

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA

RECEIVED

APR 05 2004

SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

= = = = =  
IN THE MATTER OF THE FILING BY  
WWC LICENSE CO., INC. D/B/A  
CELLULARONE FOR DESIGNATION AS  
AN ELIGIBLE TELECOMMUNICATIONS  
CARRIER IN OTHER RURAL AREAS

TC03-191

= = = = =

Transcript of Tape-recorded Proceedings  
March 23, 2004

= = = = =

BEFORE THE PUBLIC UTILITIES COMMISSION,  
ROBERT SAHR, CHAIRMAN  
GARY HANSON, VICE CHAIRMAN

**ORIGINAL**

COMMISSION STAFF  
Rolayne Ailts Wiest  
John Smith  
Karen Cremer  
Greg Rislov  
Harlan Best  
Michele Farris  
Keith Senger  
Dave Jacobson  
Heather Forney  
Pam Bonrud

APPEARANCES  
David Gerdes  
Rich Coit

Reported By Cheri McComsey Wittler, RPR

**PRECISION REPORTING**  
**L I M I T E D**

## APPEARANCES BY TELEPHONE

Talbot Wieczorek  
Darla Pollman Rogers  
Meredith Moore  
Mary Sisak  
Rod Bowar  
Dan Davis  
Mary Lohnes  
Suzie Rao

= = = = =

TRANSCRIPT OF TAPE-RECORDED PROCEEDINGS, held  
in the above-entitled matter, at the South Dakota State  
Capitol Building, 500 East Capitol Avenue, Pierre,  
South Dakota, on the 23rd day of March 2004, commencing  
at 9:30 a.m.

1 CHAIRMAN SAHR: TC03-191, In The  
2 Matter of the Filing by WWC Holding Company, Inc.  
3 Doing Business as Cellular One For Designation as  
4 an Eligible Telecommunications Carrier in Other  
5 Rural Areas.

6 The first issue that's on the original agenda  
7 is today shall the Commission grant the motion to  
8 withdraw petition to intervene for Alliance  
9 Communications Cooperative, Inc. and Splitrock  
10 Properties, Inc.?

11 Ms. Moore, are you taking these?

12 MS. MOORE: Yes, I am, Mr. Chairman.

13 CHAIRMAN SAHR: Please go ahead.

14 MS. MOORE: Thank you.

15 CHAIRMAN SAHR: Thank you.

16 MS. MOORE: The facts which support  
17 Splitrock and Alliance's motion to withdraw are set  
18 forth therein, I believe. And based on these  
19 facts, specifically the changes in the corporate  
20 structure that have occurred in the last year  
21 within Alliance and Splitrock, those telecoms do  
22 not believe that they have the same direct  
23 substantial interest in this Western Wireless  
24 proceeding as the other interveners do.

25 And as a result of that, Splitrock and

1 Alliance do not believe it is in their best  
2 interest to continue in this proceeding, and we  
3 would respectfully request approval of the motion  
4 to withdraw.

5 CHAIRMAN SAHR: Thank you. I will  
6 go ahead and move that we grant the motion to  
7 withdraw.

8 MR. WIECZOREK: Mr. Chairman, may I  
9 ask a question? This is Talbot Wieczorek.

10 CHAIRMAN SAHR: Certainly. I  
11 thought this one was probably going to be  
12 noncontentious, but you never know. But you can't  
13 use the word stone-wall but go ahead.

14 MR. WIECZOREK: And I don't mean to  
15 contest the withdrawal. I did have a question I'd  
16 like a clarification on. Because in -- Alliance  
17 and Splitrock are withdrawing, essentially saying  
18 that they don't believe they have that substantial  
19 of an interest in contesting the designation.

20 But it appears then they defer that SDTA is  
21 going to be able -- should continue to contest our  
22 designation? Is that the understanding that  
23 they're withdrawing but asking SDTA to contest our  
24 designation in their area?

25 CHAIRMAN SAHR: I will give

1 Ms. Moore the first shot at that. And as you can  
2 imagine, Mr. Coit has made his way up to the seat.

3 So, Ms. Moore, if you want to go ahead and  
4 give it your best shot, realizing Mr. Coit's right  
5 here ready to jump in as well.

6 MS. MOORE: Sure. Thank you. I  
7 don't believe that our motion was meant to be a  
8 request that SDTA take up our flag essentially  
9 here, but it was an acknowledgment that SDTA is,  
10 indeed, involved and that we will continue to  
11 support the goals of the remaining interveners in  
12 that we would support them in that regard.

13 However, we would not support them as a named  
14 party.

15 CHAIRMAN SAHR: Thank you.  
16 Ms. Coit. Mr. Coit. Sir.

17 MR. COIT: I guess I would just ask  
18 Talbot if that clarifies things enough for him.  
19 The one thing that I would like to note, though,  
20 and it was noted in the motion to withdraw, if you  
21 go back to the original order of designation, there  
22 was a -- it basically referenced that Western  
23 Wireless was designated in the area served by  
24 Splitrock Cooperative.

25 And I think that, you know, the reason or at

1 least one of the reasons that the facts are  
2 different for Splitrock is that Splitrock  
3 Properties shares the same study area as Splitrock  
4 Cooperative.

5 And even though, you know, the old order is  
6 not all that clear as to exactly where Western  
7 Wireless was designated in the first instance, the  
8 fact that those two companies share the same study  
9 area certainly makes the situation for Splitrock a  
10 little bit different. And I think that's really  
11 kind of the main basis for the withdrawal here.

12 As far as SDTA, I think Meredith stated it  
13 well. I mean, they are a member of SDTA, and they  
14 will support the other parties and their challenge  
15 of the designations, but I don't think there's  
16 going to be any significant or real opposition to  
17 the designation for Splitrock Properties.

18 CHAIRMAN SAHR: Thank you.

19 Mr. Wieczorek, do you have anything to add?

20 MR. WIECZOREK: That answers my  
21 question, Mr. Chairman. I wanted to know if we  
22 were eliminating those issues, but I'll work with  
23 Mr. Coit to streamline those issues on Splitrock  
24 Properties.

25 CHAIRMAN SAHR: Thank you. And I do

1 apologize for not giving you the chance to respond  
2 and immediately moving to the motion.

