from the Commission?20docket somehow impairs that process, I would tespectfully disagree.21COMMISSIONER SAHR: I have a question for Mr. Witt.22AT&T may choose for many generic type dockets ta <br< td=""><th>8</th><td>•</td><th>8</th><td></td></br<>	8	•	8			
10are working with Eschelon to improve our10Mr. Witt is correct that lowa came out with a11provisioning processes, those go to the benefit of11tentative ruling. It was their judgment that there12all CLECs, again a pro 271 interest.12are certain agreements that were before them that13I would suggest that even if Eschelon did not13did come within the 252(a) filing standard. But14participate in 271, does that in any way impinge14even though they found those agreements should be15what this Commission and other state commissions15filed under 252(a), they denied AT&T's motion to16have done in 271? 271 has been a very16reopen the 271 process.17comprehensive process, testimony, hearings,17So with that, I'll conclude and take any18briefing, extremely comprehensive, and the18questions you may have.19suggestion that nonparticipation by one CLEC in one19MS. AILTS WIEST: Any questions from20docket somehow impairs that process, I would20the Commission?21respectfully disagree.21COMMISSIONER SAHR: I have a22AT&T may choose for many generic type dockets23MR. WITT: Yes, sir.23not to participate. Cost dockets are a good23MR. WITT: Yes, sir.24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a	1					
11provisioning processes, those go to the benefit of11tentative ruling. It was their judgment that there12all CLECs, again a pro 271 interest.12are certain agreements that were before them that13I would suggest that even if Eschelon did not13did come within the 252(a) filing standard. But14participate in 271, does that in any way impinge14even though they found those agreements should be15what this Commission and other state commissions15filed under 252(a), they denied AT&T's motion to16have done in 271? 271 has been a very16reopen the 271 process.17comprehensive process, testimony, hearings,17So with that, I'll conclude and take any18briefing, extremely comprehensive, and the18questions you may have.19suggestion that nonparticipation by one CLEC in one19MS. AILTS WIEST: Any questions from20docket somehow impairs that process, I would20the Commission?21respectfully disagree.21COMMISSIONER SAHR: I have a22AT&T may choose for many generic type dockets22MR. WITT: Yes, sir.23not to participate. Cost dockets are a good23MR. WITT: Yes, sir.24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a		•	1			
12all CLECs, again a pro 271 interest.12are certain agreements that were before them that13I would suggest that even if Eschelon did not13did come within the 252(a) filing standard. But14participate in 271, does that in any way impinge14even though they found those agreements should be15what this Commission and other state commissions15filed under 252(a), they denied AT&T's motion to16have done in 271? 271 has been a very16reopen the 271 process.17comprehensive process, testimony, hearings,17So with that, I'll conclude and take any18briefing, extremely comprehensive, and the18questions you may have.19suggestion that nonparticipation by one CLEC in one19MS. AILTS WIEST: Any questions from20docket somehow impairs that process, I would20the Commission?21respectfully disagree.21COMMISSIONER SAHR: I have a22AT&T may choose for many generic type dockets22MR. WITT: Yes, sir.23not to participate. Cost dockets are a good23MR. WITT: Yes, sir.24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a	11		11	tentative ruling. It was their judgment that there		
13I would suggest that even if Eschelon did not13did come within the 252(a) filing standard. But14participate in 271, does that in any way impinge14even though they found those agreements should be15what this Commission and other state commissions15filed under 252(a), they denied AT&T's motion to16have done in 271? 271 has been a very16reopen the 271 process.17comprehensive process, testimony, hearings,17So with that, I'll conclude and take any18briefing, extremely comprehensive, and the18questions you may have.19suggestion that nonparticipation by one CLEC in one19MS. AILTS WIEST: Any questions from20docket somehow impairs that process, I would20the Commission?21respectfully disagree.21COMMISSIONER SAHR: I have a22AT&T may choose for many generic type dockets22MR. WITT: Yes, sir.23not to participate. Cost dockets are a good23MR. WITT: Yes, sir.24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a						
14participate in 271, does that in any way impinge14even though they found those agreements should be15what this Commission and other state commissions15filed under 252(a), they denied AT&T's motion to16have done in 271? 271 has been a very16reopen the 271 process.17comprehensive process, testimony, hearings,17So with that, I'll conclude and take any18briefing, extremely comprehensive, and the18questions you may have.19suggestion that nonparticipation by one CLEC in one19MS. AILTS WIEST: Any questions from20docket somehow impairs that process, I would20the Commission?21respectfully disagree.21COMMISSIONER SAHR: I have a22AT&T may choose for many generic type dockets22MR. WITT: Yes, sir.23not to participate. Cost dockets are a good23MR. WITT: Yes, sir.24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a				•		
15what this Commission and other state commissions15filed under 252(a), they denied AT&T's motion to16have done in 271? 271 has been a very16reopen the 271 process.17comprehensive process, testimony, hearings,17So with that, I'll conclude and take any18briefing, extremely comprehensive, and the18questions you may have.19suggestion that nonparticipation by one CLEC in one19MS. AILTS WIEST: Any questions from20docket somehow impairs that process, I would20the Commission?21respectfully disagree.21COMMISSIONER SAHR: I have a22AT&T may choose for many generic type dockets22MR. WITT: Yes, sir.23not to participate. Cost dockets are a good23MR. WITT: Yes, sir.24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a			1	() 3		
16have done in 271? 271 has been a very16reopen the 271 process.17comprehensive process, testimony, hearings,17So with that, I'll conclude and take any18briefing, extremely comprehensive, and the18questions you may have.19suggestion that nonparticipation by one CLEC in one19MS. AILTS WIEST: Any questions from20docket somehow impairs that process, I would20the Commission?21respectfully disagree.21COMMISSIONER SAHR: I have a22AT&T may choose for many generic type dockets22MR. WITT: Yes, sir.23not to participate. Cost dockets are a good23MR. WITT: Yes, sir.24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a						
17comprehensive process, testimony, hearings, briefing, extremely comprehensive, and the suggestion that nonparticipation by one CLEC in one 2017So with that, I'll conclude and take any questions you may have.19suggestion that nonparticipation by one CLEC in one docket somehow impairs that process, I would18MS. AILTS WIEST: Any questions from the Commission?20docket somehow impairs that process, I would20the Commission?21respectfully disagree.21COMMISSIONER SAHR: I have a question for Mr. Witt.22AT&T may choose for many generic type dockets22question for Mr. Witt.23not to participate. Cost dockets are a good23MR. WITT: Yes, sir.24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a				• • • •		
18briefing, extremely comprehensive, and the18questions you may have.19suggestion that nonparticipation by one CLEC in one19MS. AILTS WIEST: Any questions from20docket somehow impairs that process, I would20the Commission?21respectfully disagree.21COMMISSIONER SAHR: I have a22AT&T may choose for many generic type dockets22question for Mr. Witt.23not to participate. Cost dockets are a good23MR. WITT: Yes, sir.24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a		-				
19suggestion that nonparticipation by one CLEC in one docket somehow impairs that process, I would19MS. AILTS WIEST: Any questions from the Commission?20docket somehow impairs that process, I would20the Commission?21respectfully disagree.21COMMISSIONER SAHR: I have a22AT&T may choose for many generic type dockets22question for Mr. Witt.23not to participate. Cost dockets are a good23MR. WITT: Yes, sir.24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a	1		1			
20docket somehow impairs that process, I would20the Commission?21respectfully disagree.21COMMISSIONER SAHR: I have a22AT&T may choose for many generic type dockets22question for Mr. Witt.23not to participate. Cost dockets are a good23MR. WITT: Yes, sir.24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a	1			,		
21respectfully disagree.21COMMISSIONER SAHR: I have a22AT&T may choose for many generic type dockets22question for Mr. Witt.23not to participate. Cost dockets are a good23MR. WITT: Yes, sir.24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a				- ,		
22AT&T may choose for many generic type dockets22question for Mr. Witt.23not to participate. Cost dockets are a good23MR. WITT: Yes, sir.24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a	1	• • •				
23not to participate. Cost dockets are a good23MR. WITT: Yes, sir.24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a						
24example. If AT&T doesn't participate in a cost24COMMISSIONER SAHR: After you have a	1		1	•		
		· · · · ·		•		
	25	docket in a particular state, does that mean that	25	chance to review what Qwest has filed would AT&T be		

Case Co	ompress		
	29		31
1	satisfied if they were able to supplement - let's	1	MR. WITT: And I believe I would
2	say, for instance, they notice certain documents or	2	concur in that. And I think that's an appropriate
3	agreements are missing that they feel are	3	approach.
4	pertinent. Would that satisfy AT&T?	4	CHAIRMAN BURG: The question I have,
5	MR. WITT: If I understand the	5	Mr. Witt, also is were you not aware of these
6	question correctly, would a summary type of	6	agreements before the actual hearing we held?
7	briefing or additional proceedings to allow some	7	MR. WITT: Your Honor, we were
8	analysis of these agreements in the context of 271	8	certainly aware of them, but the I hate to say
9	be appropriate from AT&T's perspective. And I	9	this. We simply have a resource problem here. We
10	think that's correct.	10	don't have enough people to adequately, well,
11	Essentially what we are looking for is an	11	shepherd it, for lack of a better word, this kind
12	opportunity to make certain that, number one, these	12	of information into the hand of the Commission.
13	agreements to the extent that we are able to get	13	And for that I have to apologize. We don't
14	them into the light of day reach the light of day	14	have the same resources on a regional level that
15	and, number two, that these agreements are	15	Qwest does. And we simply couldn't get that
16	considered in the context of 271.	16	information together in a timely manner.
17	We believe as I indicated, we believe that	17	CHAIRMAN BURG: But if we would
18	they are extremely germane to any examination of	18	grant your request, how do we know you're going to
19	Qwest's 271 application.	19	have resources to come take care of it then?
20	COMMISSIONER SAHR: Well, here's the	20	MR. WITT: Well, that is a good
21	way I look at it is the Commission had requested	21	question, and I would respond by saying that if you
22	that Qwest filed these agreements, and apparently	22	give us enough of a briefing schedule, enough time,
23	they have done so today. And in my mind what we	23	we will be able to, number one, examine these
24	want to make sure is we have everything in front of	24	agreements and, number two, provide some analysis
25	us that should be part of the record and that's	25	of those agreements in the form of briefs.
20	, 		
			32
	pertinent to this case.		CHAIRMAN BURG: Let me ask also
2	I don't know if what I would be interested	2	this: The list of states that was mentioned that
3	in is if you review the Qwest filing and you think	3	you filed in in the other hearings, did you
4	that it's neglected to include certain agreements,	4	actually have somebody there in the hearing in any
5	l certainly would encourage you and any of the	5	of those?
6	other parties to point that out and to, you know,	6	MR. WITT: 1'm sorry. 1 don't quite
7	file something along those lines.	7	understand.
8	And I'm wondering if the idea is to get these	8	CHAIRMAN BURG: The list of states
9	agreements before the Commission, which I think	9	that we just heard that you filed this same kind of
10	that's why we wanted them, to find out what's here	10	request in
11	and be able to look at them and be able to give	11	MR. WITT: Yes.
12	them our independent review, with AT&T if you could	12	CHAIRMAN BURG: And then he
13	look at the Qwest documents if it's all there,	13	indicated it was denied. Do you disagree with
14	do you need to reopen the record?	14	that?
15	l guess that's my question is you can brief it	15	MR. WITT; No. don't take issue
16	or you can address it, but if it's all there, do we	16	with the fact that this motion has been denied in
17	need to reopen the record?	17	several states. The problem well, the response
18	In other words, you look at what Qwest files	18	that I would have to that, however, is that in
19	and the other parties do too, see if there's	19	those states where the matter is not closed, and I
20	anything missing, add it in there, and then we go	20	think South Dakota may indeed fall into this
21	to briefing on that issue. I think that might be	21	category, where the record is either not closed or
22	the most expedient way to address this issue	22	where it was viewed as convenient to leave it open
22 23	without having to necessarily go beyond that unless	23	to accept these documents, they've been willingly
24	after we review the documents we think there's need	24	accepted into the record by different commissions
25	for additional hearing and additional testimony.	25	and, in fact, some commissions are actively
-0	ior additional hearing and additional testimoly.		

	Case Compress					
ſ		33		35		
	1	pursuing separate investigations.	1	did have to glean from the policies or the laws how		
	2	A good example is the state of Washington and	2	you would interpret Section 252(a) in order to come		
	3	also the state of New Mexico and obviously the	3	up with the standard they came up with.		
	4	state of Minnesota.	4	And they do come up with about a four-part		
	5	CHAIRMAN BURG: I guess the question	5	test, four-part standard for Section 252(a). That		
	6	I was having, though, is in any of those states	6	four-part test isn't found in any rule, statute, or		
	7	that were listed where they were requested and	7	opinion. We kind of disagree with that standard		
	8	denied, in any of those states did you have an	8	because of the language of 252(a) itself.		
	9	active participant at the hearings?	9	But I would respectfully disagree that there's		
	10	MR. WITT: Oh, yes.	10	clarity in any of the existing law as to where the		
	11	CHAIRMAN BURG: Did you not bring	11	standard should be.		
	12	these into the body of the hearing	12	MS. CREMER: But did they fine you?		
	13	MR. WITT: Well, to the extent that	13	MR. LUNDY: They did not.		
	14	we were able to do so let me just mention to the	14	MS. CREMER: Did they say they'd		
	15	extent we were able to do so during, for example,	15	fine you next time if you do it again?		
	16	the public interest portion, which I think is the	16	MR. LUNDY: They stated first		
	17	place where these agreements really belong, we	17	they gave us 20 days in order to request a hearing		
	18	definitely did that.	18	in terms of whether or not we wanted to bring		
	19	However, the agreements in many instances cam	19	additional factual issues to their attention before		
	20	to light several months after the hearings	20	the order becomes final.		
	21	occurred. And I'm thinking specifically of Oregon	21	The second thing that they did is they said		
	22	and several other states as well. So to a large	22	under this standard that we've promulgated we		
	23	extent the reason that this was that this motion	23	request that Qwest provide these within 60 days		
	24	has been denied in other states has been because,	24	under the standard that they talked about, and if		
	25	well, frankly, there's been a rush to grant Qwest's	25	we didn't comply with their request to provide it		
		34		36		
;	1	271 application.	1	within 60 days, then it was contemplated that fines		
	2	And if that's the context in which these other	2	may be appropriate.		
	3	commissions have viewed this motion as interfering	3	MS. CREMER: Yeah. I don't know if		
	4	with their timetable or with Qwest's timetable,	4	they contemplated it. I think they were pretty		
	5	then I have seen commissions deny it based on that	5	serious.		
	6	as well.	6	COMMISSIONER NELSON: guess		
	7	CHAIRMAN BURG: Okay. Thank you.	7	don't see it as that ambiguous either. If other		
	8	MS. CREMER: I had a question of	8	companies if all of the provisions that are		
	9	Qwest. And I just read that Iowa order quickly,	9	available to the one company are supposed to be		
	10	but I thought they didn't find it to be ambiguous.	10	available to another company and you don't ever		
	11	MR. WITT: That's correct, your	11	have to file all the agreements that are out there,		
	12	Honor.	12	I mean, how does one know if you're making		
	13	COMMISSIONER SAHR: Did you switch	13	everything for everybody that everything you're		
	14	companies?	14	offering to somebody is then available to all?		
	15	MS. CREMER: This was Karen Cremer	15	So I don't find that to be ambiguous.		
	16	from staff, and I was just asking Qwest I thought	16	MR. LUNDY: Your Honor, it goes to		
	17	they fined Qwest. If they didn't fine you this	17	the exact subject matter of the agreement itself.		
	18	time, didn't they say they would fine you next	18	For instance, some of these agreements are		
	19	time?	19	settlements of past disputes.		
	20	MR. LUNDY: A couple of answers to	20	If we compromise with CLECs in terms of a		
	21	your questions. First, in terms of standard, I	21	particular billing dispute and they say one party		
	22	believe lowa said the standard does not appear in	22	owes \$50 and we say it's \$20 and we compromise at		
1	23	the act.	23	35, that kind of settlement of that dispute, is		
	24	And then as you walk through the opinion, they	24	that really a "Interconnection Agreement" that's a		
	25	do formulate their standard. In other words, they	25	description of the terms relevance that it should		