3 The hard thing on these type of motions is  
4 when you sit there and you wait for a party,  
5 everyone in the room looks at you like why are you  
6 waiting and not taking action on it, and invariably  
7 every time you think that it's noncontroversial and  
8 you go immediately to the motion, then someone on  
9 the line or in the room is jumping up or wanting to  
10 say something.

11 So with that in mind, I will go ahead and move  
12 that we allow the withdrawal petition to intervene  
13 for Alliance Communications Cooperative and  
14 Splitrock Properties, Inc.

15 VICE CHAIR HANSON: Second.

16 CHAIRMAN SAHR: All right. Now to  
17 the second issue under this docket, which is today  
18 shall the Commission grant the motion to compel  
19 discovery.

20 It might be useful if the parties can kind of  
21 give us an update and let us know where we're at on  
22 the -- you know, what's still in contention and  
23 what is not. Because I think some of this may have  
24 gotten resolved over the last few days.

25 MR. COIT: Thank you, Mr. Chairman.

1 This is Rich Coit. If I could just comment, we did  
2 submit a letter last week, and the status of things  
3 really hasn't changed since that letter.

4 Mr. Wieczorek did file a responsive letter  
5 indicating that they were continuing to work on  
6 some responses, but as far as I know, you know, the  
7 letter that we sent in last week, and I think you  
8 would have gotten that about Wednesday, pretty  
9 clearly states the status of things from our  
10 perspective.

11 CHAIRMAN SAHR: Thank you.

12 Mr. Wieczorek.

13 MR. WIECZOREK: Yes, Mr. Chairman.  
14 Rich's letter last Wednesday -- I did provide a  
15 letter yesterday. I apologize. Rich was e-mailing  
16 things to me, and they were getting kicked back and  
17 neither of us realized and so it took me a little  
18 while to respond to that.

19 Interrogatory No. 9 he references we're still  
20 pulling together some information -- essentially  
21 the Interrogatory -- he also references  
22 Interrogatory No. 10. We've provided him the 2002  
23 information.

24 His letter says that he hadn't got it as of  
25 the time he wrote the letter, but that has been



1 provided. Otherwise, we stick by our objections to  
2 the other material.

3 CHAIRMAN SAHR: Thank you. And I do  
4 have a question. I spent some time reviewing the  
5 Joint Board decision and realized the precedent  
6 that that has and doesn't have and also some of the  
7 other cases.

8 And I do have a question, and I think it's  
9 directed to you, Mr. Wieczorek. I think there are  
10 some genuine concerns about relevancy of areas  
11 where designation has previously taken place.

12 And if you look at the Joint Board decision,  
13 it focuses on -- primarily on present -- well, I  
14 guess it would be the areas where ETC designation  
15 would be requested as opposed to looking at past  
16 designations, and, in fact, talks about that the  
17 certification process would be the chance to review  
18 previous certifications.

19 So I think there is at least a strong argument  
20 that Western Wireless has some legitimate concerns  
21 based on relevancy. But one of the things that I'm  
22 curious is you are in the situation where you're  
23 not wanting to provide that information to the  
24 interveners. At the same time I --

25 (End of Side B )

(Beginning of Side A)

CHAIRMAN SAHR: We're taping this proceeding so I'll backtrack just a little bit, but the gist of my question is I can understand the concerns about relevancy when we're looking at areas that already have designation.

And the question I have, though, is from Western Wireless's perspective, when it comes to hearing do you intend to look at those areas where you currently have designation and use those as areas to make your case that you -- you're meeting the standards for designation in the areas that really are the subject of this particular filing?

And if so, then I think there may be some question if you're going to use that -- if you're going to point to the areas where you currently have designation and hold that up as an example of why you should get future designation, should the co-ops not be able to get the information -- now and I do, though, think that you have a very strong relevancy argument to say we shouldn't have to supply that information or if we get to the point of hearing, if it's allowed in discovery at the point of hearing saying it shouldn't come in because it's not relevant.

1 But at the same time, if that's the stance  
2 you're going to take, I don't think it would be  
3 fair then for Western Wireless to present favorable  
4 information on the areas where they have previous  
5 designation and not have given the interveners the  
6 opportunity to ask about those past -- the areas  
7 where you currently have ETC designation.

8 And I hope that question's clear, but I think  
9 it really does go to the whole issue of relevancy.  
10 And, you know, do you have any thoughts? What do  
11 you anticipate? Do you anticipate bringing up your  
12 past performance in the areas that are not in play  
13 before the Commission, or what's the intention of  
14 Western Wireless?

15 MR. WIECZOREK: Mr. Chairman, first  
16 as a clarification, we have provided some  
17 information on the other areas, even though we  
18 object to it as to relevancy.

19 You know, we've provided the information what  
20 we've been paid through USAC. Some of our line  
21 count information or handset information we've  
22 actually provided for these areas. We've provided  
23 some of our historical information that we had  
24 submitted to the PUC when we went to certification.  
25 We've provided that to the interveners.

1 But to be more direct, it is not our intent to  
2 go through what we historically have done.  
3 However, we have to reserve -- I don't want to be  
4 in a position where then we can't go into that area  
5 if all of a sudden the Commission would say, well,  
6 we --

7 One of the requests has been for build-out  
8 plans. Well, we've objected to that. If the  
9 Commission should say, well, we need some kind of  
10 general build-out plan, we might refer to what  
11 we've done previously in our areas as part of our  
12 testimony or for the basis of what we would do  
13 coming into these areas.

14 So some of that answer -- the initial answer  
15 is, no, we don't intend to do that. But my caveat  
16 to that has to be if we are ordered to do some  
17 things as a part of this motion, we might be forced  
18 to actually refer back to some of that information.

19 CHAIRMAN SAHR: Thank you. And I do  
20 believe that answers my question. Because if  
21 you're going to object to the relevancy of the  
22 interveners having the information, then I don't  
23 think it would be fair to then use that -- use the  
24 flip side of that information to your advantage.

25 So I appreciate those comments and understand

1           that if the door gets opened and you have to  
2           respond, that you do reserve that right.

3           Mr. Coit, I'll give you a chance to respond.

4                   MR. COIT: Thank you, Mr. Chairman.  
5           I really don't have anything to add beyond, you  
6           know, what we pointed out in the hearing the other  
7           day.

8           And, you know, I just think that commitment  
9           and capability are the issues with respect to the  
10          areas where they are seeking designation, and I  
11          think past performance is relative to that.

12          But I think you make a good point. So I  
13          really don't have much to add at this point.  
14          Thanks.

15                   CHAIRMAN SAHR: Thank you. Should  
16          we go through each of the Interrogatories?

17                   MS. AILTS WIEST: I think with  
18          respect to Interrogatory 1C and 1D, I mean, at this  
19          point it appears that Western Wireless is saying it  
20          does not have the information that's being  
21          requested so I don't -- in my opinion, I'm not sure  
22          that the Commission would need to rule on a motion  
23          to compel on this issue.

24                   VICE CHAIR HANSON: Mr. Chairman?

25                   CHAIRMAN SAHR: Yes, Commissioner

1 Hanson.

2 VICE CHAIR HANSON: WWC is stating  
3 that they do not have the info. Is it clear that  
4 they are unable to reasonably obtain that  
5 information?

6 MS. AILTS WIEST: I'm just going by  
7 their response. And they state that they do not  
8 have this line information -- or the information  
9 that has been specifically requested by the  
10 interveners.

11 VICE CHAIR HANSON: I'd pose that  
12 question to them then.

13 MR. WIECZOREK: Commissioner Hanson.

14 VICE CHAIR HANSON: Yes.

15 MR. WIECZOREK: The 1C and 1D  
16 request information by service area study area when  
17 South Dakota has already been designated ETC.

18 The problem that we get is the local exchanges  
19 have their service areas. We have ours.  
20 Essentially when USAC pays us, they pay us under  
21 our one service area. So about the closest we  
22 could do is we could do some kind of division, but  
23 that doesn't necessarily -- how USAC calculated  
24 that for the LEC service area, we can't tell you  
25 what they -- you know, the formula they used to

1           come up with it for that service area because our  
2           service encompasses all the areas we've been  
3           designated in South Dakota by the Commission.

4           The only other service area we have in  
5           South Dakota that we get paid under is the  
6           Pine Ridge service area. So for us to give those  
7           numbers by the LEC service areas, we just don't  
8           have that.

9                       VICE CHAIR HANSON: All right.  
10          Thank you.

11                     CHAIRMAN SAHR: I think we should  
12          probably -- should we take action on this one?

13                     MS. AILTS WIEST: Go ahead.

14                     CHAIRMAN SAHR: I mean, is that the  
15          best way? It's just a little more orderly that  
16          way.

17                     MS. ROGERS: Commissioners?

18                     CHAIRMAN SAHR: Yes.

19                     MS. ROGERS: This is Darla Rogers,  
20          and I represent several of the interveners in these  
21          dockets. And with me today and associated with me  
22          as co-counsel on this case is Mary Sisak, and I  
23          believe she would have a comment for you with  
24          regard to Mr. Wieczorek's last answer, if you would  
25          allow us to comment at this time.

1 CHAIRMAN SAHR: Please go ahead,  
2 Ms. Sisak.

3 MS. SISAK: Yes. I guess that maybe  
4 it's a point of clarification. It's my  
5 understanding that universal service payments to  
6 Western Wireless are based on the underlying  
7 payment or the similar payment that is made to the  
8 local exchange carrier.

9 So if they are obtaining universal service  
10 amounts that reflect a number of customers that are  
11 related to a particular local exchange carrier, why  
12 is that information not available?

13 CHAIRMAN SAHR: Mr. Wieczorek, do  
14 you care to answer?

15 MR. WIECZOREK: Mr. Chairman, it's  
16 my understanding that we don't get it broken down  
17 by their service areas. We get one check by --  
18 from USAC essentially for our service area.

19 MS. SISAK: But you must be  
20 reporting line counts to USAC.

21 MR. WIECZOREK: Yes. But the  
22 question is -- or the question that LC asks us to  
23 actually then allocate that back by the LEC service  
24 areas, the money that we're getting. Right. We  
25 report those line counts, but they don't pay us --



1           they don't break out a payment based on the line  
2           counts for the service area for Santel.

3           They pay us based on one check for our service  
4           area, which covers dozens of LEC service areas.  
5           For our line count it's that way. But they don't  
6           pay us in individual checks by every LEC service  
7           area.

8                       MS. SISAK: So if the question was  
9           how many lines do you report to Santel, you could  
10          answer that question?

11                      MR. WIECZOREK: I believe we  
12          probably could, yes.

13                      CHAIRMAN SAHR: Well, I think we've  
14          figured out which question is the one to ask. But,  
15          of course, that isn't the question that was asked.  
16          And certainly we -- you may want to consider  
17          whether or not you want to modify your  
18          Interrogatories.

19                      Any other comments on 1C or 1D?

20                      (No audible response)

21                      CHAIRMAN SAHR: Well, I think in  
22          light of Western Wireless's position that it  
23          doesn't have this information and we really haven't  
24          seen anything to the contrary and there may be a  
25          different way to ask the question, and certainly

1 that's something the interveners can go ahead and  
2 look at doing, and also in light of the question of  
3 relevancy, I will move that we deny the motion to  
4 compel for Interrogatories 1C and 1D.

5 VICE CHAIR HANSON: Second.

6 MS. AILTS WIEST: Interrogatory 2,  
7 that's moot. Interrogatory 4, again, Western  
8 Wireless has provided some information and states  
9 that it does not have anymore specific information.

10 CHAIRMAN SAHR: Thank you. Do the  
11 parties requesting that information have anything  
12 to add?

13 MR. COIT: Which one was that again?

14 MS. AILTS WIEST: 4.

15 MR. COIT: And that one was  
16 regarding --

17 MS. AILTS WIEST: Federal funds used  
18 to provision, maintain, and upgrade. I think you  
19 had requested more specific information. Western  
20 Wireless is still saying that it does not have more  
21 specific information.

22 MR. COIT: Yeah. I believe they do  
23 have more specific information but we made these  
24 arguments the other day and I don't really think  
25 that the status has changed.

1 CHAIRMAN SAHR: Thank you.

2 Mr. Wieczorek, do you have anything to add?

3 MR. WIECZOREK: You know, we made a  
4 pretty extensive argument the other day. The only  
5 thing I'd point out, Interrogatory No. 4 again  
6 asks -- ties back to the study area.

7 We essentially give them the information we  
8 have, but the question becomes they want it by  
9 their LEC study areas, which we don't keep it that  
10 way.