Case Co	mpress		
	37		39
1	be made available and the rates applicable to each	1	she needs for briefing and maybe in her
2	of those.	2	circumstances it might not be any additional time.
3	Or we agree that if you have a dispute, your	3	MS. AILTS WIEST: First of all, does
4	senior vice-president can call our senior	4	Midco have any comments?
5	vice-president to talk about that issue. Does that	5	MR. GERDES: Yes. Excuse me.
6	have a close enough nexus to the term	6	Mr. Chairman, members of the Commission,
7	interconnection or the term of a network element	7	Dave Gerdes, representing Midcontinent
8	such that it has to be filed under 252(a). It's	8	Communications.
9	where that line is drawn where I think there is a	9	We haven't seen the agreements, of course, and
10	fair amount of ambiguity.	10	would like to have an opportunity to look at them.
11	And certainly if we have a product out there	11	And we would like to have some additional briefing
12	that we are offering to CLECs and we describe that	12	time as well.
13	product and we have a rate for that product that	13	I don't know how big a stack the agreements
14	we're going to charge, yes, those are the kinds of	14	are, but if it's a big stack, we'd need some time
15	agreements or interconnection agreements that	15	to look at them. Offhand, I'd say 10 days would be
16	definitely have to be filed under 252(a) and have	16	fine to extend the briefing schedule, if that is
17	to be made available to other CLECs.	17	what it is.
18	But as to some of these other agreements,	18	I do also want to state Midcontinent's
	•	19	
19 20	they're agreements but are they truly	20	position on the merits of the motion. Right now we
20	interconnection agreements or terms of	20	don't know what's in these agreements, but as a
	interconnection. I don't think that line has been	21	matter of principle, Midcontinent believes that
22	clearly drawn quite yet.	22	Section 271 requires nondiscriminatory
23	MS. AILTS WIEST: Did Black Hills		interconnection and the ability of any carrier to
24	FiberCom have any comments on the motion?	24	opt in to any other Interconnection Agreement.
25	MR. EVANS: Our comments will be	25	Obviously, if we don't know about those
	38		40
1	very brief. First I would have a question this	1	agreements, if we don't have any ability to review
2	is Linn Evans speaking.	2	and decide whether or not to opt into a particular
3	I have a question whether or not all of the	3	arrangement, then we have not been given the full
4	agreements in this particular filing will be	4	range of rights that we're entitled under
5	disclosed to the parties that have intervened in	5	Section 271.
6	this matter.	6	And I'm a little bit disturbed if I understood
7	Does the Commission give us guidance on that	7	Mr. Lundy correctly. If I understood him
8	in terms of our briefing, et cetera?	8	correctly, it seemed to me he was saying if they're
9	MS. AILTS WIEST: I believe you were	9	negotiating a multi-state Interconnection
10	sent a copy of everything, but some are claimed as	10	Agreement, it somehow is exempt from the filing
11	confidential.	11	requirements under 271, and we would not agree with
12	MR. EVANS: Okay. 1 assume those	12	that, if that's what he was saying.
13	are sent in the mail apparently today?	13	That all having been said, it's our position
14	MS. AILTS WIEST: 1 believe so.	14	that if the Commission believes that there are some
15	MR. EVANS: Thank you. We would	15	special deals out there that were offered to some
16	like to have time to review those prior to the	16	but not all, that the matter should definitely be
17	briefing schedule, and I believe our brief is due	17	taken up by the Commission as a matter of the
18	June 21.	18	public interest portion of the 271 inquiry.
19	Would it be appropriate to discuss perhaps a	19	We don't know whether that is, in fact, the
20	continuance or some kind of extension on the	20	case. We're just simply saying if the Commission
21	briefing schedule?	21	believes that to be the case, we would urge the
22	MS. AILTS WIEST: How much?	22	motion to be granted.
23	MR. EVANS: Depending on what we see	23	MS. AILTS WIEST: Ms. Cremer.
24	for the filing, I would ask for maybe 10 days. And	24	MS. CREMER; The record probably
25	perhaps Ms. Cremer could tell us what she thinks	25	doesn't need to be reopened in a technical sense in
20	periapa ma, oronier obulu ten da milat ane tininka		

Ca	Case Compress				
	41		43		
1	that it was never closed. And they have somehow	1	So I believe 10 days wouldn't be unreasonable		
2	submitted I too haven't had time to look at it.	2	to extend the briefing schedule. So that would be		
3	I don't know how big it is.	3	my recommendation.		
4	I've read what you have in front of you, but I	4	COMMISSIONER SAHR: 10 days from		
5	haven't looked at the contracts. I have no idea.	5	today?		
6	I assume Mr. Gerdes and Black Hills and AT&T will	6	MS. AILTS WIEST: No. From the date		
7	not get theirs as they were stuck in the mail until	7	that they originally because they were due the		
8	Monday.	8	21st.		
1	-	9	COMMISSIONER SAHR: From the 21st.		
9	So if you're looking to extend the briefing	10			
10	time, I think you need to count from Monday forward		Is that enough time for the that will take you		
11	as opposed to from today forward.	11	through July 1, which is, what, a Monday		
12	MS. AILTS WIEST: Anything further	12	MS. CREMER: Do you have a calendar		
13	from AT&T?	13	on you, Dave?		
14	MR. WITT: No, your Honor. Other	14	MS. AILTS WIEST: Let's just make		
15	than we do disagree with Mr. Lundy's	15	them due July 1.		
16	characterization of the collaboration that's	16	MS. CREMER: That's a Monday. Okay.		
17	occurred here, and the fact is that a private	17	CHAIRMAN BURG: I had one further		
18	agreement, irrespective of how collaborative it is,	18	question for Mr. Lundy. One thing that kind of		
19		19	bothered me as you were going through the procedure		
20	And in addition I would say that at one point	20	by which you determined to file or not to file, I		
21	Mr. Lundy indicated that settlement agreements	21	mean, it looks to me like that puts it solely in		
22	should not be considered as part of this filing	22	the minds of Qwest to determine what is filed and		
23		23	not filed.		
		23	How do we know what wasn't decided to be filed		
24	-				
25	just one or two of those <u>c</u> arriers on different	25	or wasn't decided to be brought to our attention so		
	42		44		
1	terms than the others, then there has been	1	we can make that determination?		
2	discrimination that's occurred.	2	MR. LUNDY: The question that was		
3	Whether that discrimination goes forward in	3	asked of us a few weeks ago in terms of what		
4	time or backward in time, it still has occurred.	4	documents to be filed is what agreements or terms		
5	So we would say that that's an incorrect analysis	5	of interconnection have you not filed. And as we		
6	of the Qwest's analysis is incorrect here with	6	say in our response, we understand that to mean		
7	respect to that.	7	you know, we believe we filed everything we had to		
8	I have nothing further unless there are	8	be filed but in the interest of disclosure we'll		
9	further questions.	9	give you all the documents we have with CLECs		
10		10	certified in South Dakota that were not filed.		
11	•	11	So you have before you all the agreements with		
12		12	CLECs certified here that have not been filed.		
	•				
13		13	CHAIRMAN BURG: That's not really		
14	•	14	what I was referring to because I assumed that. I		
15	5. t 5 j	15	thought you were talking about going forward.		
16		16	MR. LUNDY: Right. On a		
17	, .	17	going forward basis where there may be ambiguity in		
18		18	terms of the agreements that may or not be close to		
19	But I would recommend the Commission do exten	19	the line, we would be working with the Commission		
20) the briefing schedule because reading back through	20	staff to say we have this particular agreement,		
2	· · ·	21	Commission, we don't think it's a 252(a) agreement		
2		22	but here it is, can you give us some guidance.		
2		23	CHAIRMAN BURG: So are you going to		
2	• •	24	submit every agreement for observation by the		
2		25	staff?		
<u> </u>					

Case Compress					
	45		47		
1	MR. LUNDY: Any agreement that comes	1	the intervenor and staff brief due July 1.		
2	remotely close to the standards, yes.	2	COMMISSIONER SAHR: I'll make the		
3	CHAIRMAN BURG: That's my problem.	3	motion we extend the briefing schedule 10 days, and		
4	Your idea of remotely closely and somebody else's	4	if there are other agreements out there the parties		
5	might be different. The thing is it's always hard	5	can ascertain that aren't filed, I would certainly		
6	to deal with what you don't know is out there. And	6	encourage them to point that out on the briefing		
7	that's why, I mean, I'm not sure this is the time	7	schedule.		
8	or place or even in the hearing, but I think that's	8	But a 10-day extension seems appropriate, and		
9	something that we need to work on in going forward	9	certainly if the parties haven't looked at this		
10	is, yes, I think these are supposed to be offered	10	very much yet, if there's a lot in there that		
11	to everybody once they come out there and the only	11	requires an additional briefing of time, then they		
12	way they're going to know is if they're filed with	12	could always ask for an additional extension as		
13	the Commission because that's the central place	13	well.		
14	where they get that knowledge.	14	CHAIRMAN BURG: I'll second.		
15	And if you're the one who's determining	15	COMMISSIONER NELSON: I'd concur.		
16	whether it's filed, well, what did not get filed	16	MS. AILTS WIEST: The second		
17	and somebody might have wanted to use, nobody's	17	question is shall the Commission grant Touch		
18	going to know about. And that bothers me.	18	America's petition to intervene?		
19	MR. LUNDY: I think at the beginning	19	Touch America. Who's representing		
20	of this process when working with the state	20	Touch America?		
20	commissions we can say here are the sets of	21	MR. LEBRUN: Mr. Chairman, my name		
21	-	22	is Gene Lebrun. I'm with the law firm of		
22	documents, here are sets of agreements, how would	22			
23	you like to treat those, and then when we get	23	Lynn, Jackson, Schulz & Lebrun in Rapid City, and		
24	guidance on the particular state staffs as to how	24	we represent Touch America. I don't know if		
20	to do that we will know better on a going-forward	20	Daniel Waggoner was joining us by phone or not. He		
	46		48		
1	basis where the line can be drawn.		didn't know if he was going to be able to.		
2	So we'll basically be providing everything or	2	Dan, are you on? Apparently he is not.		
3	at least a form of everything that we might have	3	Touch America has filed actually two matters.		
4	and say is this something you're interested in	4	One is the petition to intervene and second one is		
5	under the 90-day standard, yes or no, and then	5	a motion to reopen some issues.		
6	we'll be able to go forward and draw the lines a	6	We recognize that the motion to intervene has		
7	little better.	7	been filed after the deadline that was set by this		
8	CHAIRMAN BURG: Anyway, that's	8	Commission. But the Commission's own rule		
9	something I think we need to determine, but that	9	20:10:01:15:02 permits a late filing when the		
10	was some concern I had as I heard your comments.	10	denial of the petition is shown to be detrimental		
11	MS. AILTS WIEST: Does the	11	to the public interest or to be likely to result in		
12	Commission have a motion?	12	a miscarriage of justice.		
13	COMMISSIONER NELSON: I would move	13	We would submit that the very heart of		
14	to deny the AT&T motion to reopen proceedings for	14	Touch America's petition goes to the public's		
15	the reasons that Rolayne Wiest stated earlier.	15	interest and concerns relating to examining and		
16	CHAIRMAN BURG: I'll second.	16	improving Qwest's 271 application.		
17	COMMISSIONER SAHR: And I will	17	The issue, of course, is Qwest's compliance		
18	concur.	18	with 271 and 272 of the Telecommunications Act of		
19	Do we need to do anything on the briefing	19	1996. Touch America has filed complaints with the		
20	schedule?	20	FCC that raise critical questions concerning		
21	MS. AILTS WIEST: 1 would.	21	Qwest's current and future compliance with these		
22	CHAIRMAN BURG: Yeah. We should.	22	provisions of the Telecommunications Act.		
23	MS. AILTS WIEST: Make another	23	Touch America's petition to intervene		
24	motion. If you would care to, my other part would	24	identifies certain activities of Qwest that this		
25	be to extend the briefing schedule 10 days and have	25	Commission should examine. We're not attempting to		

Case	Case Compress					
	49		51			
1	relitigate here what's been litigated before the	1	previous issue?			
2	FCC or the district court in Colorado.	2	MR. LEBRUN: I have been assured			
3	Rather, Touch America wishes to bring forward	3	that we would meet whatever briefing schedule			
4	to this Commission important factual information	4	CHAIRMAN BURG: 1 mean, in other			
5	that should be considered by the Commission. The	5	words you're not asking to open the formal part of			
6	FCC has now determined that it will decide the IRU	6	the hearing or the			
7	Complaint on its merits. Therefore, it is	7	MR. LEBRUN: It's my understanding			
8	appropriate to present issues relating to it in	8	that the hearing has never really been closed, but			
9	this 271 proceeding.	9	I was told we would meet the briefing schedule.			
10	There are 271 application checklist matters.	10	CHAIRMAN BURG: But, I mean, you can			
11	These are those checklist matters, and they are	11	do it through briefs and not cross-examination.			
12	relevant in this state's proceedings. The facts to	12	MR. LEBRUN: I believe that's			
13	be considered we think are outlined clearly in our	13	correct. I'm only in this about a week now.			
14	petition and I will not go through them here again.	14	That's my understanding.			
15	But part 2 of the petition identifies Qwest's	15	COMMISSIONER SAHR: Just so we're			
16	history on anti-competitive action and unlawful	16	straight on that, you're not talking about			
17	behavior. Part 3 of the petition is where Qwest	17	introducing evidence? You're just talking			
18	addresses the lift fiber IRUs, the fact that they	18	MR. LEBRUN: I'd have to find that			
19	violate nondiscriminatory safeguards. And part 3	19	out for sure, Commissioner. I'm not that familiar			
20	is where Touch America believes that Qwest offers	20	with what they intend to do, but I'll find that			
21	lift fiber IRU as interLATA services in violation	21	out for you and get back to you.			
22	of Section 271.	22	COMMISSIONER SAHR: That's a pretty			
23	Therefore, we would submit that the failure to	23	significant			
24	have factual issues thoroughly explored would	24	MR. LEBRUN: I understand.			
25	indeed be detrimental to the public interest and	25	COMMISSIONER SAHR: If you're			
	50		52			
1		4				
	would result in a miscarriage of justice.	2	looking at filing some sort of friend of the court			
23	Therefore, we would petition the Commission to	3	type of brief, that's not going to necessarily			
4	permit Touch America to intervene at this time.	4	throw the proceedings out of whack. If we're			
	MS. AILTS WIEST: Any questions?	I _	looking at having to reopen the proceeding, get all			
5	CHAIRMAN BURG: One question I have	5	the parties come back to Pierre, that starts to get a bit more burdensome.			
6	is what prevented you from intervening in a normal	6	a bit more burdensome. MR. LEBRUN: 1 understand. 1 will			
	manner?	8				
8	MR. LEBRUN: Commissioner Burg, that was the first question I asked the fellow who	9	found out. I can't give you a specific answer to that because I don't know.			
9	•	10	MS. AILTS WIEST: Any other			
11	matter. First, I really didn't understand it	11	questions? Qwest.			
12	•	12	MR. LUNDY: Thank you. There are			
13		13	three basic reasons we would request the Commission			
14	•	14	to deny the motion of Touch America.			
15	6	15	5			
16	,	16	First, it's untimely. This is an issue that			
17		17	Touch America raised with the FCC in its complaint			
18		18	back in February of this year. It also raised			
19		10	issues regarding this with the North Dakota Commission in 2001, the latter part of 2001.			
20		20	And now they're asking us today after weeks of			
2	2 2	20	· • •			
1		21	hearings, approximately a month ago in which every			
2	2	23	issue with the exception of I believe the OSS issues have been heard. There's been full			
1	÷ ,	23				
2		24	testimony. We're now in a briefing schedule trying			
2	procedure similar to what we talked about with the	20	to prepare briefs.			