11 CHAIRMAN SAHR: Thank you.

12 Ms. Rogers or Sisak?

13 MS. ROGERS: No further comment.  
14 We're having a hard time understanding why this  
15 information isn't available.

16 CHAIRMAN SAHR: Do you have anything  
17 to indicate, though, that Western Wireless is not  
18 being forthcoming with saying that it isn't  
19 available? I mean, that's the difficulty we're  
20 hearing as, you know, the adjudicator.

21 MR. COIT: My only comment on this  
22 would be that rather than answering it's not  
23 available, it seems to me that the question is  
24 really whether it's too burdensome for them to do  
25 it.

1           You know, this asks for information that's  
2           fairly specific in terms of, you know, capital  
3           investments and that sort of thing. So to say that  
4           it's not available would basically mean that you're  
5           not accounting for it in your books somewhere,  
6           which, you know, I don't think that's the case.

7           So I think probably, you know, their real  
8           argument is that it's too burdensome and they don't  
9           want to go through the effort to produce it.

10           CHAIRMAN SAHR: Thank you.  
11           Mr. Wieczorek, do you want to respond to any of  
12           those comments?

13           MR. WIECZOREK: I'm sorry,  
14           Mr. Chairman. Was that Mr. Coit's comment?

15           CHAIRMAN SAHR: Yes, it was.

16           MR. WIECZOREK: Not Mr. Coit's  
17           objection to his own Interrogatory? I like that,  
18           burdensome.

19           The problem that we've got is we've given  
20           financial information in the form that we keep it.  
21           If we have to go out and break it down by every  
22           study area, that would take an incredible amount of  
23           time, and, quite frankly, I'm not sure that you  
24           could even do it by their LEC study areas.

25           CHAIRMAN SAHR: Thank you. Staff,

1 do you have a position on this? If you have  
2 positions on this or any of the other  
3 Interrogatories, feel free to jump in. I think the  
4 parties are pretty capable of representing  
5 themselves.

6 Ms. Wiest, do you have a recommendation on  
7 this one?

8 MS. AILTS WIEST: Again, Western  
9 Wireless states that they don't believe they could  
10 break it down into this type of information so  
11 based on that, I'm not sure what the Commission  
12 would be compelling.

13 VICE CHAIR HANSON: Well, I believe  
14 they've said they do not break it down, not that  
15 they cannot break it down but --

16 MS. AILTS WIEST: Well, he said he  
17 doesn't -- he also didn't think that they could  
18 break it down. That's what I was going by. But  
19 it's possible, I suppose, that they could.

20 VICE CHAIR HANSON: Again, I think  
21 we're in the same type of situation, Mr. Chairman,  
22 that a different question might have brought  
23 different information. But we're not in a position  
24 where we're writing the questions. So I'd make a  
25 motion to deny.

1 CHAIRMAN SAHR: And I will second.

2 Interrogatory No. 5.

3 MS. AILTS WIEST: Interrogatory 5 is  
4 the location of towers in January 1, 1999. I would  
5 question the relevancy of this. They didn't start  
6 getting any money until 2003.

7 CHAIRMAN SAHR: Mr. Coit, any  
8 additional comments?

9 MR. COIT: Nothing further than what  
10 I mentioned the other day.

11 CHAIRMAN SAHR: Ms. Rogers or  
12 Ms. Sisak?

13 MS. ROGERS: Nothing further.

14 CHAIRMAN SAHR: Okay. Thank you.  
15 Mr. Wieczorek.

16 (No audible response)

17 CHAIRMAN SAHR: Seeing no additional  
18 comments, I do agree that the question of 1999 is  
19 not relevant, and I will move that we deny the  
20 motion to compel as to Interrogatory No. 5.

21 VICE CHAIR HANSON: Second.

22 MS. AILTS WIEST: Then we go onto  
23 Interrogatory 6B, C, D, and G. This question they  
24 did -- Western Wireless, it goes to tower site  
25 elevation, tower ERP and watts, and types of

1           auxiliary power, and estimated amount of backup  
2           power.

3           According to Mr. Coit, he did look at their  
4           information that they provided, but they believe --  
5           but they still believe that it is not sufficient.

6           I believe Western Wireless stated that they'd  
7           have to do a site by site audit. In my opinion  
8           these issues, tower site elevation, the watts,  
9           auxiliary power, and backup power is relevant  
10          information.

11          Western Wireless's witness did state that in  
12          its application only those study areas where its  
13          existing and future network reaches at least  
14          85 percent of the population. I would imagine that  
15          the interveners would need this information in  
16          order to test that statement.

17                   CHAIRMAN SAHR: Thank you.

18          Mr. Coit, do you want to add anything to your  
19          current comments?

20                   MR. COIT: No. I pointed out --

21                   CHAIRMAN SAHR: And I should say --

22                   MR. COIT: Excuse me.

23                   CHAIRMAN SAHR: -- I do think this  
24          one is somewhat interesting because of, you know,  
25          the public interest angle, especially when you talk

1 about emergency response, when you talk about, you  
2 know, the catastrophic damage to critical  
3 infrastructure and those type of issues. And so I  
4 think clearly that is something that's within the  
5 public interest for a state Commission to consider.

6 So, you know, if you have anything to help  
7 flush out this particular issue, I would appreciate  
8 it.

9 MR. COIT: Well, thank you. The  
10 only thing I would just note is, yes, we got more  
11 information, but it was not all of the information  
12 that we had asked for. There was some additional  
13 information -- and I would also ask Mr. Wieczorek,  
14 I guess, to send us a hardcopy. We got a faxed  
15 version of it. It's somewhat hard to read.

16 We would appreciate a hardcopy of the one that  
17 was -- the additional information that was  
18 provided.

19 But even with that, the Interrogatory is not  
20 answered as well as we'd like. Thank you.

21 MR. WIECZOREK: Mr. Chairman?

22 CHAIRMAN SAHR: Yes, Mr. Wieczorek.

23 MR. WIECZOREK: I would ask at a  
24 minimum, since this would take some site by site  
25 review -- the question has been for all towers in



1 South Dakota, but I would think it would be  
2 practical for the Commission to limit the question  
3 to towers within the areas we're seeking  
4 designation.

5 CHAIRMAN SAHR: Ms. Wiest.

6 MS. AILTS WIEST: I think it could  
7 be limited to any tower that, right, could be  
8 serving that area, not necessarily any tower that  
9 is within that area, since I would assume there is  
10 a lot of overlap on these towers.

11 CHAIRMAN SAHR: And I think that's a  
12 good point. And something that, you know, we  
13 Commissioners discussed is you could have a tower  
14 located outside the service area in question and  
15 have that tower actually serving the area.

16 So I think that is a good distinction to make.  
17 Do you agree with that, Mr. Wieczorek?

18 MR. WIECZOREK: I agree totally with  
19 that.

20 CHAIRMAN SAHR: What about when we  
21 look at the individual information, tower site  
22 elevation, tower ERP and watts, type of auxiliary  
23 power, and estimated amount of backup power? Are  
24 those -- other than the fact that you'd have to put  
25 the information together, is there anything else

1           that's particularly objectionable to those  
2           requests?

3                       MR. WIECZOREK: Well, it's just  
4           going to take some time to put it together.  
5           Because some of those towers that you install you  
6           might do an update on and change some of those  
7           specs. So they have to almost go out there and  
8           physically look at it and see what's on it and make  
9           sure that the answer's correct.

10                      So the hardest thing is going to be just  
11           simply time and effort. And beyond that,  
12           Mr. Chair, Mr. DeJordy does a pretty good job of  
13           setting it out in his affidavit some of the things  
14           they'd have to do.

15                      CHAIRMAN SAHR: Thank you.  
16           Ms. Rogers and Ms. Sisak, any questions or  
17           comments?

18                      Well, I'll go with comments.

19                      MS. ROGERS: I don't think we have  
20           anything further at this time. I guess, again, I  
21           think that this isn't a case where the information  
22           isn't available. This is a case where they're  
23           claiming it may be not as easy to obtain as going  
24           to the Internet and clicking on a button, but that  
25           doesn't mean that it's not relevant or it's not

1           available. And I think that they should be  
2           required to provide it.

3                   CHAIRMAN SAHR: Well, and I do think  
4           that this is a little bit different than the other  
5           two situations because it's hard to imagine that  
6           this information is not available. And actually I  
7           think Mr. Wieczorek hasn't said that it's not  
8           available. He just said that it would take awhile  
9           to put it together.

10                   So I do think it is distinguishable between  
11           the other two situations where they're just flat  
12           out saying either they don't have the information  
13           or you asked the wrong questions. So I do think  
14           that is distinguishable, but I think your point,  
15           though, Ms. Rogers is correct, that it does appear  
16           that they can provide the information.

17                   And with that in mind, I would be comfortable  
18           requiring that the Western Wireless provide that  
19           information for the areas where they are seeking  
20           the designation and including any towers that would  
21           be located outside of the areas but serving the  
22           areas where they're asking for designation.

23                   VICE CHAIR HANSON: Second.

24                   CHAIRMAN SAHR: Anything we need to  
25           add to that particular one?

1 MS. AILTS WIEST: No. Going on to  
2 Interrogatory 7, interveners request a list of  
3 towers that they plan to construct within the next  
4 two years or as part of its commitment to serve  
5 throughout the service area.

6 I would agree that this would be relevant for  
7 the areas that they're requesting certification in  
8 now.

9 CHAIRMAN SAHR: Mr. Coit, do you  
10 have anything to add?

11 MR. COIT: No. I don't have  
12 anything to add. Thank you.

13 CHAIRMAN SAHR: Ms. Rogers or  
14 Ms. Sisak?

15 MS. ROGERS: Nothing further.

16 CHAIRMAN SAHR: Mr. Wieczorek?

17 MR. WIECZOREK: Nothing, Mr. Chair.

18 CHAIRMAN SAHR: I'm going to make  
19 the motion at this time that we go into executive  
20 session with Commissioner Hanson and I and our  
21 General Counsel, and it just would be a brief  
22 executive session.

23 If the door in 413 is open, which I think it  
24 probably is, it's probably easier for us to move to  
25 the other room, as opposed to everyone leaving 412.

(Commission meets in executive session)

CHAIRMAN SAHR: Thank you very much for patiently waiting. I will move that we come out of executive session.

VICE CHAIR HANSON: Second.

CHAIRMAN SAHR: Thank you. Let's see. We were on Interrogatory No. 7; is that right?

MS. AILTS WIEST: Yes.

CHAIRMAN SAHR: And do you have a recommendation on that?

MS. AILTS WIEST: Right. I would recommend that Western Wireless be required to respond to this for the areas that it's currently requesting designation. So that would be the list of towers they plan to construct within the two years or as part of their commitment.

And then, of course, it could be, of course, towers that are outside the service area if they're going to actually serve the areas that they're requesting.

CHAIRMAN SAHR: And they certainly can request confidential treatment of that information.

MS. AILTS WIEST: I'm sure they

1 will.

2 CHAIRMAN SAHR: Okay. I will go  
3 ahead and move that we follow staff's  
4 recommendation on that issue.

5 VICE CHAIR HANSON: Second.

6 CHAIRMAN SAHR: Interrogatory No. 9.

7 MS. AILTS WIEST: Right.

8 Interveners requested backup information for  
9 statements made by Western Wireless's witness.  
10 Western Wireless in their most recent letter stated  
11 that they will provide this information this week.

12 VICE CHAIR HANSON: Under those  
13 circumstances, I am going to move to approve.

14 CHAIRMAN SAHR: And I will second.  
15 Interrogatories 10 and 11.

16 MS. AILTS WIEST: On Interrogatory  
17 10, that is requested total dollars invested in  
18 South Dakota for 1999 through 2003. My  
19 understanding is that Western Wireless has provided  
20 2002 and 2003 and states that it's not relevant for  
21 1999, 2000, 2001.

22 I believe Western Wireless has provided for  
23 2002, and they weren't receiving any universal  
24 service money then. And so I believe that is  
25 sufficient with respect to what they've already

1 provided.

2 And so I would recommend denying the motion to  
3 compel on No. 10. And then putting in 11 there, 11  
4 is -- again, they state that they do not --  
5 information does not exist to break out the history  
6 of cost attributed both to individual service  
7 areas.

8 So, again, if it's a question of not having  
9 it -- and so I guess the short answer is I would  
10 recommend denying 10 and 11.

11 CHAIRMAN SAHR: And I think the --  
12 you make a good distinction with the 2002  
13 information being pre-universal service fund and  
14 the 2003 being the first year in which they were  
15 receiving it.