Case Cor	npress		
	53		55
1	There's nothing in the record right now	1	go into the record, that's going to be completely
2	regarding any of the facts that Touch America's	2	different than right now they appear to be
3	talking about. I think it would be very difficult	3	allegations, and I don't see that anybody's made a
4	for the parties to brief something that isn't in	4	factual determination.
5	the record. And I think that at this late hour to	5	And so I guess the way I read it was that
6	reopen everything that's been done is quite	6	Touch America was asking the Commission to make a
		7	factual determination, which in order to do that
	untimely.	8	
8	There's nothing in the motion to suggest why		we're going to have to have witnesses and bring
9	there couldn't have been intervention or testimony	9	everybody back.
10	submitted several weeks ago. Certainly they were	10	But I'll wait to have Mr. Lebrun check with
11	aware of these issues in the latter part of last	11	his client and see what exactly it is they think
12	year and certainly when they filed their complaint	12	they're going to put in through a brief. If that
13	with the FCC back in February.	13	can be done, I guess staff wouldn't oppose it, as
14	The second reason is is that this really is	14	long as they can meet the briefing schedule.
15	not the best forum to decide these issues. This is	15	l guess at this point I don't really have a
16	a complaint that's been filed with the FCC. They	16	recommendation.
17	have taken it up. The FCC has invoked its own	17	COMMISSIONER NELSON: Well, it seems
18	jurisdiction to decide a federal issue.	18	hard for me to believe they aren't going to be
19	And I would suggest that it is before Touch	19	presenting any evidence. And so are you saying
20	America's chosen forum and I believe the correct	20	that we should defer making any decision until
21	one considering the federal issues that have been	21	Mr. Lebrun finds out if he's going to present any
22	raised by the petitioner.	22	evidence or not?
22		23	
	Thirdly, these are not local service issues		MS. CREMER: Yeah. I guess I was
24	under Section 251 or 251. My understanding is the	24	going to ask that question, and then he did just
25	primary issue, the primary complaint, has to do	25	get involved last week. But that's my main concern
	54	1	56
] 1	with whether an IRU constituted a violation of	1	here is we haven't held the OSS hearing. It's not
2	restrictions upon interLATA services and there	2	as though we're on fast track anyway.
3	isn't allegations regarding any of the local	3	COMMISSIONER NELSON: We could
4	services that are at issue under the 14-point	4	always do ad hoc to address that issue.
5	checklist, the public interest issues, or the QPAP.	5	MS. CREMER: You know, people really
6	Finally we also have other states that have	6	want to litigate it, bring it back and we'll
7	ruled on this in a relatively short time frame.	7	litigate it.
8	believe counsel is correct that this was a	8	COMMISSIONER SAHR: I'm open to any
9	region-wide filing made early last week. Five	9	suggestion. The only question I have is if we're
10	states have denied the motion.	10	
		11	all in agreement that we're not going to allow
11	Washington, Iowa, Nebraska, North Dakota, and		additional evidence, then why don't we just say
12	Minnesota have denied Touch America's motion, and	12	they can and I'm just saying if. If we all are
13	we request that the Commission do the same here.	13	in agreement they could file a friend of the court
14	MS. AILTS WIEST: Any questions of	14	brief, then maybe that's where we're at and we
15	Qwest?	15	don't need to handle it today.
16	Black Hills FiberCom, do you have any	16	Now if we're still open to additional
17	comments?	17	evidence and maybe we're not at that point, but
18	MR. EVANS: No, we don't have any	18	if we're looking at a situation where we're going
19	comments on this issue. Thank you.	19	to just say that if they're going to put in
20	MS. AILTS WIEST: Midcontinent,	20	evidence, that we're not going to allow it, then
21	Mr. Gerdes?	21	think we need to dispose of this today and say they
22	Commission staff.	22	can file a friend of the court brief but we're not
23	MS. CREMER: The same concern I had	23	going to allow them to reopen the record for
24	with I can't remember if Commissioner Burg or	24	factual or evidentiary type issues.
25	who raised it, but if these are facts that need to	25	MS. AILTS WIEST: Did you have

Case C	ompress		
	57	4	59
1	anything further, Mr. Lebrun?		I'd move to deny the petition.
2	MR. LEBRUN: I guess I would request	2	COMMISSIONER SAHR: And I'll second.
3	that you give me an opportunity to check with my	3	Are we also, though, on that motion - Jim, in your
4	client to see if there are any facts and if there	4	motion are we saying that they cannot file a friend
5	are, if they would identify them for me as clearly	5	of the court brief?
6	as they can so I can tell you what they are.	6	CHAIRMAN BURG: Well, we'd have to
7	They may not require testimony. They may be	7	allow intervention for them to file; right?
8	documents. I don't know. But I would request at	8	COMMISSIONER SAHR: Well, they could
9	least that opportunity before you make the final	9	brief the facts before us already.
10	determination of whether or not we can present	10	COMMISSIONER NELSON: That's not the
11	anything in the way of facts and I do appreciate	11	issues they're raising.
12	the opportunity to file the amicus and that type of	12	COMMISSIONER SAHR: Well, I don't
13	brief as well.	13	know what issues they intend to raise. We have to
14	COMMISSIONER SAHR: Well, if we're	14	wait for the brief to actually know that.
15	going to wait, though, on the factual	15	CHAIRMAN BURG: Can they do that
16	determination, I think we should probably wait	16	without intervention at any time?
17	on I don't know if we should wait on the amicus	17	MS. AILTS WIEST: This is a new
18	or go ahead and rule on that.	18	issue. I guess we've never handled any kind of
19	Because we're abutting a briefing schedule.	19	friend of the
20	And I hate to have an attorney doing an amicus for	20	COMMISSIONER SAHR: I guess it may
21	nothing.	21	not be friend of the court. It may be a late brief
27	MS. AILTS WIEST: Well, my	22	for intervention.
22 23	recommendation is to deny the petition to	23	MS. AILTS WIEST: Then I would say
23	intervene. I mean, their second sentence here	23	if you would take my recommendation and deny their
25		25	
25	says, "and order reopening issues to receive		petition to intervene, then they shouldn't be
	58		6
1	evidence vital to finalizing the Commission's	1	allowed to do any briefing. That was my I mean,
2	decision."	2	that was how mine was ··
3	Touch America, I believe, filed this last	3	MR. LEBRUN: Mr. Chairman, my
4	fall. These issues came up a number of months ago,	4	understanding if the Commission follows basically
5	and I don't see any reason why they could not have	5	the civil rules of procedure, we would not be able
6	intervened sooner.	6	to file the friend of the court brief without
7	I realize we allow late interventions, but I	7	permission of the Commission.
8	don't believe we allow interventions after the	8	CHAIRMAN BURG: Right. That's what
9	hearing during the late stages of the briefing	9	l assumed, and I recognized that in my motion.
10	schedule. And I don't see how they could even file	10	COMMISSIONER SAHR: And I'll second
11	a friend of the court brief or amicus brief at this	11	the motion in that form.
12	point without putting any evidence because when I	12	COMMISSIONER NELSON: And I'd
13	look through the record although AT&T brought it up	13	concur.
14	in their public interest testimony and they	14	CHAIRMAN BURG: Okay. Was there any
15	never put their public interest testimony in so l	15	other questions?
16	don't think there's anything in there about these	16	MS. AILTS WIEST: No. 1 think the
17	issues with Touch America.	17	next question is
18	So I would recommend denying the intervention	18	CHAIRMAN BURG: Is moot; right?
19		19	· •
	today.		MS. AILTS WIEST: Yes.
20	CHAIRMAN BURG: With that, I will	20	
21	move we deny the intervention of Touch America. I	21	
22	don't see how they can bring anything meaningful to	22	
23	it without us opening it for evidence and	23	
24	cross-examination and anything. So I think that's	24	
25	the reason I'm going to do that.	25	

ase C	ompress		
1	61 THE PUBLIC UTILITIES COMMISSION	1	63 STATE OF SOUTH DAKOTA)
2	OF THE STATE OF SOUTH DAKOTA	2	:SS CERTIFICATE
3		3	COUNTY OF HUGHES)
4	IN THE MATTER OF THE FILING	4	
5	FOR APPROVAL OF AN AMENDMENT TO AN INTERCONNECTION AGREEMENT TC02-035	5	I, CHERI MCCOMSEY WITTLER, a Registered
6	BETWEEN QWEST CORPORATION AND MIDWEST WIRELESS COMMUNICATIONS,	6	Professional Reporter and Notary Public in and for the
7	LLC AND SWITCH 2000, LLC	7	State of South Dakota:
8		8	DO HEREBY CERTIFY that as the duly-appointed
9	Transcript of Proceedings June 13, 2002	9	shorthand reporter, I took in shorthand the proceedings
10		10	had in the above-entitled matter on the 13th day of
11	BEFORE THE PUBLIC UTILITIES COMMISSION,	11	June 2002, and that the attached is a true and
	JIM BURG, CHAIRMAN	12	correct transcription of the proceedings so taken.
12	PAM NELSON, VICE CHAIRMAN ROBERT SAHR, COMMISSIONER	13	Dated at Pierre, South Dakota this 25th day
13		14	of June 2002.
14	Rolayne Ailts Wiest John Smith		u June 2002.
15	Karen Cremer Kelly Frazier	15	
16	Greg Rislov Mary Healy	16	
17	Harlan Best Keith Senger	17	
18	Dave Jacobson Michele Farris	18	Cheri McComsey Wittler, Notary Public and
19	Heather Forney Mary Giddings	19	Registered Professional Reporter
20	Sue Cichos Debra Elofson	20 21	
21		22	
22		23	
23		24	
24	Reported By Cheri McComsey Wittler, RPR	25	
25			
	62		
1	CHAIRMAN BURG: TC02-035, In The		
2	Matter of the Filing For Approval of an Amendment	ļ	
3	to an Interconnection Agreement Between Qwest		
4	Corporation and Midwest Wireless Communications,		
5	LLC and Switch 2000 LLC.		
6	Today shall the Commission approve the		
7	proposed amendment.		
8	Anything from Qwest on that amendment? Kelly.		
9	MR. FRAZIER: This appears to be a		
10	standard amendment, Commissioners, and was properly		
11	filed, the proper time frame has passed, there's		
12	been no intervention, and I would recommend		
13	approval.	1	
14	COMMISSIONER NELSON: I would move		
15	that the Commission approve the proposed amendment		
16	in the tariff agreement requested in TC02-035.	1	
17	COMMISSIONER SAHR: Second.	1	
18	CHAIRMAN BURG: Concur.		
19			
20			
21			
22			
23		1	
23 24			

Case Compress

Word Index

۱	Word Index			
Γ		[2] 49:17 49:19	Agree	Appearing
	\$	35	[5] 4:6 6:12 25:14 37:3 40:11	[1] 18:16 Applicable
Γ	\$20	[1] 36:23 397	Agreement [36] 15:17 15:19 19:17 20:16 20:24	[1] 37:1
	[1] 36:22	[1] 15:2	20:25 20:25 21:13 21:15 22:21 23:3	Applicant
	\$50 [1] 36:22	4	23:4 24:21 24:22 24:24 25:5 25:7 25: 11 25:13 25:18 25:24 36:17 36:24 39:	
			24 40:10 41:18 41:19 44:20 44:21 44:	Application [9] 14:8 15:13 16:12 16:24 25:20 29:
	1	4 [1] 22:5	24 45:1 56:10 56:13 61:5 62:3 62:16 Agreements	19 34:1 48:16 49:10
ſ		412	[67] 13:20 14:1 14:5 15:4 16:9 16:11	Applied
	[4] 22:5 43:11 43:15 47:1 10	[1] 2:14	16:16 16:22 16:23 18:1 18:11 18:19	Applies
	[6] 38:24 39:15 43:1 43:4 46:25 47:3	5	18:21 18:24 18:25 19:12 19:13 19:18 19:19 19:23 19:24 19:25 20:5 20:6 20:	[1] 23:6
	10-day		8 21:1 21:3 21:4 21:6 21:10 22:5 22:	Appointed
	[1] 47:8 12	500 [1] 2:14	13 24:4 24:19 27:12 28:12 28:14 29:3 29:8 29:13 29:15 29:22 30:4 30:9 31:	[1] 8:4 Appreciate
	12 [1] 27:14		6 31:24 31:25 33:17 33:19 36:11 36:	[1] 57:11
	13	6	18 37:15 37:15 37:18 37:19 37:20 38: 4 39:9 39:13 39:20 40:1 41:21 44:4	Approach
	[5] 1:9 12:8 27:14 50:19 61:9 13th	60	44:11 44:18 45:22 47:4	[2] 7:22 31:3 Appropriate
	[2] 2:15 63:10	[2] 35:23 36:1	Ahead	[7] 24:12 29:9 31:2 36:2 38:19 47:8
	14-point	9	[2] 18:14 57:18 Ailts	49:8
	[1] 54:4	-	[32] 1:14 12:13 17:7 17:23 18:5 18:10	Approval [7] 19:14 19:20 19:21 21:12 61:4 62:2
	14-state [1] 13:21	90-day [7] 19:14 19:20 19:21 21:12 22:21 24:	28:19 37:23 38:9 38:14 38:22 39:3 40: 23 41:12 42:10 43:6 43:14 46:11 46:	62:13
	16-16-1	25 46:5	21 46:23 47:16 50:4 52:10 54:14 54:	Approve
	[1] 5:23	Α	20 56:25 57:22 59:17 59:23 60:16 60: 19 61:14	[2] 62:6 62:15 Area
	1996 [4] 12:6 13:4 14:16 48:19		Allegations	[1] 24:12
	1:30	Aanerud [1] 2:2	[3] 25:6 54:3 55:3	Arizona
	[1] 2:16	Ability	Allow	[2] 21:24 22:2 Arrangement
	2	[3] 26:1 39:23 40:1	[9] 5:4 16:21 29:7 56:10 56:20 56:23 58:7 58:8 59:7	[1] 40:3
		Able	Allowed	Ascertain
	2 [1] 49:15	[10] 29:1 29:13 30:11 30:11 31:23 33: 14 33:15 46:6 48:1 60:5	[1] 60:1	[1] 47:5
	20	Above-entitled	Allowing [2] 5:9 17:19	Assisting [1]4:10
	[2] 22:25 35:17	[2] 2:13 63:10	Ambiquities	Assume
	2000 [2] 61:6 62:5	Absent [1] 27:25	[1] 22:14	[3] 27:17 38:12 41:6
	2001	Abutting	Ambiguity [6] 18:23 19:3 20:11 24:20 37:10 44:	Assumed [2] 44:14 60:9
	[2] 52:19 52:19	[1] 57:19	17	Assurances
	2002	Accept [1] 32:23	Ambiguous	[1] 27:10
	[7] 1:9 2:15 12:8 22:23 61:9 63:11 63: 14	Accepted	[3] 34:10 36:7 36:15 Amendment	Assured [1] 51:2
	20:10:01:15:02	[1] 32:24	[6] 61:4 62:2 62:7 62:8 62:10 62:15	AT&T
	[1] 48:9 20:10:1	Act [10] 12:5 13:4 14:4 19:11 19:16 22:11	America	[22] 2:5 12:23 13:17 16:8 16:19 17:8
	[1] 5:1	23:11 34:23 48:18 48:22	[16] 2:9 47:19 47:20 47:24 48:3 48:19 49:3 49:20 50:3 50:17 52:14 52:16 55:	17:10 17:10 17:24 20:12 21:9 25:4 26: 22 26:24 28:4 28:25 29:4 30:12 41:6
	21	Action	6 58:3 58:17 58:21	41:13 46:14 58:13
	[1] 38:18	[2] 6:23 49:16 Active	America's	AT&T'S
	21st [2] 43:8 43:9	[1] 33:9	[8] 13:7 13:9 47:18 48:14 48:23 53:2 53:20 54:12	[5] 13:5 13:11 28:15 29:9 42:12 Attached
	251	Actively	Ameritech	[1] 63:11
		[1] 32:25 Activities	[1] 15:1	Attempting
	251 (b [1] 24:7	[1] 48:24	Amicus [4] 57:12 57:17 57:20 58:11	[1] 48:25 Attention
	252	Actual	Amount	[3] 35:19 43:25 50:14
	[4] 14:3 19:8 21:11 25:25	[1] 31:6	[2] 18:23 37:10	Attorney
	252 (a [23] 19:10 20:1 20:3 20:4 20:7 20:10	Ad [1] 56:4	Analysis [6] 12:4 13:2 29:8 31:24 42:5 42:6	[14] 4:10 4:23 5:3 5:10 5:21 6:7 6:8 7: 2 7:18 8:8 9:1 9:12 11:2 57:20
	20:17 21:19 21:22 22:7 22:20 24:10	Add	Analyst	Authority
	27:9 27:10 28:1 28:13 28:15 35:2 35: 5 35:8 37:8 37:16 44:21		[2] 7:6 9:14	[4] 5:22 14:25 15:11 27:15
	25th	Addition [1] 41:20	Announced	Available [7] 15:4 15:15 36:9 36:10 36:14 37:1
	[1] 63:13	Additional	[2] 23:18 27:5 Answer	37:17
	271	[11] 17:19 29:7 30:25 30:25 35:19 39:	[2] 5:14 52:8	Avenue
	[34] 14:8 15:11 15:13 16:12 16:20 16 24 17:25 19:9 25:2 25:10 25:20 26:2	2 39:11 47:11 47:12 56:11 56:16 Address	Answers	[1] 2:14 Aware
	26:12 26:14 26:16 26:16 27:4 27:13	[5] 25:4 27:8 30:16 30:22 56:4	[2] 34:20 42:23 Anti-competitive	[8] 17:10 17:24 18:3 18:5 18:8 31:5
	27:15 27:25 28:16 29:8 29:16 29:19 34:1 39:22 40:5 40:11 40:18 48:16 48	Addresses	[2] 14:12 49:16	31:8 53:11
	18 49:9 49:10 49:22	[1] 49:18 Adequately	Anyway	В
	271 (C [2] 12:5 13:3	[1] 31:10	[2] 46:8 56:2 Apologize	
	272	Admitted	[1] 31:13	Backward [1] 42:4
	[1] 48:18	[2] 6:7 6:9	Appear	Barrier
į	29	Afternoon [1] 13:13	[6] 5:3 7:24 8:7 9:6 34:22 55:2 Appearance	[1] 27:13
Ľ.	[1] 22:23	Agency	[1] 4:7	Based [3] 8:25 13:18 34:5
	3	[1] 23:12	APPEARANCES	Basic
	3	Ago [5] 44:3 50:10 52:21 53:10 58:4	[2] 2:1 12:21	[1] 52:13
	PRECISION REPORTIN			From \$20 to Basi
		NG. LID.		