16 I think that the '99, 2000, 2001 information  
17 is not relevant. So I will move -- and I also  
18 agree that it appears that Western Wireless does  
19 not have the information for Interrogatory No. 11.  
20 So I will move that we deny the motion to compel  
21 for Interrogatories No. 10 and 11.

22 VICE CHAIR HANSON: Mr. Chairman, I  
23 will second the motion, just with one comment that  
24 we've seen on at least three items today that  
25 statements have been made several times that they

1 do not have the information.

2 It will be interesting as this continues  
3 forward and in other events whether or not the  
4 information is provided to us in some other  
5 fashion.

6 CHAIRMAN SAHR: Duly noted. Go  
7 ahead.

8 MS. AILTS WIEST: The only other  
9 point I would recommend, I remember Mr. Wieczorek  
10 stated with respect to the towers that might take  
11 awhile to get that.

12 According to my notes, and I'm not sure if  
13 this is correct, but was March 31 the date for  
14 discovery?

15 And I guess the question is whether Western  
16 Wireless is going to be able to meet that March 31  
17 date with respect to that tower information. Would  
18 you have any comments on that, Mr. Wieczorek?

19 Because that procedural schedule will go out  
20 with this motion to compel order also.

21 MR. WIECZOREK: My comments would  
22 simply be that I can't tell you for certain because  
23 I don't have the ability to immediately allocate  
24 people to go check out those tower sites. Rest  
25 assured as soon as this call's done, I will be



1 conveying that we need to start accumulating that  
2 information.

3 My recommendation -- and I think it's covered  
4 in Mr. DeJordy's affidavit -- is we have some bare  
5 minimums that we can say for every tower up there  
6 that we think they meet. And we'll make sure we  
7 clarify that information and supplement as quickly  
8 as possible follow-up information as it comes in.

9 But not being familiar with where all the  
10 towers are, what people we have immediately  
11 available to go obtain it, I can't guarantee that  
12 it's going to be available by the 31st.

13 MS. AILTS WIEST: At this point I  
14 think we'll just go ahead with the procedural  
15 schedule. Western Wireless can always ask for  
16 additional time if they can't get that specific  
17 information in time.

18 CHAIRMAN SAHR: And I can understand  
19 where Mr. Wieczorek's coming from, where he doesn't  
20 exactly know how much time it will take so it's  
21 difficult to say one way or the other. But we  
22 certainly can cross that bridge if we need to.

23 Anything else on this particular docket? I  
24 think we took care of all the motion to compel  
25 issues. And with that we've made it through the

1 agenda and the addendum, and I would just remind  
2 everybody that the next regularly scheduled  
3 Commission meeting is going to be April 6, 2004 at  
4 9:30 a.m. in Room 412. Thank you very much.  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

1 STATE OF SOUTH DAKOTA )

2 :SS

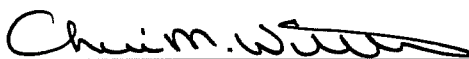
CERTIFICATE

3 COUNTY OF HUGHES )

4  
5 I, CHERI MCCOMSEY WITTLER, a Registered  
6 Professional Reporter and Notary Public in and for the  
7 State of South Dakota:

8 DO HEREBY CERTIFY that as the duly-appointed  
9 shorthand reporter, I transcribed, to the best of my  
10 ability, the cassette tape of the foregoing  
11 proceedings.

12 Dated at Pierre, South Dakota this 5th day  
13 of April 2004.

14  
15  
16  
17 

18 Cheri McComsey Wittler,  
19 Notary Public and  
20 Registered Professional Reporter  
21  
22  
23  
24  
25

# Word Index

		<b>1</b>	<b>2</b> 2:11 34:4	<b>APPEARANCES</b> [2] 1:18 2:1	<b>Break</b> [7] 17:1 20:21 21:10 21:14 21:15 21:18 31:5
'99			<b>A</b>	<b>Application</b> [1] 23:12	<b>Bridge</b> [1] 33:22
[1] 31:16				<b>Appreciate</b> [3] 12:25 24:7 24:16	<b>Brief</b> [1] 28:21
<b>1</b>			<b>A.m.</b> [2] 2:11 34:4	<b>Approval</b> [1] 4:3	<b>Bringing</b> [1] 11:11
1			<b>Ability</b> [2] 32:23 35:10	<b>Approve</b> [1] 30:13	<b>Broken</b> [1] 16:16
[1] 22:4			<b>Able</b> [3] 4:21 10:19 32:16	<b>April</b> [2] 34:3 35:13	<b>Brought</b> [1] 21:22
1.0			<b>Above-entitled</b> [1] 2:8	<b>Area</b> [24] 4:24 5:23 6:3 6:9 12:4 14:16 14:16 14:21 14:24 15:1 15:4 15:6 16:18 17:2 17:4 17:7 19:6 20:22 25:8 25:9 25:14 25:15 28:5 29:19	<b>Build</b> [2] 12:7 12:10
[6] 8:22 30:15 30:17 31:3 31:10 31:21			<b>According</b> [2] 23:3 32:12	<b>Areas</b> [34] 1:6 3:5 9:10 9:14 10:6 10:9 10:11 10:12 10:16 11:4 11:6 11:12 11:17 11:22 12:11 12:13 13:10 14:19 15:2 15:7 16:17 16:24 17:4 19:9 20:24 23:12 25:3 27:19 27:21 27:22 28:7 29:14 29:20 31:7	<b>Build-out</b> [2] 12:7 12:10
1.1			<b>Accounting</b> [1] 20:5	<b>Argument</b> [4] 9:19 10:21 19:4 20:8	<b>Building</b> [1] 2:9
[6] 30:15 31:3 31:3 31:10 31:19 31:21			<b>Accumulating</b> [1] 33:1	<b>Arguments</b> [1] 18:24	<b>Burdensome</b> [3] 19:24 20:8 20:18
1999			<b>Acknowledgment</b> [1] 5:9	<b>Associated</b> [1] 15:21	<b>Business</b> [1] 3:3
[4] 22:4 22:18 30:18 30:21			<b>Action</b> [2] 7:6 15:12	<b>Assume</b> [1] 25:9	<b>Button</b> [1] 26:24
1C			<b>Add</b> [9] 6:19 13:5 13:13 18:12 19:2 23:18 27:25 28:10 28:12	<b>Assured</b> [1] 32:25	
[5] 13:18 14:15 16:22 17:19 18:4			<b>Addendum</b> [1] 34:1	<b>Attributed</b> [1] 31:6	<b>C</b>
1D			<b>Additional</b> [5] 22:8 22:17 24:12 24:17 33:16	<b>Audible</b> [2] 17:20 22:16	<b>Calculated</b> [1] 14:23
[4] 13:18 14:15 17:19 18:4			<b>Adjudicator</b> [1] 19:20	<b>Audit</b> [1] 23:7	<b>Call's</b> [1] 32:25
			<b>Advantage</b> [1] 12:24	<b>Auxiliary</b> [3] 23:1 23:9 25:22	<b>Cannot</b> [1] 21:15
<b>2</b>			<b>Affidavit</b> [2] 26:13 33:4	<b>Available</b> [11] 16:12 19:15 19:19 19:23 20:4 26:22 27:1 27:6 27:8 33:11 33:12	<b>Capability</b> [1] 13:9
2			<b>Agenda</b> [2] 3:6 34:1	<b>Avenue</b> [1] 2:9	<b>Capable</b> [1] 21:4
[1] 18:6			<b>Agree</b> [5] 22:18 25:17 25:18 28:6 31:18	<b>Awhile</b> [2] 27:8 32:11	<b>Capital</b> [1] 20:2
2000			<b>Ahead</b> [11] 3:13 4:6 4:13 5:3 7:11 15:13 16:1 18:1 30:3 32:7 33:14		<b>Capitol</b> [2] 2:9 2:9
[2] 30:21 31:16			<b>Ailts</b> [20] 1:13 13:17 14:6 15:13 18:6 18:14 18:17 21:8 21:16 22:3 22:22 25:6 28:1 29:9 29:12 29:25 30:7 30:16 32:8 33:13	<b>B</b>	<b>Care</b> [2] 16:14 33:24
2001			<b>Alliance</b> [5] 3:8 3:21 4:1 4:16 7:13	<b>Backtrack</b> [1] 10:3	<b>Carrier</b> [4] 1:6 3:4 16:8 16:11
[2] 30:21 31:16			<b>Alliance's</b> [1] 3:17	<b>Backup</b> [4] 23:1 23:9 25:23 30:8	<b>Case</b> [5] 10:11 15:22 20:6 26:21 26:22
2002			<b>Allocate</b> [2] 16:23 32:23	<b>Bare</b> [1] 33:4	<b>Cases</b> [1] 9:7
[4] 8:22 30:20 30:23 31:12			<b>Allow</b> [2] 7:12 15:25	<b>Based</b> [6] 3:18 9:21 16:6 17:1 17:3 21:11	<b>Cassette</b> [1] 35:10
2003			<b>Allowed</b> [1] 10:23	<b>Basis</b> [2] 6:11 12:12	<b>Catastrophic</b> [1] 24:2
[4] 22:6 30:18 30:20 31:14			<b>Almost</b> [1] 26:7	<b>Becomes</b> [1] 19:8	<b>Caveat</b> [1] 12:15
2004			<b>Amount</b> [3] 20:22 23:1 25:23	<b>Beginning</b> [1] 10:1	<b>Cellular</b> [1] 3:3
[4] 1:8 2:10 34:3 35:13			<b>Amounts</b> [1] 16:10	<b>Best</b> [5] 1:15 4:1 5:4 15:15 35:9	<b>CELLULARONE</b> [1] 1:5
23			<b>Angle</b> [1] 23:25	<b>Between</b> [1] 27:10	<b>Certain</b> [1] 32:22
[1] 1:8			<b>Alliance's</b> [1] 3:17	<b>Beyond</b> [2] 13:5 26:11	<b>Certainly</b> [6] 4:10 6:9 17:16 17:25 29:22 33:22
23rd			<b>Allocate</b> [2] 16:23 32:23	<b>Bit</b> [3] 6:10 10:3 27:4	<b>CERTIFICATE</b> [1] 35:2
[1] 2:10			<b>Allow</b> [2] 7:12 15:25	<b>Board</b> [2] 9:5 9:12	<b>Certification</b> [3] 9:17 11:24 28:7
			<b>3</b>	<b>Bonrud</b> [1] 1:17	<b>Certifications</b> [1] 9:18
<b>3</b>			31	<b>Books</b> [1] 20:5	<b>CERTIFY</b> [1] 35:8
			[2] 32:13 32:16	<b>Bowar</b> [1] 2:3	<b>Chair</b> [17] 7:15 13:24 14:2 14:11 14:14 15:9 18:5 21:13 21:20 22:21 26:12 27:23 28:17 29:5 30:5 30:12 31:22
			31st		<b>Chairman</b> [74] 1:11 1:11 3:1 3:12 3:13 3:15 4:5 4:8 4:10 4:25 5:15 6:18 6:21 6:25 7:16 7:25 8:11 8:13 9:3 10:2 11:15 12:19 13:4 13:15 13:24 13:25 15:11 15:14 15:18 16:1 16:13 16:15 17:13 17:18 31:5
			[1] 33:12		<b>Bridge</b> [1] 33:22
<b>4</b>					<b>Brief</b> [1] 28:21
4					<b>Bringing</b> [1] 11:11
[3] 18:7 18:14 19:5					<b>Broken</b> [1] 16:16
412					<b>Brought</b> [1] 21:22
[2] 28:25 34:4					<b>Build</b> [2] 12:7 12:10
413					<b>Build-out</b> [2] 12:7 12:10
[1] 28:23					<b>Building</b> [1] 2:9
					<b>Burdensome</b> [3] 19:24 20:8 20:18
<b>5</b>					<b>Business</b> [1] 3:3
5					<b>Button</b> [1] 26:24
[3] 22:2 22:3 22:20					
500					
[1] 2:9					
5th					
[1] 35:12					
<b>6</b>					
6					
[1] 34:3					
6B					
[1] 22:23					
<b>7</b>					
7					
[2] 28:2 29:7					
<b>8</b>					
85					
[1] 23:14					
<b>9</b>					
9					
[2] 8:19 30:6					
9:30					