PRECISION REPORTING, LTD.

From \$20 to Basic

Word Index			
Basing	[47] 1:11 3:1 3:12 4:4 4:18 4:21 5:11	Checklist	[4] 14:7 48:8 50:14 58:1
[1] 20:12	6:17 8:17 9:25 10:11 10:23 12:11 13: 1 13:16 17:2 31:4 31:17 32:1 32:8 32:	[3] 49:10 49:11 54:5	Commissioner [39] 1:12 7:16 8:6 10:4 10:19 10:21
Basis	12 33:5 33:11 34:7 43:17 44:13 44:23	Cheri [5] 1:23 12:24 61:24 63:5 63:18	10:25 12:12 28:21 28:24 29:20 34:13
[6] 11:3 19:7 22:15 24:7 44:17 46:1	45:3 46:8 46:16 46:22 47:14 50:5 50:	Choose	36:6 43:4 43:9 46:13 46:17 47:2 47:
Became [2] 50:20 50:21	8 50:23 51:4 51:10 54:24 58:20 59:6 59:15 60:8 60:14 60:18 61:11 62:1 62:	[1] 26:22	15 50:8 51:15 51:19 51:22 51:25 54:
Becomes	18	Chosen	24 55:17 56:3 56:8 57:14 59:2 59:8 59:10 59:12 59:20 60:10 60:12 61:12
[2] 9:21 35:20	Business	[1] 53:20	62:14 62:17
Begin	[8] 5:5 6:19 7:1 8:3 8:7 8:16 27:23 27:	Cichos	Commissioners
[1] 17:11	23	[3] 1:20 12:19 61:20	[1] 62:10
Beginning	Business-to-business	Cindy [1] 2:1	Commissions [8] 24:1 26:15 28:1 32:24 32:25 34:3
[1] 45:19 Behalf	Businesses	Circumstances	34:5 45:21
[4] 1:4 3:3 9:6 18:16	[3] 9:10 9:18 21:5	[1] 39:2	Commitment
Behavior	Buster	Citation	[1] 24:8
[1] 49:17	[1] 2:8	[1] 16:17	Commitments
Believes	~	Cite [1] 15:1	[1] 23:18
[5] 16:8 39:21 40:14 40:21 49:20	С	Cited	Common [1] 41:24
Bell [2] 23:8 27:22	Calendar	[2] 5:24 6:6	Communications
Belong	[1] 43:12	Citing	[6] 2:7 2:8 12:21 39:8 61:6 62:4
[1] 33:17	Camron	[1] 7:6	Companies
Benefit	[1] 2:6 Cannot	City	[3] 25:15 34:14 36:8
[1] 26:11	[2] 3:20 59:4	[1] 47:23	Company
Best	Capitol	Civil [1] 60:5	[7] 2:3 2:3 2:4 26:5 26:8 36:9 36:10
[4] 1:17 12:16 53:15 61:17 Better	[2] 2:14 2:14	Claimed	Competition
[3] 31:11 45:25 46:7	Care	[1] 38:10	Complainant
Between	[2] 31:19 46:24	Clarity	[4] 2:9 3:25 4:22 5:2
[6] 18:24 19:18 21:13 24:5 61:5 62:3	Carrier	[1] 35:10	Complainants
Beyond	[1] 39:23 Carriers	Clear	[4] 5:6 5:9 6:21 7:2
[2] 24:9 30:23	[4] 15:5 15:15 41:24 41:25	[4] 8:19 10:13 50:16 50:20	Complaint
Big	CASA	Clearly [8] 7:7 9:5 9:22 15:12 16:5 37:22 49:	[15] 1:4 3:2 4:3 4:25 7:3 7:11 8:2 8: 12 9:15 9:19 49:7 52:16 53:12 53:16
[3] 39:13 39:14 41:3 Billing	[3] 3:7 3:19 4:2	13 57:5	53:25
[3] 1:6 3:5 36:21	Case	CLEC	Complaints
Bit	[14] 3:8 3:23 7:6 9:21 10:5 10:7 10:9	[8] 15:22 15:24 15:24 20:24 21:9 25:	[8] 5:15 6:20 6:20 7:4 9:10 9:11 9:18
[3] 18:19 40:6 52:6	10:16 10:18 11:7 16:22 30:1 40:20 40: 21		48:19
Black	Cases	CLECS [17] 15:6 16:3 18:22 19:18 20:8 21:1	Complete [2] 8:1 42:16
[6] 2:4 2:5 12:22 37:23 41:6 54:16	[2] 5:24 27:19	21:11 24:5 26:7 26:12 27:18 27:23 36:	Completely
Blendar	Category	20 37:12 37:17 44:9 44:12	[2] 7:23 55:1
[1] 7:5 Board	[1] 32:21	Client	Compliance
[4] 7:21 16:14 16:17 21:23	Central	[2] 55:11 57:4	[8] 12:5 13:3 14:18 19:8 20:5 23:20
BOC	[1] 45:13 Certain	Close [3] 37:6 44:18 45:2	48:17 48:21
[3] 14:11 14:20 14:24	[6] 21:10 28:12 29:2 29:12 30:4 48:24		Comply [2] 14:13 35:25
BOC's	Certainly	[5] 17:11 32:19 32:21 41:1 51:8	Comprehensive
[1] 14:23	[7] 30:5 31:8 37:11 47:5 47:9 53:10	Closely	[2] 26:17 26:18
BOCs [1] 14:17	53:12	[1] 45:4	Compromise
Body	CERTIFICATE	Collaborating	[2] 36:20 36:22
[3] 23:16 27:8 33:12	[1] 63:2 Certified	[1] 16:2	Concern
Bono	[2] 44:10 44:12	Collaboration [2] 16:6 41:16	[3] 46:10 54:23 55:25 Concerning
[2] 7:19 11:3	CERTIFY	Collaborative	[1] 48:20
Bothered	[1] 63:8	[5] 15:16 15:21 15:25 16:4 41:18	Concerns
[1] 43:19 Bothers	Cetera	Colleen	[1] 48:15
[1] 45:18	[1] 38:8	[1] 2:6	Conclude
Brief	Chairman [55] 1:11 1:12 3:1 3:12 3:15 4:4 4:18	Colorado	[1] 28:17
[17] 30:15 38:1 38:17 47:1 52:2 53:4	4:21 5:11 5:13 6:17 8:17 8:23 9:16 9:	[2] 28:7 49:2 Coming	Conclusion
55:12 56:14 56:22 57:13 58:11 58:11	25 10:11 10:23 12:11 12:11 13:1 13:	[1] 7:4	[1] 21:24 Concur
59:5 59:9 59:14 59:21 60:6	16 17:2 31:4 31:17 32:1 32:8 32:12		[6] 10:22 31:2 46:18 47:15 60:13 62:
Briefing [26] 26:18 29:7 30:21 31:22 38:8 38:	33:5 33:11 34:7 39:6 43:17 44:13 44: 23 45:3 46:8 46:16 46:22 47:14 47:21	1 111 0.15	18
17 38:21 39:1 39:11 39:16 41:9 42:20		Comments	Conditions
43:2 46:19 46:25 47:3 47:6 47:11 50:		[8] 22:23 22:24 37:24 37:25 39:4 46:	[3] 14:2 15:4 15:14
24 51:3 51:9 52:24 55:14 57:19 58:9	62:1 62:18	10 54:17 54:19	Conduct
60:1 Briefs	Chance [2] 11:4 28:25	Commerce [1] 20:14	[2] 14:13 14:21 Confidence
[3] 31:25 51:11 52:25	Characterization	Commission	[1] 14:23
Bring	[1] 41:16	[74] 1:1 1:11 1:13 3:6 3:8 3:16 3:21 4	Confidential
[6] 33:11 35:18 49:3 55:8 56:6 58:22	Charge	1 4:7 4:24 6:5 6:23 7:8 7:25 9:9 9:14	[1] 38:11
Broad	[1] 37:14	9:17 12:1 12:10 12:13 13:5 13:7 13:8	Considerably
[3] 22:3 22:4 22:9	Charlene	13:14 16:20 16:21 17:22 17:24 18:2 20:7 20:21 21:19 21:20 22:1 24:13 24	[1] 42:24
Brochure	[4] 1:4 2:9 3:2 4:18	25 25:12 26:15 27:1 28:5 28:20 29:21	Consideration
[2] 4:25 8:12 Brought	Charlene's	30:9 31:12 38:7 39:6 40:14 40:17 40:	
[4] 5:16 43:25 50:14 58:13	[1]3:11 Charlie	20 42:11 42:14 42:19 44:19 44:21 45: 13 46:12 47:17 48:8 48:25 49:4 49:5	[4] 29:16 41:22 49:5 49:13
Burdensome	[1] 2:2	50:2 52:13 52:19 54:13 54:22 55:6 60	
[1] 52:6	Check	4 60:7 61:1 61:11 61:13 62:6 62:15	[1] 53:21
Burg	[3] 7:18 55:10 57:3	Commission's	Considers
			L

From Basing to Considers

Word Index			and the second
[1] 6:23	D	Determined	E
Constituted	<u> </u>	[2] 43:20 49:6	
[1] 54:1	Dakota	Determining [1] 45:15	Early
Consulting [4] 2:1 2:2 2:2 2:8	[21] 1:2 1:5 2:13 2:15 3:3 3:7 3:19 5:	Detrimental	[1] 54:9
[4] 2:1 2:2 2:2 2:6 Consumer	1 12:2 16:19 23:4 28:4 28:8 32:20 44: 10 52:18 54:11 61:2 63:1 63:7 63:13	[2] 48:10 49:25	East
[9] 5:2 5:6 5:15 6:13 6:14 6:20 7:23 8:	Dan	Develop	[1]2:14 Efficiently
2 8:15	[1] 48:2	[2] 25:18 25:23	[1] 21:14
Consumer's	Daniel	Different	Either
[1] 8:16	[2] 2:9 47:25	[6] 7:14 20:19 32:24 41:25 45:5 55:2	[7] 3:25 4:12 10:8 10:16 32:21 36:7
Consumers	Date	Differently	50:12
[2] 6:19 6:24	[1] 43:6	[2] 5:6 6:22	Element
Contact	Dated	Difficult	[1] 37:7
[1] 11:2	[1] 63:13	[2] 11:6 53:3	Elofson
Contemplated	Dave	Directly	[3] 1:20 12:20 61:20
[2] 36:1 36:4	[6] 1:18 3:16 12:17 39:7 43:13 61:18	[3] 14:7 14:9 15:7 Directors	Encourage
Contention [1] 5:15	David	[1] 7:21	[3] 11:1 30:5 47:6
Contested	[1] 12:21	Disagree	Energy [3] 2:3 2:3 2:4
[3] 3:8 3:23 9:21	Davis [3] 23:24 24:3 24:17	[5] 26:21 32:13 35:7 35:9 41:15	Engaged
Context	Davis's	Disclosed	[2] 14:12 14:20
[4] 16:11 29:8 29:16 34:2	[1] 27:6	[1] 38:5	Engineered
Continuance	Day-to-day	Disclosure	[1] 15:22
[1] 38:20	[1] 24:14	[1] 44:8	Enter
Contracts	Days	Discovered	[2] 18:22 23:3
[2] 24:4 41:5	[9] 35:17 35:23 36:1 38:24 39:15 43:1	[1] 4:9	Entered
Convenient	43:4 46:25 47:3	Discriminated	[2] 13:20 25:7
[1] 32:22	Deadline	[1] 15:5	Entities
Cooperating	[1] 48:7	Discrimination	[1] 5:5
[2] 25:7 27:22 Cooperation	Deal [3] 15:22 15:23 45:6	[2] 42:2 42:3 Discriminatory	Entitled
[1] 14:16		[3] 14:12 14:20 15:9	[1] 40:4
Copy	Deals [1] 40:15	Discuss	Entity [12] 3:23 4:8 4:14 5:20 5:20 6:1 6:2 6:
[1] 38:10	Dealt	[1] 38:19	10 8:3 8:3 9:7 9:24
Corp	[1] 9:4	Discussion	Entrance
[1] 24:5	Debra	[3] 15:18 17:3 21:17	[1] 14:18
Corporate	[3] 1:20 12:20 61:20	Dismiss	Entry
[6] 3:23 4:8 5:25 6:2 6:10 9:24	Decide	[2] 4:3 10:18	[1] 15:9
Corporation	[5] 27:2 40:2 49:6 53:15 53:18	Dismissed	Equivalent
[12] 1:6 2:6 2:6 2:7 3:4 3:20 3:20 5:	Decided	[1] 10:9	[1] 6:11
19 6:13 12:22 61:5 62:4	[2] 43:24 43:25	Disobeying	Eschelon
Corporation's	Deciding	[1] 14:21	[12] 15:17 18:11 25:5 25:8 25:9 25:13
[2] 12:4 13:2	[1] 27:16	Dispose	25:19 25:25 26:1 26:5 26:10 26:13
Correct [9] 21:23 23:15 28:10 29:10 34:11 51:	Decision	[1] 56:21	Especially
13 53:20 54:8 63:12	[5] 10.2 21.11 50.17 55.20 50.2	Dispute	[1] 10:3 Essentially
Correctly	Declaratory	[5] 21:16 36:21 36:23 37:3 41:23	[2] 15:20 29:11
[3] 29:6 40:7 40:8	[1] 22:18 Defer	Disputes [4] 21:3 24:15 25:17 36:19	Et
Cost	[1] 55:20	District	[1] 38:8
[3] 26:23 26:24 27:2	Define	[1] 49:2	Evans
Counsel	[2] 19:16 20:16	Disturbed	[8] 2:4 12:22 37:25 38:2 38:12 38:15
[7] 3:7 3:13 3:25 7:9 7:10 8:22 54:8	Definitely	[1] 40:6	38:23 54:18
Count	[3] 33:18 37:16 40:16	Docket	Eventually
[1] 41:10	Definition	[5] 6:6 16:18 16:20 26:20 26:25	[1] 23:1
COUNTY	[1] 24:16	Dockets	Evidence
[1] 63:3	Definitive	[2] 26:22 26:23	[16] 14:11 14:19 16:22 17:19 17:20 22:11 27:2 51:17 55:19 55:22 56:11
Couple [4] 17:8 25:4 34:20 42:24	[1] 20:22	Documents	56:17 56:20 58:1 58:12 58:23
Course	Denial	[9] 29:2 30:13 30:24 32:23 42:14 44:4	Evidentiary
[3] 4:21 39:9 48:17	[1] 48:10	44:9 45:22 57:8 Done	[1] 56:24
Court	Denied	[7] 4:12 22:16 23:17 26:16 29:23 53:6	Exact
[9] 5:17 49:2 52:1 56:13 56:22 58:11	[9] 28:6 28:15 32:13 32:16 33:8 33:24 42:12 54:10 54:12	55:13	[2] 28:3 36:17
59:5 59:21 60:6	42.12 54.10 54.12 Deny	Doubt	Exactly
Create	[7] 34:5 46:14 52:14 57:23 58:21 59:1	[2] 19:7 23:20	[1] 55:11
[3] 20:20 24:6 25:14	59:24	Down	Examination
Cremer	Denying	[1] 50:13	[4] 14:8 15:12 29:18 51:11
[17] 1:15 12:14 34:8 34:15 34:15 35:	[1] 58:18	Draw	Examine
12 35:14 36:3 38:25 40:23 40:24 43: 12 43:16 54:23 55:23 56:5 61:15	Department	[1] 46:6	[2] 31:23 48:25
Critical	[1] 20:14	Drawing	Examined
[1] 48:20	Describe	[1] 24:12	[1] 16:17 Examining
Cross	[1] 37:12	Drawn	[1] 48:15
[1] 51:11	Description	[5] 18:24 23:15 37:9 37:22 46:1	Example
Cross-examination	[1] 36:25	Due [5] 22:24 38:17 43:7 43:15 47:1	[4] 15:18 26:24 33:2 33:15
[2] 51:11 58:24	Details	Duly-appointed	Exception
CT02-013	[1] 21:5 Deter	[1] 63:8	[1] 52:22
		During	Exchange
[3] 1:5 3:1 10:24			
Curious	[1]7:2 Determination		[2] 15:24 25:19
Curious [1] 7:17	Determination	[4] 15:25 18:17 33:15 58:9 Duties	Excuse
Curious		[4] 15:25 18:17 33:15 58:9	

Word Index			
[1] 40:10	[5] 2:4 2:5 12:22 37:24 54:16	Functional	[4] 1:16 3:11 12:16 61:16
Existence	File	[1] 6:10	Heard
[1] 13:19	[17] 14:5 16:16 23:8 24:3 24:14 30:7	Furthermore	[3] 32:9 46:10 52:23
Existing	36:11 42:15 43:20 43:20 56:13 56:22	[1] 14:10	Hearing
[2] 16:8 35:10	57:12 58:10 59:4 59:7 60:6	Future	[19] 3:9 4:2 4:13 4:23 5:3 9:21 17:4
Expedient	Filed	[1] 48:21	17:25 30:25 31:6 32:4 33:12 35:17 42
[1] 30:22	[46] 1:4 3:2 3:18 18:1 18:6 18:8 18:		15 45:8 51:6 51:8 56:1 58:9
Expert	25 19:1 19:20 19:25 20:6 22:13 22:17 22:23 23:25 24:25 25:11 28:4 28:5 28:	G G	Hearings [5] 26:17 32:3 33:9 33:20 52:21
[1] 20:13	15 28:25 29:22 32:3 32:9 37:8 37:16		
Explained	43:22 43:23 43:24 44:4 44:5 44:7 44:	Gary	Heart
[1] 50:12	8 44:10 44:12 45:12 45:16 45:16 47:5	[4] 2:5 12:23 13:12 13:14	[1] 48:13
Explored	48:3 48:7 48:19 53:12 53:16 58:3 62:	Gene	Heather
[1] 49:24	11	[1] 47:22	[3] 1:19 12:18 61:19
Expressed	Files	General	Held
[1] 23:23	[1] 30:18	[1] 9:1	[5] 2:12 5:25 6:8 31:6 56:1
Extend	Filing	Generally	Helping
[6] 39:16 41:9 42:19 43:2 46:25 47:3	[18] 14:3 19:11 20:9 22:7 22:21 23:5	[2] 18:17 21:2	[1] 4:10
Extension	25:1 28:13 30:3 38:4 38:24 40:10 41:	Generic	HEREBY .
[3] 38:20 47:8 47:12	22 48:9 52:1 54:9 61:4 62:2	[1] 26:22	[1] 63:8
Extensive	Final	Georgia	Hills
[1] 13:24	[2] 35:20 57:9	[1] 27:20	[6] 2:4 2:5 12:22 37:23 41:6 54:16
Extent	Finalizing	Gerdes	History
[7] 14:16 20:6 20:7 29:13 33:13 33:15	[1] 58:1	[13] 3:15 3:16 5:12 5:13 7:6 9:16 10:	
33:23	Finally	4 10:6 12:21 39:5 39:7 41:6 54:21	Hoc
Extremely	[2] 27:16 54:6	Germane	[1] 56:4
[2] 26:18 29:18	Findings	[2] 15:12 29:18	Honor
	[1] 16:14	Giddings	[5] 17:12 31:7 34:12 36:16 41:14
F	Fine	[3] 1:19 12:19 61:19	Норе
	[5] 34:17 34:18 35:12 35:15 39:16	Given	[1] 6:22
Fact	Fined	[4] 3:18 15:6 40:3 42:23	Hoping
[10] 3:19 10:1 14:9 17:13 17:15 32:16	[1] 34:17	Glean	[1] 17:14
32:25 40:19 41:17 49:18	Fines	[1] 35:1	Hour
Facts	[1] 36:1	Going-forward	[1] 53:5
[6] 49:12 53:2 54:25 57:4 57:11 59:9	Finger	[5] 19:6 22:15 24:7 44:17 45:25	HUGHES
Factual	[1] 5:14	Good-faith	[1] 63:3
[7] 35:19 49:4 49:24 55:4 55:7 56:24	Firm	[1] 14:18	Huisenga
57:15	[1] 47:22	Grant	[1] 2:3
Fail	First	[9] 10:14 10:15 13:5 13:7 13:8 15:11	
[1] 10:9	[14] 5:23 17:10 18:18 19:10 22:17 25:	31:18 33:25 47:17	I
Failed	3 34:21 35:16 38:1 39:3 42:13 50:9	Granted	
[1] 14:13	50:11 52:15	[8] 5:4 6:25 10:24 19:19 27:15 27:25	
Failing	Five	40:22 50:23	[1] 7:8
[3] 14:4 15:3 15:13	[2] 5:24 54:9	Granting	Idea
Fails	Focus	[1] 6:18	[3] 30:8 41:5 45:4
[1] 4:2	[1] 15:23	Granular	Identifies
Failure	Follow	[1] 21:5	[2] 48:24 49:15
[2] 16:16 49:23	[1] 24:11	Greg	Identify
Fair	Follows	[3] 1:16 12:15 61:16	[1] 57:5
[1] 37:10	[1] 60:4	Griffing	ILEC
Faith	Form	[1] 2:8	[1] 23:3
[2] 14:18 22:11	[3] 31:25 46:3 60:11	Grosvenor	ILECS
Fall	Formal	[1] 2:1	[5] 18:22 19:18 21:2 21:10 23:9
[4] 21:11 24:21 32:20 58:4	[6] 4:13 4:25 8:12 9:11 9:20 51:5	Guess	Impairs
Familiar	Formulate	[15] 3:13 9:2 9:25 10:13 16:4 30:15	[1] 26:20
[1] 51:19	[1] 34:25	33:5 36:6 55:5 55:13 55:15 55:23 57:	
Far	Forney	2 59:18 59:20	[1] 26:14
[1] 21:21	[3] 1:19 12:18 61:19	Guidance	Implementation
Farris	Forum	[4] 24:23 38:7 44:22 45:24	[1] 25:14
[3] 1:18 12:18 61:18	[2] 53:15 53:20	Guideline	Implication
Fashion	Forward	[1] 22:20	[1] 9:3
[1] 27:23	[12] 5:9 7:4 8:15 9:10 27:22 41:10 41:	TT	Implications
Fast	11 42:3 44:15 45:9 46:6 49:3		[3] 19:10 25:3 27:4
[1] 56:2	Four	Half	Implies
FCC	[3] 35:4 35:5 35:6	[1] 9:13	[1] 9:5
[23] 14:9 19:5 20:15 21:21 22:18 23:	Four-part	Hand	Important
12 23:19 24:11 27:7 27:8 27:16 27:20	[3] 35:4 35:5 35:6	[1] 31:12	[3] 19:22 23:2 49:4
28:1 48:20 49:2 49:6 50:13 50:15 50:	Frame	Handle	Improve
20 52:16 53:13 53:16 53:17	[2] 54:7 62:11	[2] 50:24 56:15	[3] 21:7 26:5 26:10
February	Frankly	Handled	Improving
[2] 52:17 53:13	[2] 18:23 33:25	[1] 59:18	[1] 48:16
Federal	Frazier	Handling	In-state
111111000104104104101010101010	[5] 1:15 4:6 12:15 61:15 62:9	[2] 7:10 13:15	[1] 7:9
[11] 14:4 14:6 14:6 14:13 14:21 16:15	[5] 1.15 4.0 12.15 01.15 02.9	[[m] /.IU IJ.IJ	Include
23:11 23:12 23:13 53:18 53:21	Friend	Hande	
23:11 23:12 23:13 53:18 53:21 Fellow	Friend [8] 52:1 56:13 56:22 58:11 59:4 59:19	Hands	[1] 30:4
23:11 23:12 23:13 53:18 53:21 Fellow [1] 50:9	Friend	[1] 11:8	[1] 30:4 Included
23:1123:1223:1353:1853:21 Fellow [1]50:9 Felt	Friend [8] 52:1 56:13 56:22 58:11 59:4 59:19 59:21 60:6 Front	[1] 11:8 Hard	[1] 30:4 Included [1] 18:12
23:1123:1223:1353:1853:21 Fellow [1]50:9 Felt [1]50:21	Friend [8] 52:1 56:13 56:22 58:11 59:4 59:19 59:21 60:6 Front	[1] 11:8 Hard [2] 45:5 55:18	[1] 30:4 Included [1] 18:12
23:1123:1223:1353:1853:21 Fellow [1]50:9 Felt [1]50:21 Few	Friend [8] 52:1 56:13 56:22 58:11 59:4 59:19 59:21 60:6 Front [2] 29:24 41:4 Full	[1] 11:8 Hard [2] 45:5 55:18 Harlan	[1] 30:4 Included
23:11 23:12 23:13 53:18 53:21 Fellow [1] 50:9 Felt [1] 50:21 Few [1] 44:3	Friend [8] 52:1 56:13 56:22 58:11 59:4 59:19 59:21 60:6 Front [2] 29:24 41:4	[1] 11:8 Hard [2] 45:5 55:18 Harlan [3] 1:17 12:16 61:17	[1] 30:4 Included [1] 18:12 Including [2] 14:17 24:1 Incorrect
23:11 23:12 23:13 53:18 53:21 Fellow [1] 50:9 Felt [1] 50:21 Few [1] 44:3 Fiber	Friend [8] 52:1 56:13 56:22 58:11 59:4 59:19 59:21 60:6 Front [2] 29:24 41:4 Full [3] 20:5 40:3 52:23 Fully	[1] 11:8 Hard [2] 45:5 55:18 Harlan [3] 1:17 12:16 61:17 Hate	[1] 30:4 Included [1] 18:12 Including [2] 14:17 24:1
23:11 23:12 23:13 53:18 53:21 Fellow [1] 50:9 Felt [1] 50:21 Few [1] 44:3	Friend [8] 52:1 56:13 56:22 58:11 59:4 59:19 59:21 60:6 Front [2] 29:24 41:4 Full [3] 20:5 40:3 52:23	[1] 11:8 Hard [2] 45:5 55:18 Harlan [3] 1:17 12:16 61:17	[1] 30:4 Included [1] 18:12 Including [2] 14:17 24:1 Incorrect

From Exempt to Incumbent

Word Index			
[1] 14:17	Iowa	Law	35:16 36:16 40:7 41:21 43:18 44:2 44:
Indeed	[9] 16:13 16:16 21:23 28:8 28:9 28:10	[18] 4:8 4:16 5:1 6:4 6:8 6:9 8:18 8:	16 45:1 45:19 52:12
[2] 32:20 49:25	34:9 34:22 54:11	24 9:22 10:2 10:13 11:7 14:6 14:6 16:	Lundy's
Independent	Irrespective	15 23:25 35:10 47:22	[1] 41:15
[1] 30:12	[1] 41:18	Laws	Lynn
Indicate	IRU	[2] 8:13 35:1	[1] 47:23
[2] 4:13 5:2	[3] 49:6 49:21 54:1	Lawyer	
Indicated	IRUS	[12] 3:24 5:7 6:1 7:11 7:12 7:24 8:4 9:	M
[3] 29:17 32:13 41:21	[1] 49:18	23 10:3 10:8 10:9 10:17	
Indicates	Issue	Lawyers	Mail
[1] 3:22	[27] 10:5 10:7 18:19 18:21 19:4 19:10	[2] 7:21 10:17	[2] 38:13 41:7
Individual	22:15 23:19 25:3 27:5 27:6 27:12 27:	Least	Main
[3] 4:15 5:16 6:2	16 30:21 30:22 32:15 37:5 48:17 51:1	[6] 8:25 16:10 16:10 20:10 46:3 57:9	[1] 55:25
Individual's	52:15 52:22 53:18 53:25 54:4 54:19	Leave	Major
[1] 6:3	56:4 59:18	[1] 32:22	[1] 6:24
Informally		Lebrun	Managers
[1] 9:17	[19] 13:9 27:19 35:19 48:5 49:8 49:24 52:18 52:23 53:11 53:15 53:21 53:23	[15] 47:21 47:22 47:23 50:8 51:2 51:7	[1] 21:14
Information	54:5 56:24 57:25 58:4 58:17 59:11 59:	51:12 51:18 51:24 52:7 55:10 55:21	Manner
[4] 8:12 31:12 31:16 49:4	13	57:1 57:2 60:3	[2] 31:16 50:7
Inquiry	Itself	LECS	Market
[1] 40:18	[7] 3:8 3:21 16:22 20:4 35:8 36:17 42:	[2] 14:17 14:18	[3] 14:15 14:23 15:10
Instance	14	Legal	Markets
[4] 13:17 21:2 29:2 36:18		[3] 4:14 8:18 18:20	[2] 15:8 15:10
Instances	J	Legally	Marv
[1] 33:19		[1] 5:19	[1] 2:4
Instead	Jackson [1] 47:23	Letter	Mary
[1] 16:7	Jacobson	[3] 23:24 24:18 27:6 Letters	[7] 1:16 1:19 2:7 12:16 12:19 61:16 61:19
Intend	[3] 1:18 12:17 61:18		Matter
[3] 24:13 51:20 59:13	Jeff	[1] 24:4 Level	[22] 1:4 2:13 3:2 3:17 3:23 4:2 7:7 7:
Intended	[1] 2:6	[2] 26:7 31:14	14 8:24 12:4 13:2 17:13 32:19 36:17
[1] 17:4	Jim	Licensed	38:6 39:21 40:16 40:17 50:11 61:4 62:
Interconnection	[4] 1:11 12:11 59:3 61:11	[1] 4:11	2 63:10
[22] 14:1 19:12 19:13 19:17 19:19 19:	John		Matters
24 20:16 20:24 22:20 25:18 25:24 36:	[3] 1:14 12:14 61:14	[2] 49:18 49:21	[3] 48:3 49:10 49:11
24 37:7 37:15 37:20 37:21 39:23 39: 24 40:9 44:5 61:5 62:3	Joining	Light	McComsey
	[1] 47:25	[6] 19:3 22:14 25:2 29:14 29:14 33:20	[5] 1:23 12:24 61:24 63:5 63:18
Interest	Judament	Likely	MCI
[10] 26:12 33:16 40:18 44:8 48:11 48: 15 49:25 54:5 58:14 58:15	[1] 28:11	[1] 48:11	[4] 3:13 10:15 10:16 10:24
Interested	July	Linden	MCIWorldCom
[4] 14:11 17:18 30:2 46:4	[3] 43:11 43:15 47:1	[1] 12:22	[3] 1:5 3:4 3:17
Interesting	June	Line	Mean
[1] 22:2	[8] 1:9 2:15 12:8 22:25 38:18 61:9 63:	[9] 7:23 18:24 23:15 24:12 24:20 37:9	[12] 8:18 10:3 10:6 26:25 36:12 43:21
Interfering	11 63:14	37:21 44:19 46:1	44:6 45:7 51:4 51:10 57:24 60:1
[1] 34:3	Jurisdiction	Lines	Meaningful
InterLATA	[1] 53:18	[2] 30:7 46:6	[1] 58:22
[2] 49:21 54:2	Justice	Linn	Means
Interpret	[2] 48:12 50:1	[2] 2:4 38:2	[2] 22:7 23:14
[3] 19:23 23:13 35:2		List	Meet
Interpretation	K	[2] 32:2 32:8	[6] 24:6 24:16 24:18 51:3 51:9 55:14
[1] 23:21		Listed	Meeting
Interrelate	Karen	[2] 8:13 33:7	[2] 25:22 25:24
[1] 21:6	[5] 1:15 2:3 12:14 34:15 61:15	Litigate	Members
Intervene	Keith [3] 1:17 12:17 61:17	[2] 56:6 56:7	[3] 3:15 13:13 39:6
[10] 13:8 47:18 48:4 48:6 48:23 50:3	[3]1:1/12:1/01:1/ [Kelly	Litigated	Mention
50:18 50:21 57:24 59:25	[4] 1:15 12:15 61:15 62:8	[1] 49:1	[2] 24:17 33:14
Intervened	Kind	LLC	Mentioned
[2] 38:5 58:6	[11] 17:13 18:19 19:24 27:10 31:11	[4] 61:6 61:6 62:5 62:5	[2] 5:22 32:2
Intervening	32:9 35:7 36:23 38:20 43:18 59:18	Local	Merits
[1] 50:6	Kinds	[5] 14:23 15:7 15:10 53:23 54:3	[2] 39:19 49:7
Intervenor	[2] 19:23 37:14	Lohnes	Mexico
[1] 47:1	Knowledge	[1] 2:7	[1]33:3 Michele
Intervention	[1] 45:14	Look	
[8] 50:24 53:9 58:18 58:21 59:7 59:16	Kyle	[10] 20:19 29:21 30:11 30:13 30:18	[3] 1:18 12:18 61:18
59:22 62:12	[1] 2:5	39:10 39:15 41:2 42:17 58:13	Michigan [1] 15:1
Interventions		Looked	MidAmerican
[2] 58:7 58:8		[3] 28:3 41:5 47:9	[3] 2:3 2:3 2:4
IntraLATA		Looking	[5] 2:3 2:3 2:4 Midco
[1] 14:25	Lack [1] 31:11	[8] 19:5 23:19 27:21 29:11 41:9 52:1	[1] 39:4
Introducing		52:4 56:18	Midcontinent
[1] 51:17	Language [2] 20:4 35:8	Looks	[6] 2:7 2:8 12:21 39:7 39:21 54:20
Investigate		[1] 43:21	Midcontinent's
[1] 16:21	Large [5] 13:19 14:16 18:23 20:12 33:22	Louisiana	[1] 39:18
Investigation		[1] 27:20	Midst
[1] 13:24	Last [4] 53:11 54:9 55:25 58:3	Lunch	[1] 15:21
Investigations		[1] 42:18	Midwest
[1] 33:1	Late [6] 17:21 48:9 53:5 58:7 58:9 59:21	Lund	[2] 61:6 62:4
Invoked		[13] 1:4 2:9 3:2 4:20 5:14 6:12 6:15 6: 18 7:16 7:20 8:11 9:8 11:1	Might
[1] 53:17	Latitude [1] 8:20	Lundy	[7] 8:24 11:4 30:21 39:2 45:5 45:17
Involved		[15] 12:22 18:15 18:15 34:20 35:13	46:3
[2] 50:10 55:25	[2] 52:19 53:11	10,10 10,10 10,10 10,10 10,10 10,10 10,10 10,10 10,10	Mind
	<u>[m]</u>		

From Incumbent to Mind

Word Index			
[1] 29:23	[4] 22:25 34:18 35:15 60:17	Opposed	[2] 17:22 60:7
Minds	Nexus	[2] 7:12 41:11	Permit
[1] 43:22	[1] 37:6	Opt	[1] 50:3 Permits
Mine [1] 60:2	Nine [1] 28:5	[2] 39:24 40:2 Order	[1] 48:9
Minnesota	Nobody's	[15] 3:6 7:24 8:15 10:8 15:2 16:20 17:	Permitted
[8] 13:25 20:13 20:14 21:8 23:5 2	6:4 [1] 45:17	22 27:20 34:9 35:2 35:17 35:20 42:22	[1] 9:17
33:4 54:12	Nondiscriminatory	55:7 57:25	Person
Minor	[2] 39:22 49:19	Oregon [1] 33:21	[1] 8:15 Perspective
[1] 21:5 Miscarriage	Nonparticipation [1] 26:19	Organization	[1] 29:9
[2] 48:12 50:1	Nonprofit	[1] 11:3	Pertinent
Missing	[2] 3:20 11:3	Originally	[3] 14:7 29:4 30:1
[2] 29:3 30:20	Nonprofits	[1] 43:7	Petition
Monday	[1] 5:4	055	[14] 22:18 47:18 48:4 48:10 48:14 48: 23 49:14 49:15 49:17 50:2 50:18 57:
[4] 41:8 41:10 43:11 43:16 Montana	Nonresident [2] 6:7 6:8	[2] 52:22 56:1 Otherwise	23 59:1 59:25
[1] 28:7	Normal	[1] 24:16	Petitioner
Month	[1] 50:6	Ourselves	[1] 53:22
[1] 52:21	North	[1] 5:18	Phone [3] 3:11 9:11 47:25
Months	[3] 28:8 52:18 54:11	Out-of-state	Phonetic
[2] 33:20 58:4	Notary [2] 63:6 63:18	Outlined	[2] 7:5 7:8
Moot [1] 60:18	Nothing	[2] 8:11 49:13	Pierre
Morning	[5] 25:21 42:8 53:1 53:8 57:21	Outlines	[5] 1:5 2:14 3:3 52:5 63:13
[4] 4:9 8:7 8:10 9:4	Notice	[1] 5:1	Place
Most	[1] 29:2	Outstanding	[3] 33:17 45:8 45:13 Plain
[1] 30:22	Number	[1] 9:1 Overall	[1] 9:2
Motion [43] 3:18 3:24 5:4 5:23 6:6 6:18	[6] 22:16 29:12 29:15 31:23 31:24 58:	[1] 16:5	Plan
10:15 10:16 10:20 10:23 13:5 13	:11	Owes	[1] 25:14
13:18 13:22 13:23 15:19 17:14 2		[1] 36:22	Pleased
28:4 28:5 28:15 32:16 33:23 34:3 24 39:19 40:22 42:12 46:12 46:1	3 3 /:	Own	[1] 16:25
24 47:3 48:5 48:6 52:14 53:8 54:		[4] 5:14 20:20 48:8 53:17	Point [13] 9:1 9:8 16:13 17:1 19:2 21:17 30:
54:12 59:3 59:4 60:9 60:11	Observation	Р	6 41:20 47:6 50:18 55:15 56:17 58:12
Move	[1] 44:24		Points
[5] 10:15 46:13 58:21 59:1 62:14 Multi	lobcarn	P.m.	[3] 13:22 18:17 25:4
[1] 25:18	[1] 3:7 Obviously	[1] 2:16 PAM	Policies [5] 20:19 23:18 23:23 27:5 35:1
			[] 20.17 2J.10 2J.2J 27.J JJ.1
Multi-state	[3] 18:7 33:3 39:25	[3] 1:12 12:11 61:12	Policy
[3] 25:18 25:23 40:9	[3] 18:7 33:3 39:25 Occur	[3] 1:12 12:11 61:12 Paperwork	Policy [2] 23:25 24:2
[3] 25:18 25:23 40:9 Must	Occur [1] 11:5	Paperwork [1] 24:14	[2] 23:25 24:2 Portion
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19:	Occur [1] 11:5 Occurred	Paperwork [1] 24:14 Paragraph	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4	Paperwork [1] 24:14 Paragraph [1] 15:2	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19:	0 Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October	Paperwork [1] 24:14 Paragraph	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8	0 18 19: 18 19: 0 0 0 0 0 0 0 0 0 0 0 0 0	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21	0 18 19: 18 19: 0 0 0 0 0 0 0 0 0 0 0 0 0	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation	0 18 19: 18 19: 0 0 0 0 0 0 0 0 0 0 0 0 0	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12 Offers	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11	0 18 19: 18 19: 0 0 0 0 0 0 0 0 0 0 0 0 0	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12 Offers [1] 49:20 Offhand [1] 39:15 Officer	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12 Offers [1] 49:20 Offhand [1] 39:15 Officer [1] 17:4	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12 Offers [1] 49:20 Offhand [1] 39:15 Officer [1] 17:4 Ogden	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Present
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12 Offers [1] 49:20 Offhand [1] 39:15 Officer [1] 17:4 Ogden [1] 2:2 Once	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Present [5] 4:23 17:20 49:8 55:21 57:10 Presentation
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 5	0ccur [1] 11:5 0ccurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 0ctober [1] 22:17 0ffered [2] 40:15 45:10 0ffering [2] 36:14 37:12 0ffers [1] 49:20 0ffland [1] 39:15 0fficer [1] 17:4 0gden [1] 2:2 0nce [4] 9:19 9:21 14:24 45:11	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38:	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Present [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12 Offers [1] 49:20 Officer [1] 17:4 Ogden [1] 2:2 Once [4] 9:19 9:21 14:24 45:11 One	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Present [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56:	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12 Offers [1] 49:20 Officer [1] 17:4 Ogden [1] 2:2 II] 2:2 Once [4] 9:19 9:21 14:24 45:11 One [21 [26] 5:17 8:20 10:25 13:10 15:22 15:	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38:	[2] 23:25 24:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Present [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4	0 ccur [1] 11:5 0 0 curred [6] 13:24 16:6 33:21 41:17 42:2 42:4 0 ctober [1] 22:17 0ffered [2] 40:15 45:10 0ffering [2] 36:14 37:12 0ffers [1] 49:20 0fficer [1] 39:15 0fficer [1] 17:4 0gden [1] 2:2 0nce [4] 9:19 9:21 14:24 45:11 0ne [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Present [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19 President
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56: Needs [6] 3:10 15:24 18:24 24:24 25:2 Neglected	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12 Offers [1] 49:20 Officer [1] 17:4 Ogden [1] 2:2 Once [2] 9:19 9:21 14:24 45:11 One [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 5 39:1 29:12 31:23 36:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties : [8] 19:14 30:6 30:19 38:5 47:4 47:9	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 55:25 Present [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Pretty
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56: Needs [6] 3:10 15:24 18:24 24:24 25:2 Neglected [1] 30:4	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12 Offers [1] 49:20 Officer [1] 7:4 Ogden [1] 2:2 Once [4] 9:19 9:21 14:24 45:11 One [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 5 39:1 29:12 31:23 36:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50 5 53:21	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties : [8] 19:14 30:6 30:19 38:5 47:4 47:9 52:5 53:4	[2] 23:25 24:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Present [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Pretty [4] 8:19 11:4 36:4 51:22
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56: Needs [6] 3:10 15:24 18:24 24:24 25:2 Neglected [1] 30:4 Negotiated	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12 Offers [1] 49:20 Officer [1] 17:4 Ogden [1] 2:1 Once [4] 9:19 9:21 14:24 45:11 One [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 25 39:1 29:12 31:23 36:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50 5 33:21 Ongoing	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties [8] 19:14 30:6 30:19 38:5 47:4 47:9 52:5 53:4 Party	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Present [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Pretty [4] 8:19 11:4 36:4 51:22 Prevent
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56: Needs [6] 3:10 15:24 18:24 24:24 25:2 Negotiated [1] 30:4 Negotiated [1] 19:13	0ccur [1] 11:5 0ccurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 0ctober [1] 22:17 0ffered [2] 40:15 45:10 0ffering [2] 36:14 37:12 0ffers [1] 49:20 0fficer [1] 39:15 0fficer [1] 17:4 0gden [1] 2:2 Once [2] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 29:12 31:23 36:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50 5 39:1 0ngoing [1] 13:25 0pen	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties [8] 19:14 30:6 30:19 38:5 47:4 47:9 52:5 53:4 Party [1] 36:21 Passed	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Presentation [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Pretty [4] 8:19 11:4 36:4 51:22 Prevent [1] 7:3
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 National [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Needs [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56: Needs [6] 3:10 15:24 18:24 24:24 25:2 Neglected [1] 30:4 Negotiated [1] 19:13 Negotiating	0ccur [1] 11:5 0ccurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 0ctober [1] 22:17 0ffered [2] 40:15 45:10 0ffering [2] 36:14 37:12 0ffers [1] 49:20 0fficer [1] 39:15 0fficer [1] 17:4 0gden [1] 2:2 0nce [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 29:12 31:23 36:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50 5 39:1 0ngoing [1] 13:25 0pen [9] 14:24 15:8 15:10 15:11 32:22 42:	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties [8] 19:14 30:6 30:19 38:5 47:4 47:9 52:5 53:4 Party [1] 36:21 Passed [1] 62:11	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Present [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Pretty [4] 8:19 11:4 36:4 51:22 Prevent [1] 7:3 Prevented
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56: Needs [6] 3:10 15:24 18:24 24:24 25:2 Neglected [1] 30:4 Negotiated [1] 40:9 NELSON	0ccur [1] 11:5 0ccurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 0ctober [1] 22:17 0ffered [2] 40:15 45:10 0ffering [2] 36:14 37:12 0ffers [1] 49:20 0fficer [1] 39:15 0fficer [1] 17:4 0gden [1] 2:2 0nce [2] [2] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 26:2 [4] 9:19 9:21 14:24 45:11 0ne [21 226:2 [4] 9:19 9:21 14:24 45:11 0ne 21 [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 5 39:1 29:12 31:23 36:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50 5 53:21 0ngoing [1] 13:25 0pen [9] 14:24 15:8 15:10 15:11 32:22 42: 13 51:5 56:8 56:16	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties : [8] 19:14 30:6 30:19 38:5 47:4 47:9 52:5 53:4 Party [1] 36:21 Passed [1] 62:11 Past	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Presentation [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Pretty [4] 8:19 11:4 36:4 51:22 Prevent [1] 7:3
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 National [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56: Needs [6] 3:10 15:24 18:24 24:24 25:2 Neglected [1] 30:4 Negotiated [1] 19:13 Negotiating [1] 40:9 NELSON [12] 1:12 10:21 12:11 36:6 46:1	0ccur [1] 11:5 0ccurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 0ctober [1] 22:17 0ffered [2] 40:15 45:10 0ffering [2] 36:14 37:12 0ffers [1] 49:20 0fficer [1] 39:15 0fficer [1] 17:4 0gden [1] 2:2 0nce [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 26:2 [4] 9:19 9:21 14:24 45:11 One [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 5 39:1 29:12 31:23 36:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50 5 53:21 Ongoing [1] 13:25 Open [9] 14:24 15:8 15:10 15:11 32:22 42: 13 51:5 56:8 56:16 3 47: Opening	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties : [8] 19:14 30:6 30:19 38:5 47:4 47:9 52:5 53:4 Party [1] 36:21 Passed [1] 62:11 Past [4] 21:3 21:16 24:15 36:19	[2] 23:25 24:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 55:25 Present [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Pretty [4] 8:19 11:4 36:4 51:22 Prevent [1] 7:3 Prevented [1] 50:6 Previous [1] 51:1
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56: Needs [6] 3:10 15:24 18:24 24:24 25:2 Negotiated [1] 30:4 Negotiated [1] 19:13 Negotiating [1] 40:9 NELSON [12] 1:12 10:21 12:11 36:6 46:1 15 55:17 56:3 59:10 60:12 61:1	0ccur [1] 11:5 0ccurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 0ctober [1] 22:17 0ffered [2] 40:15 45:10 0ffering [2] 36:14 37:12 0ffers [1] 49:20 0fficer [1] 39:15 0fficer [1] 17:4 0gden [1] 2:2 0nce [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 26:2 [4] 9:19 9:21 14:24 45:11 One [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 5 39:1 29:12 31:23 36:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50 5 53:21 Ongoing [1] 13:25 Open [9] 14:24 15:8 15:10 15:11 32:22 42: 13 51:5 56:8 56:16 3 47: Opening	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties : [8] 19:14 30:6 30:19 38:5 47:4 47:9 52:5 53:4 Party [1] 36:21 Passed [1] 62:11 Past [4] 21:3 21:16 24:15 36:19 Pattern	[2] 23:25 ² 24:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Present [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Pretty [4] 8:19 11:4 36:4 51:22 Prevent [1] 7:3 Prevented [1] 50:6 Previous [1] 51:1 Previously
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 National [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56: Needs [6] 3:10 15:24 18:24 24:24 25:2 Neglected [1] 30:4 Negotiated [1] 19:13 Negotiating [1] 40:9 NELSON [12] 1:12 10:21 12:11 36:6 46:1	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12 Offers [1] 49:20 Officer [1] 17:4 Ogden [1] 2:2 Once [4] 9:19 9:21 14:24 45:11 One [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 25 39:1 29:12 31:23 36:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50 5 39:1 29:12 31:23 56:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50 5 53:21 Ongoing [1] 13:25 Open [9] 14:24 15:8 15:10 15:11 32:22 42: 13 51:5 56:8 56:16 3 47: Opening [3] 14:15 22:23 58:23 Opinion [2] 34:24 35:7	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties : [8] 19:14 30:6 30:19 38:5 47:4 47:9 52:5 53:4 Party [1] 36:21 Passed [1] 62:11 Past [4] 21:3 21:16 24:15 36:19	[2] 23:25 ² 24:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Presentation [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Pretty [4] 8:19 11:4 36:4 51:22 Prevent [1] 7:3 Prevented [1] 50:6 Previous [1] 51:1 Previously [1] 3:22
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 National [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Needs [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56: Needs [6] 3:10 15:24 18:24 24:24 25:2 Negotiated [1] 19:13 Negotiating [1] 40:9 NELSON [12] 1:12 10:21 12:11 36:6 46:1 15 55:17 56:3 59:10 60:12 61:1 14	0 Ccur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12 Offers [1] 49:20 Officer [1] 17:4 Ogden [1] 2:2 Once [26] 5:17 8:20 10:25 13:10 15:22 15: 26:2 [4] 9:19 9:21 14:24 45:11 One [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 29:12 31:23 36:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50 5 53:21 Ongoing [1] 13:25 Open [9] 14:24 15:8 15:10 15:11 32:22 42: 13 51:5 56:8 56:16 3 47: 2 62: [3] 14:15 22:23 58:23 Opinion [2] 34:24 35:7 Opinions	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties [8] 19:14 30:6 30:19 38:5 47:4 47:9 52:5 53:4 Party [1] 36:21 Passed [1] 62:11 Past [4] 21:3 21:16 24:15 36:19 Pattern [1] 14:20 People [3] 7:3 31:10 56:5	[2] 23:25 ² 4:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 55:25 Present [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Prety [4] 8:19 11:4 36:4 51:22 Prevented [1] 50:6 Previous [1] 51:1 Previously [1] 3:22 Primary
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 National [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56: Needs [6] 3:10 15:24 18:24 24:24 25:2 Neglected [1] 30:4 Negotiated [1] 40:9 NELSON [12] 1:12 10:21 12:11 36:6 46:1 15 55:17 56:3 59:10 60:12 61:1 14 Network [1] 37:7 Never	Occur [1] 11:5 Occurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 October [1] 22:17 Offered [2] 40:15 45:10 Offering [2] 36:14 37:12 Offfers [1] 49:20 Offhand [1] 39:15 Officer [1] 17:4 Ogden [1] 2:2 Once [4] 9:19 9:21 14:24 45:11 One [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 5 39:1 29:12 31:23 36:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50 5 53:21 Ongoing [1] 13:25 Open [9] 14:24 15:8 15:10 15:11 32:22 42: 13 51:5 56:8 56:16 3 47: 2 62: Opinion [2] 34:24 35:7 Opinions [1] 8:25	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties : [8] 19:14 30:6 30:19 38:5 47:4 47:9 52:5 53:4 Party [1] 36:21 Passed [1] 62:11 Past [4] 21:3 21:16 24:15 36:19 Pattern [1] 14:20 People [3] 7:3 31:10 56:5 Perfect	[2] 23:25 ² 24:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Presentation [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Pretty [4] 8:19 11:4 36:4 51:22 Prevent [1] 7:3 Prevented [1] 50:6 Previous [1] 51:1 Previously [1] 3:22
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 National [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56: Needs [6] 3:10 15:24 18:24 24:24 25:2 Neglected [1] 30:4 Negotiated [1] 40:9 NELSON [12] 1:12 10:21 12:11 36:6 46:1 15 55:17 56:3 59:10 60:12 61:1 14 Network [1] 37:7 Never [5] 17:11 41:1 51:8 58:15 59:18	0ccur [1] 11:5 0ccurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 0ctober [1] 22:17 0ffered [2] 40:15 45:10 0ffering [2] 36:14 37:12 0ffers [1] 49:20 0fficer [1] 39:15 0fficer [1] 17:4 0gden [1] 2:2 0nce [4] 9:19 9:21 14:24 45:11 0ne [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 5 39:1 29:12 31:23 36:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50 5 53:21 0ngoing [1] 13:25 0pen [9] 14:24 15:8 15:10 15:11 32:22 42: 13 51:5 56:8 56:16 3 47: 0pening [1] 8:25 0pinions [1] 8:25 0pinions [1] 8:25	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties : [8] 19:14 30:6 30:19 38:5 47:4 47:9 52:5 53:4 Party [1] 36:21 Passed [1] 62:11 Past [4] 21:3 21:16 24:15 36:19 Pattern [1] 14:20 People [3] 7:3 31:10 56:5 Perfect [1] 15:17	[2] 23:25 24:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Present [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Pretty [4] 8:19 11:4 36:4 51:22 Prevent [1] 50:6 Previous [1] 51:1 Previously [1] 3:22 Primary [2] 53:25 53:25 Principle [1] 39:21
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 Nation [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56: Needs [6] 3:10 15:24 18:24 24:24 25:2 Neglected [1] 30:4 Negotiated [1] 19:13 Negotiating [1] 40:9 NELSON [12] 1:12 10:21 12:11 36:6 46:1 15 55:17 56:3 59:10 60:12 61:1 14 Network [1] 37:7 Never [5] 17:11 41:1 51:8 58:15 59:18 New	0ccur [1] 11:5 0ccurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 0ctober [1] 22:17 0ffered [2] 40:15 45:10 0ffering [2] 36:14 37:12 0ffers [1] 49:20 0fficer [1] 17:4 0gden [1] 2:2 0nce [4] 9:19 9:21 14:24 45:11 0ne [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 25 39:1 29:12 31:23 36:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50 5 53:21 0ngoing [1] 13:25 0pen [9] 14:24 15:8 15:10 15:11 32:22 42: 13 51:5 56:8 56:16 3 47: 0pening [1] 8:25 0pinion [2] 34:24 35:7 0pinions [1] 8:25 0 0 0 13 18:12 29:12 39:10 57:3 57:9 57:12 <td>Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties [8] 19:14 30:6 30:19 38:5 47:4 47:9 52:5 53:4 Party [1] 36:21 Passed [1] 62:11 Past [4] 21:3 21:16 24:15 36:19 Pattern [1] 14:20 People [3] 7:3 31:10 56:5 Perfect [1] 15:17 Perhaps</td> <td>[2] 23:25² 24:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 5:6 Prepare [1] 5:25 Presentation [1] 18:18 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Pretty [4] 8:19 11:4 36:4 51:22 Prevent [1] 7:3 Prevented [1] 51:1 Previously [1] 3:22 Primary [2] 53:25 53:25 Principle [1] 39:21 Private</td>	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties [8] 19:14 30:6 30:19 38:5 47:4 47:9 52:5 53:4 Party [1] 36:21 Passed [1] 62:11 Past [4] 21:3 21:16 24:15 36:19 Pattern [1] 14:20 People [3] 7:3 31:10 56:5 Perfect [1] 15:17 Perhaps	[2] 23:25 ² 24:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 5:6 Prepare [1] 5:25 Presentation [1] 18:18 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Pretty [4] 8:19 11:4 36:4 51:22 Prevent [1] 7:3 Prevented [1] 51:1 Previously [1] 3:22 Primary [2] 53:25 53:25 Principle [1] 39:21 Private
[3] 25:18 25:23 40:9 Must [8] 3:23 5:20 6:1 9:23 18:25 19: 20 23:8 Name [3] 3:16 13:14 47:21 National [1] 23:10 National [1] 23:7 Nebraska [2] 28:8 54:11 Necessarily [3] 19:25 30:23 52:2 Necessary [4] 7:19 24:23 50:21 50:22 Need [19] 4:22 5:3 5:7 7:2 8:4 16:18 2 30:14 30:17 30:24 39:14 40:25 4 45:9 46:9 46:19 54:25 56:15 56: Needs [6] 3:10 15:24 18:24 24:24 25:2 Neglected [1] 30:4 Negotiated [1] 40:9 NELSON [12] 1:12 10:21 12:11 36:6 46:1 15 55:17 56:3 59:10 60:12 61:1 14 Network [1] 37:7 Never [5] 17:11 41:1 51:8 58:15 59:18	0ccur [1] 11:5 0ccurred [6] 13:24 16:6 33:21 41:17 42:2 42:4 0ctober [1] 22:17 0ffered [2] 40:15 45:10 0ffering [2] 36:14 37:12 0ffers [1] 49:20 0fficer [1] 39:15 0fficer [1] 17:4 0gden [1] 2:2 0nce [4] 9:19 9:21 14:24 45:11 0ne [26] 5:17 8:20 10:25 13:10 15:22 15: 24 18:11 19:8 24:1 26:9 26:19 26:19 5 39:1 29:12 31:23 36:9 36:12 36:21 41:20 41:25 43:17 43:18 45:15 48:4 48:4 50 5 53:21 0ngoing [1] 13:25 0pen [9] 14:24 15:8 15:10 15:11 32:22 42: 13 51:5 56:8 56:16 3 47: 0pening [1] 8:25 0pinions [1] 8:25 0pinions [1] 8:25	Paperwork [1] 24:14 Paragraph [1] 15:2 Paralegals [2] 8:10 9:5 Parallel [1] 4:9 Pardon [1] 16:10 Part [17] 10:5 10:7 10:14 13:19 20:12 29: 25 35:4 35:5 35:6 41:22 46:24 49:15 49:17 49:19 51:5 52:19 53:11 Participant [1] 33:9 Participate [4] 26:2 26:14 26:23 26:24 Particular [9] 18:20 24:21 24:24 26:25 36:21 38: 4 40:2 44:20 45:24 Particularly [2] 25:5 28:9 Parties : [8] 19:14 30:6 30:19 38:5 47:4 47:9 52:5 53:4 Party [1] 36:21 Passed [1] 62:11 Past [4] 21:3 21:16 24:15 36:19 Pattern [1] 14:20 People [3] 7:3 31:10 56:5 Perfect [1] 15:17	[2] 23:25 24:2 Portion [2] 33:16 40:18 Position [7] 4:5 8:18 13:7 13:9 39:19 40:13 50: 16 Power [1] 23:13 Practice [4] 4:8 4:16 6:7 6:9 Precedent [1] 3:22 Preference [1] 15:6 Prepare [1] 52:25 Present [5] 4:23 17:20 49:8 55:21 57:10 Presentation [1] 18:18 Presenting [1] 55:19 President [1] 37:5 Pretty [4] 8:19 11:4 36:4 51:22 Prevented [1] 50:6 Previous [1] 51:1 Previously [1] 3:22 Primary [2] 53:25 53:25 Principle [1] 39:21

Word Index	4		
Privately	Questions		Requesting
[1] 16:4	[13] 16:25 17:8 17:25 28:18 28:19 34:		[1] 3:12
Privy	21 42:9 42:21 48:20 50:4 52:11 54:14	58:13	Require
[1] 27:17	60:15	Referred [1] 24:9	[3] 3:25 19:11 57:7
Pro	Quickly	Referring	Required
[3] 7:18 11:3 26:12	[1] 34:9		[3] 6:6 7:8 9:12
Problem	Quite [5] 18:22 27:21 32:6 37:22 53:6	Refuse	Requirement
[3] 31:9 32:17 45:3		[1] 10:17	[7] 4:22 7:1 8:14 22:22 23:6 24:10 25:
Problems	Quote [1] 14:9	Refuses	Requirements
[1] 27:24	Owest	[1] 4:2	[5] 14:3 20:9 22:7 24:6 40:11
Procedure	[61] 1:6 2:6 2:6 2:7 3:4 12:4 12:22 13:		Requires
[3] 43:19 50:25 60:5	2 13:20 14:5 15:5 15:15 15:21 15:23	[3] 14:5 15:3 15:14	[5] 9:22 9:22 20:3 39:22 47:11
Proceed	16:2 16:15 17:9 17:25 18:6 18:14 18:	Regarding	Research
[2] 13:15 17:22 Proceeding	16 19:3 19:6 20:2 21:18 22:11 22:14	[7] 1:6 3:4 7:5 9:4 52:18 53:2 54:3	[1] 4:12
[3] 9:20 49:9 52:4	22:17 23:17 23:20 24:3 24:5 24:13 25:	Regardless	Residential
Proceedings	6 25:13 25:22 25:24 26:3 26:4 26:8 28:25 29:22 30:3 30:13 30:18 31:15	[1] 27:10	[3] 5:6 6:20 8:3
[20] 1:8 2:12 12:8 13:6 13:11 13:18	34:9 34:16 34:17 35:23 42:15 42:22	Region	Resolution
17:11 17:15 17:17 20:13 25:10 26:2	43:22 48:24 49:17 49:20 52:11 54:15	[1] 54:9	[1] 27:12
29:7 42:13 46:14 49:12 52:3 61:8 63:	61:5 62:3 62:8	Region-wide	Resolve
9 63:12	Qwest's	[1] 54:9	[5] 19:6 21:3 25:16 27:19 27:24
Process	[14] 14:8 15:7 15:10 15:13 16:12 16:	Regional	Resolves
[13] 7:3 8:2 15:16 15:21 16:1 19:20	23 29:19 33:25 34:4 42:6 48:16 48:17	[1] 31:14	[1] 21:15
19:22 21:13 26:9 26:17 26:20 28:16	48:21 49:15	Registered	Resource
45:20	_	[2] 63:5 63:19	[1] 31:9
Processes [4] 21:7 26:6 26:7 26:11	R	Regulations [2] 14:14 14:22	Resources
Product	Raise	[2] 14:14 14:22 Relate	[2] 31:14 31:19
[3] 37:11 37:13 37:13	[2] 48:20 59:13	[2] 14:1 16:23	Respect
Professional	Raised	[2] 14:1 10:25 Relates	[1] 42:7
[2] 63:6 63:19	[7] 10:5 10:6 25:4 52:16 52:17 53:22	[1] 15:6	Respectfully
Promised	54:25	Relating	[2] 26:21 35:9 Respond
[2] 15:23 15:25	Raising	[3] 16:9 48:15 49:8	[2] 16:25 31:21
Promote	[1] 59:11	Relatively	Response
[1] 16:5	Range	[1] 54:7	[5] 4:19 5:11 6:15 32:17 44:6
Promulgated	[1] 40:4	Relevance	Restrictions
[1] 35:22	Rapid	[1] 36:25	[1] 54:2
Promulgating	[1] 47:23 Rate	Relevant	Result
[1] 20:18	[1] 37:13	[2] 27:1 49:12	[3] 13:24 48:11 50:1
Proper	Rates	Relitigate	Retained
[2] 27:8 62:11	[1] 37:1	[1] 49:1	[1] 20:14
Properly [1] 62:10	Rather	Relying	Return
Proposed	[2] 17:21 49:3	[1] 21:9	[1] 25:8
[3] 20:20 62:7 62:15	Reach	Remain [3] 14:24 15:11 15:25	Review
Proposing	[1] 29:14	Remember	[7] 22:6 28:25 30:3 30:12 30:24 38:16 40:1
[1] 20:18	Read	[1] 54:24	Reviewed
Provide	[6] 8:13 24:2 25:12 34:9 41:4 55:5	Remotely	[1] 27:1
[3] 31:24 35:23 35:25	Reading	[2] 45:2 45:4	Revised
Providing	[3] 3:14 9:2 42:20	Remove	[1] 22:24
[1] 46:2	Realize [1] 58:7	[2] 19:4 23:19	Rights
Provision	Really	Reopen	[2] 6:3 40:4
[2] 21:14 25:16	[16] 4:13 4:21 6:22 7:2 7:14 17:16 20:	[14] 13:6 13:9 13:11 13:18 16:20 17:	Rise
Provisioning	15 23:7 33:17 36:24 44:13 50:11 51:8	15 28:16 30:14 30:17 46:14 48:5 52:4	[1] 26:7
[5] 21:7 26:6 26:11 27:19 27:24	53:14 55:15 56:5	53:6 56:23	Rislov
Provisions	Reason	Reopened	[3] 1:16 12:15 61:16
[3] 14:15 36:8 48:22	[4] 33:23 53:14 58:5 58:25	[1] 40:25 Reopening	ROBERT
Public [15] 1:1 1:11 12:1 12:10 33:16 40:18	Reasonable	[1] 57:25	[3] 1:12 12:12 61:12
48:11 49:25 54:5 58:14 58:15 61:1 61:	[1] 23:21	Repeat	
11 63:6 63:18	Reasons	[1] 13:23	[6] 1:14 12:13 17:3 17:6 46:15 61:14
Public's	[3] 10:10 46:15 52:13	Reply	Room [1] 2:14
[1] 48:14	Rebutted	[1] 22:24	Routine
Publicly	[1] 26:4	Reported	[1] 24:14
[1] 16:3	Receive [3] 16:22 24:11 57:25	[3] 1:23 12:24 61:24	RPR
Purely		Reporter	[3] 1:23 12:24 61:24
[1] 8:18	Received [2] 14:25 15:17	[3] 63:6 63:9 63:19	Rule
Pursuing	Recently	Represent	[3] 35:6 48:8 57:18
[1] 33:1	[1] 50:12	[9] 3:7 3:17 3:21 4:1 5:16 5:17 6:9 6:	Ruled
Put	Recognize	13 47:24	[3] 28:6 28:7 54:7
[3] 55:12 56:19 58:15	[1] 48:6	Represented	Rules
Puts	Recognized	[4] 3:24 5:21 6:1 7:24	[3] 20:15 27:7 60:5
[2] 5:14 43:21 Putting	[1] 60:9	Representing [5] 4:15 8:16 9:23 39:7 47:19	Ruling
[1] 58:12	Recommend	Represents	[4] 22:18 22:19 27:25 28:11
	[3] 42:19 58:18 62:12	[1] 6:3	Rush
Q	Recommendation	Request	[1] 33:25
	[9] 4:17 8:21 22:3 22:10 42:11 43:3	[9] 31:18 32:10 35:17 35:23 35:25 52:	S
OPAP	55:16 57:23 59:24 Recommendations	13 54:13 57:2 57:8	<u> </u>
[1] 54:5		Requested	Safeguards
QSI [1] 2:8	Record	[6] 18:1 24:13 29:21 33:7 42:14 62:16	[1] 49:19

From Privately to Safeguards

Word Index			
	Shall	[1] 52:5	[1] 40:25
SAHR [27] 1:12 7:16 8:6 10:4 10:19 10:25	[6] 3:6 13:5 13:6 13:8 47:17 62:6	State	TELEC
12:12 28:21 28:24 29:20 34:13 43:4	Shepherd	[31] 1:2 2:13 4:11 4:14 7:9 7:10 7:12	[3] 2:1 2:2 2:2
43:9 46:17 47:2 51:15 51:22 51:25 56:	[1] 31:11	7:13 12:2 13:25 14:13 14:21 16:15 24: 1 24:25 25:18 26:15 26:25 27:1 28:1	Telecom [1] 19:11
8 57:14 59:2 59:8 59:12 59:20 60:10 61:12 62:17	Short	28:7 33:2 33:3 33:4 39:18 45:20 45:	Telecommunications
Satisfied	[3] 11:6 16:8 54:7	24 50:14 61:2 63:1 63:7	[7] 12:5 13:4 14:4 14:14 14:22 48:18
[1] 29:1	Shorthand [2] 63:9 63:9	State's	48:22
Satisfy	Shown	[1] 49:12	TELEPHONE
[1] 29:4	[1] 48:10	Statement [1] 24:2	[1] 2:1
SBC	Side	States	Temporarily
[1] 27:17	[2] 9:20 24:20	[16] 5:24 27:15 28:3 28:5 28:6 32:2	Tend
Schedule [17] 22:24 31:22 38:17 38:21 39:16	Sign	32:8 32:17 32:19 33:6 33:8 33:22 33:	[1] 14:22
42:20 43:2 46:20 46:25 47:3 47:7 51:	[1] 15:9	24 50:19 54:6 54:10	Tentative
3 51:9 52:24 55:14 57:19 58:10	Significant [2] 28:9 51:23	Status [1] 17:16	[3] 16:14 21:24 28:11
Schulz	Silenced	Statute	Term
[1] 47:23	[1] 25:9	[7] 5:23 9:2 9:3 9:6 23:12 23:13 35:6	[3] 25:9 37:6 37:7
SDCASAA	Silent	Statutes	Terms [16] 14:2 15:3 15:14 22:12 23:1 25:12
[2] 1:5 3:3 SDCL	[1] 15:25	[1] 11:7	34:21 35:18 36:20 36:25 37:20 38:8
[1] 5:23	Similar	Statutory	42:1 44:3 44:4 44:18
Seal	[1] 50:25	[1] 14:19	Territory
[1] 24:23	Simmons [1]2:8	Steven	[1] 13:21
Second	Simply	[1]23:24 Stewart	Test 121 25:5 25:6
[14] 10:20 17:23 19:2 23:17 35:21 46:	[4] 19:19 31:9 31:15 40:20	[1] 2:3	[2] 35:5 35:6 Testimony
16 47:14 47:16 48:4 53:14 57:24 59:2 60:10 62:17	Situation	Still	[11] 20:15 21:8 26:3 26:17 27:2 30:25
Secondly	[3] 11:7 15:20 56:18	[3] 41:19 42:4 56:16	52:24 53:9 57:7 58:14 58:15
[1] 7:5	Six	Straight	Theirs
Secret	[2] 28:3 28:6	[1] 51:16	[1] 41:7
[4] 13:19 16:9 16:21 16:23	Smith [4] 1:14 8:23 12:14 61:14	Strongly	Themselves
Section	Solely	[1] 27:21 Stuck	[3] 4:23 5:16 6:13 Therefore
[17] 12:5 13:3 15:13 19:10 20:3 21:19 22:7 24:7 24:10 26:2 27:9 35:2 35:5	[1] 43:21	[1] 41:7	[4] 16:19 49:7 49:23 50:2
39:22 40:5 49:22 53:24	Someone	Styled	They've
Secure	[1] 7:12	[1] 17:14	[1] 32:23
[1] 3:25	Sooner	Subject	Thinking
See	[1] 58:6	[4] 14:2 19:14 22:21 36:17	[1] 33:21
[13] 3:10 7:18 8:14 11:2 30:19 36:7 38:23 55:3 55:11 57:4 58:5 58:10 58:	Sorenson [1] 2:4	Submit [5] 22:6 24:22 44:24 48:13 49:23	Thinks
22	Sorry	Submitted	[1] 38:25 Thirdly
Senger	[1] 32:6	[3] 13:18 41:2 53:10	[3] 6:5 19:9 53:23
[3] 1:17 12:17 61:17	Sort	Substantive	Thoroughly
Senior	[1] 52:1	[1] 22:19	[1] 49:24
[3] 23:24 37:4 37:4	South	Success	Three
Sense [2] 9:18 40:25	[20] 1:2 1:5 2:13 2:15 3:3 3:7 3:19 5: 1 12:2 16:19 23:4 23:8 27:22 28:4 32:	[1] 14:15	[3] 9:13 18:17 52:13
Sent	20 44:10 61:2 63:1 63:7 63:13	Sue [3] 1:20 12:19 61:20	Three-quarters
[3] 4:25 38:10 38:13	Speaking	Suggest	[1] 22:8 Throughout
Sentence	[2] 5:19 38:2	[7] 19:21 25:21 26:13 27:3 27:14 53:8	[1] 23:9
[1] 57:24	Special	53:19	Throw
Separate	[1] 40:15	Suggested	[1] 52:3
[3] 5:20 15:22 33:1	Specialist	[1] 27:21	Tie
Separated [1] 6:19	Specific	Suggestion [2] 26:19 56:9	[<u>[1]</u> 11:7
Serious	[3] 16:16 24:15 52:8	[2] 20:19 50:9 Summary	Timely
[1] 36:5	Specifically	[1] 29:6	[1] 31:16 Timetable
Service	[1] 33:21	Supplement	[2] 34:4 34:4
[4] 9:11 21:13 21:15 53:23	SS	[1] 29:1	Today
Services	[1] 63:2	Supported	[15] 3:6 [°] 13:5 18:6 18:8 20:23 29:23
[8] 1:6 3:5 24:15 25:16 26:6 49:21 54: 2 54:4	Stack [2] 39:13 39:14	[1] 5:21	38:13 41:11 42:15 43:5 52:20 56:15
2 34:4 Set	[2] 39:13 39:14 Staff	Supposed	56:21 58:19 62:6
[2] 3:22 48:7	[11] 1:13 4:4 12:13 21:25 34:16 44:20	[3] 16:6 36:9 45:10 Suzan	Todd [2] 12:22 18:15
Setback	44:25 47:1 54:22 55:13 61:13	[1] 2:3	Together
[3] 6:24 8:1 8:5	Staffs	Switch	[3] 25:15 25:17 31:16
Sets	[3] 24:19 24:22 45:24	[3] 34:13 61:6 62:5	Tom
[2] 45:21 45:22	Stages		[1] 2:8
Settle	[1] 58:9 Standard		Took
[1] 27:18 Settled	[36] 18:20 19:5 19:8 19:15 20:11 20:	Table	[1] 63:9
[1] 41:24	18 20:20 20:23 21:21 21:22 22:4 22:4	[3] 19:4 22:16 27:7	Touch [24] 2:9 13:7 13:9 47:17 47:19 47:20
Settlement	22:9 22:12 23:1 23:7 23:8 23:22 24:8	Tammy	47:24 48:3 48:14 48:19 48:23 49:3 49:
[4] 21:3 21:15 36:23 41:21	27:9 27:11 27:13 28:2 28:13 34:21 34:	[1] 2:7	20 50:3 50:17 52:14 52:16 53:2 53:19
Settlements	22 34:25 35:3 35:5 35:7 35:11 35:22 35:24 41:23 46:5 62:10	Tariff	54:12 55:6 58:3 58:17 58:21
[2] 24:15 36:19	Standards		Track
Several	[1] 45:2	TC01-165 [2] 12:5 13:1	[2] 7:17 56:2 Transcript
[6] 7:21 32:17 33:20 33:22 41:24 53: 10	Started	TC02-035	[5] 1:8 2:12 12:8 42:21 61:8
Sevold	[1] 17:5	[3] 61:5 62:1 62:16	Transcription
[1] 2:6	Starts	Technical	

1

From SAHR to Transcription

Word Index	Word Index					
[1] 63:12	[1] 14:6					
Treat	Vital					
[1] 45:23	[1] 58:1					
Treated	***					
[2] 5:5 6:21	W					
Tremendous	Waggoner					
[1] 20:10 True	[2] 2:9 47:25					
[1] 63:11	Wait					
Truly	[5] 55:10 57:15 57:16 57:17 59:14					
[2] 15:8 37:19	Walk					
Trv						
[3] 11:1 13:22 19:4	[1] 34:24					
Trying	Warrants					
[4] 19:22 22:12 25:23 52:24	[1] 16:10					
Turn	Washington					
[1] 17:2	[2] 33:2 54:11					
Two	Week					
[5] 25:15 29:15 31:24 41:25 48:3	[5] 22:25 50:10 51:13 54:9 55:25					
Туре	Weeks					
[6] 20:23 26:22 29:6 52:2 56:24 57:12	[4] 42:24 44:3 52:20 53:10					
T 7	Wendel					
U	[1] 2:2					
Unauthorized	Whack					
[2] 1:6 3:5	[1] 52:3					
Uncertain	White					
[1] 17:16	[1] 2:5					
Under	Whole					
[23] 6:4 19:8 19:20 20:1 21:22 22:4	[1] 7:14					
22:8 22:20 22:24 23:8 24:23 24:25 27:						
9 28:15 35:22 35:24 37:8 37:16 40:4 40:11 46:5 53:24 54:4	[1] 54:9					
Undermine	Wiest					
[1] 14:23	[34] 1:14 12:13 17:3 17:7 17:23 18:5					
Undermined	18:10 28:19 37:23 38:9 38:14 38:22					
[1] 15:15	39:3 40:23 41:12 42:10 43:6 43:14 46:					
Undermines	11 46:15 46:21 46:23 47:16 50:4 52:					
[1] 16:7	10 54:14 54:20 56:25 57:22 59:17 59:					
Understood	23 60:16 60:19 61:14					
[2] 40:6 40:7	Wilka					
Unfiled	[1] 2:7					
[2] 13:19 27:12	Willing					
Uniformity	[2] 24:18 24:21					
[1] 23:1	Willingly					
Unlawful	[1] 32:23					
[1] 49:16	Wireless					
Unless	[2] 61:6 62:4					
[4] 8:8 24:12 30:23 42:8	Wish					
Unreasonable [1]43:1	[1] 8:24					
Untimely	Wishes					
[2] 52:15 53:7	[1] 49:3					
Up	Witnesses					
[8] 10:18 35:3 35:3 35:4 40:17 53:17	[2] 21:9 55:8					
58:4 58:13	Witt					
Urge	[24] 2:5 12:23 13:13 13:14 13:17 17:					
[1] 40:21	12 18:3 18:7 21:23 28:10 28:22 28:23					
Urges	29:5 31:1 31:5 31:7 31:20 32:6 32:11 32:15 33:10 33:13 34:11 41:14					
[1] 16:19						
UTILITIES	Wittler					
[6] 1:1 1:11 12:1 12:10 61:1 61:11	[5] 1:23 12:24 61:24 63:5 63:18					
[6] 1:1 1:11 12:1 12:10 61:1 61:11	Wondering					
	Wondering [1] 30:8					
[6] 1:1 1:11 12:1 12:10 61:1 61:11	Wondering [1] 30:8 Word					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 V	Wondering [1] 30:8 Word [1] 31:11					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 Verizon [2] 23:8 27:17 Vice	Wondering [1] 30:8 Word [1] 31:11 Words					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 Verizon [2] 23:8 27:17 Vice [4] 1:12 12:11 37:5 61:12	Wondering [1] 30:8 Word [1] 31:11 Words [6] 15:8 16:2 20:22 30:18 34:25 51:5					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 Verizon [2] 23:8 27:17 Vice [4] 1:12 12:11 37:5 61:12 Vice-president	Wondering [1] 30:8 Word [1] 31:11 Words [6] 15:8 16:2 20:22 30:18 34:25 51:5 Works					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 Verizon [2] 23:8 27:17 Vice [4] 1:12 12:11 37:5 61:12 Vice-president [3] 23:24 37:4 37:5	Wondering [1] 30:8 Word [1] 31:11 Words [6] 15:8 16:2 20:22 30:18 34:25 51:5 Works [1] 26:5					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 Verizon [2] 23:8 27:17 Vice [4] 1:12 12:11 37:5 61:12 Vice-president [3] 23:24 37:4 37:5 View	Wondering [1] 30:8 Word [1] 31:11 Words [6] 15:8 16:2 20:22 30:18 34:25 51:5 Works [1] 26:5 Wyoming					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 Verizon [2] 23:8 27:17 Vice [4] 1:12 12:11 37:5 61:12 Vice-president [3] 23:24 37:4 37:5 View [3] 17:15 20:2 22:8	Wondering [1] 30:8 Word [1] 31:11 Words [6] 15:8 16:2 20:22 30:18 34:25 51:5 Works [1] 26:5					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 Verizon [2] 23:8 27:17 Vice [4] 1:12 12:11 37:5 61:12 Vice-president [3] 23:24 37:4 37:5 View [3] 17:15 20:2 22:8 Viewed	Wondering [1] 30:8 Word [1] 31:11 Words [6] 15:8 16:2 20:22 30:18 34:25 51:5 Works [1] 26:5 Wyoming [1] 28:8					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 Verizon [2] 23:8 27:17 Vice [4] 1:12 12:11 37:5 61:12 Vice-president [3] 23:24 37:4 37:5 View [3] 17:15 20:2 22:8 Viewed [2] 32:22 34:3	Wondering [1] 30:8 Word [1] 31:11 Words [6] 15:8 16:2 20:22 30:18 34:25 51:5 Works [1] 26:5 Wyoming					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 Verizon [2] 23:8 27:17 Vice [4] 1:12 12:11 37:5 61:12 Vice-president [3] 23:24 37:4 37:5 View [3] 17:15 20:2 22:8 Viewed [2] 32:22 34:3 Violate	Wondering [1] 30:8 Word [1] 31:11 Words [6] 15:8 16:2 20:22 30:18 34:25 51:5 Works [1] 26:5 Wyoming [1] 28:8 Y					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 Verizon [2] 23:8 27:17 Vice [4] 1:12 12:11 37:5 61:12 Vice-president [3] 23:24 37:4 37:5 View [3] 17:15 20:2 22:8 Viewed [2] 32:22 34:3 Violate [1] 49:19	Wondering [1] 30:8 Word [1] 31:11 Words [6] 15:8 16:2 20:22 30:18 34:25 51:5 Works [1] 26:5 Wyoming [1] 28:8 Year					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 Verizon [2] 23:8 27:17 Vice [4] 1:12 12:11 37:5 61:12 Vice-president [3] 23:24 37:4 37:5 View [3] 17:15 20:2 22:8 Viewed [2] 32:22 34:3 Violate [1] 49:19 Violated	Wondering [1] 30:8 Word [1] 31:11 Words [6] 15:8 16:2 20:22 30:18 34:25 51:5 Works [1] 26:5 Wyoming [1] 28:8 Year [2] 52:17 53:12					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 Verizon [2] 23:8 27:17 Vice [4] 1:12 12:11 37:5 61:12 Vice-president [3] 23:24 37:4 37:5 View [3] 17:15 20:2 22:8 Viewed [2] 32:22 34:3 Violate [1] 49:19 Violated [2] 14:6 16:15	Wondering [1] 30:8 Word [1] 31:11 Words [6] 15:8 16:2 20:22 30:18 34:25 51:5 Works [1] 26:5 Wyoming [1] 28:8 Year [2] 52:17 53:12 Years					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 Verizon [2] 23:8 27:17 Vice [4] 1:12 12:11 37:5 61:12 Vice-president [3] 23:24 37:4 37:5 View [3] 17:15 20:2 22:8 Viewed [2] 32:22 34:3 Violate [1] 49:19 Violated [2] 14:6 16:15 Violation	Wondering [1] 30:8 Word [1] 31:11 Words [6] 15:8 16:2 20:22 30:18 34:25 51:5 Works [1] 26:5 Wyoming [1] 28:8 Year [2] 52:17 53:12 Years [1] 9:13					
[6] 1:1 1:11 12:1 12:10 61:1 61:11 Verizon [2] 23:8 27:17 Vice [4] 1:12 12:11 37:5 61:12 Vice-president [3] 23:24 37:4 37:5 View [3] 17:15 20:2 22:8 Viewed [2] 32:22 34:3 Violate [1] 49:19 Violated [2] 14:6 16:15	Wondering [1] 30:8 Word [1] 31:11 Words [6] 15:8 16:2 20:22 30:18 34:25 51:5 Works [1] 26:5 Wyoming [1] 28:8 Year [2] 52:17 53:12 Years					

Violations[1] 4:15PRECISION REPORTING, LTD.

			63
1	STATE OF SOUTH DAKOTA)	
2		:SS	CERTIFICATE
3	COUNTY OF HUGHES)	
4			
5	I, CHERI MC	COMSEY WITTLER, a	Registered
6	Professional Reporter	and Notary Public	in and for the
7	State of South Dakota	:	
8	DO HEREBY C	ERTIFY that as the	duly-appointed
9	shorthand reporter, I	took in shorthand	the proceedings
10	had in the above-enti	tled matter on the	13th day of
11	June 2002, and that t	he attached is a t	rue and
12	correct transcription	of the proceeding	s so taken.
13	Dated at Pi	erre, South Dakota	this 25th day
14	of June 2002.		
15			
16			
17	(Their Mc Con	Marcine 1
18		heri McComsey Witt otary Public and	
19		egistered Professi	onal Reporter
20			
21			
22			
23			
24			
25			

PRECISION REPORTING, LTD. 105 S. Euclid Ave., Suite E, Pierre, SD 57501 (605) 945-0573