# Word Index

21 18:10 19:1 19:11 19:16 20:10 20:  
14 20:15 20:25 21:21 22:1 22:7 22:11  
22:14 22:17 23:17 23:21 23:23 24:21  
24:22 25:5 25:11 25:20 26:15 27:3 27:  
24 28:9 28:13 28:16 28:18 29:2 29:6  
29:10 29:22 30:2 30:6 30:14 31:11 31:  
22 32:6 33:18  
**Challenge**  
[1] 6:14  
**Chance**  
[3] 7:1 9:17 13:3  
**Change**  
[1] 26:6  
**Changed**  
[2] 8:3 18:25  
**Changes**  
[1] 3:19  
**Check**  
[3] 16:17 17:3 32:24  
**Checks**  
[1] 17:6  
**Cheri**  
[3] 1:23 35:5 35:18  
**Circumstances**  
[1] 30:13  
**Claiming**  
[1] 26:23  
**Clarification**  
[3] 4:16 11:16 16:4  
**Clarifies**  
[1] 5:18  
**Clarify**  
[1] 33:7  
**Clear**  
[3] 6:6 11:8 14:3  
**Clearly**  
[2] 8:9 24:4  
**Clicking**  
[1] 26:24  
**Closest**  
[1] 14:21  
**CO**  
[1] 1:4  
**Co-counsel**  
[1] 15:22  
**Co-ops**  
[1] 10:19  
**Coit**  
[23] 1:19 5:2 5:16 5:16 5:17 6:23 7:  
25 8:1 13:3 13:4 18:13 18:15 18:22  
19:21 22:7 22:9 23:3 23:18 23:20 23:  
22 24:9 28:9 28:11  
**Coit's**  
[3] 5:4 20:14 20:16  
**Comfortable**  
[1] 27:17  
**Coming**  
[2] 12:13 33:19  
**Commencing**  
[1] 2:10  
**Comment**  
[7] 8:1 15:23 15:25 19:13 19:21 20:14  
31:23  
**Comments**  
[10] 12:25 17:19 20:12 22:8 22:18 23:  
19 26:17 26:18 32:18 32:21  
**Commission**  
[15] 1:1 1:10 1:12 3:7 7:18 11:13 12:  
5 12:9 13:22 15:3 21:11 24:5 25:2 29:  
1 34:3  
**Commissioner**  
[3] 13:25 14:13 28:20  
**Commissioners**  
[2] 15:17 25:13  
**Commitment**  
[3] 13:8 28:4 29:17  
**Communications**  
[2] 3:9 7:13  
**Companies**  
[1] 6:8  
**Company**  
[1] 3:2

**Compel**  
[8] 7:18 13:23 18:4 22:20 31:3 31:20  
32:20 33:24  
**Compelling**  
[1] 21:12  
**Concerns**  
[3] 9:10 9:20 10:5  
**Confidential**  
[1] 29:23  
**Consider**  
[2] 17:16 24:5  
**Construct**  
[2] 28:3 29:16  
**Contention**  
[1] 7:22  
**Contest**  
[3] 4:15 4:21 4:23  
**Contesting**  
[1] 4:19  
**Continue**  
[3] 4:2 4:21 5:10  
**Continues**  
[1] 32:2  
**Continuing**  
[1] 8:5  
**Contrary**  
[1] 17:24  
**Conveying**  
[1] 33:1  
**Cooperative**  
[4] 3:9 5:24 6:4 7:13  
**Corporate**  
[1] 3:19  
**Correct**  
[3] 26:9 27:15 32:13  
**Cost**  
[1] 31:6  
**Counsel**  
[1] 28:21  
**Count**  
[2] 11:21 17:5  
**Counts**  
[3] 16:20 16:25 17:2  
**COUNTY**  
[1] 35:3  
**Course**  
[3] 17:15 29:18 29:18  
**Covered**  
[1] 33:3  
**Covers**  
[1] 17:4  
**Cremer**  
[1] 1:14  
**Critical**  
[1] 24:2  
**Cross**  
[1] 33:22  
**Curious**  
[1] 9:22  
**Current**  
[1] 23:19  
**Customers**  
[1] 16:10

## D

**D/B/A**  
[1] 1:4  
**Dakota**  
[11] 1:2 2:8 2:10 14:17 15:3 15:5 25:  
1 30:18 35:1 35:7 35:12  
**Damage**  
[1] 24:2  
**Dan**  
[1] 2:4  
**Darla**  
[2] 2:2 15:19  
**Date**  
[2] 32:13 32:17  
**Dated**  
[1] 35:12

**Dave**  
[1] 1:16  
**David**  
[1] 1:19  
**Davis**  
[1] 2:4  
**Days**  
[1] 7:24  
**Decision**  
[2] 9:5 9:12  
**Defer**  
[1] 4:20  
**DeJordy**  
[1] 26:12  
**DeJordy's**  
[1] 33:4  
**Deny**  
[4] 18:3 21:25 22:19 31:20  
**Denying**  
[2] 31:2 31:10  
**Designated**  
[4] 5:23 6:7 14:17 15:3  
**Designation**  
[21] 1:5 3:3 4:19 4:22 4:24 5:21 6:17  
9:11 9:14 10:6 10:10 10:12 10:17 10:  
18 11:5 11:7 13:10 25:4 27:20 27:22  
29:15  
**Designations**  
[2] 6:15 9:16  
**Different**  
[6] 6:2 6:10 17:25 21:22 21:23 27:4  
**Difficult**  
[1] 33:21  
**Difficulty**  
[1] 19:19  
**Direct**  
[2] 3:22 12:1  
**Directed**  
[1] 9:9  
**Discovery**  
[3] 7:19 10:23 32:14  
**Discussed**  
[1] 25:13  
**Distinction**  
[2] 25:16 31:12  
**Distinguishable**  
[2] 27:10 27:14  
**Division**  
[1] 14:22  
**Docket**  
[2] 7:17 33:23  
**Dockets**  
[1] 15:21  
**Dollars**  
[1] 30:17  
**Done**  
[3] 12:2 12:11 32:25  
**Door**  
[2] 13:1 28:23  
**Down**  
[6] 16:16 20:21 21:10 21:14 21:15 21:  
18  
**Dozens**  
[1] 17:4  
**Duly**  
[1] 32:6  
**Duly-appointed**  
[1] 35:8

## E

**E-mailing**  
[1] 8:15  
**Easier**  
[1] 28:24  
**East**  
[1] 2:9  
**Easy**  
[1] 26:23  
**Effort**  
[2] 20:9 26:11  
**Either**

[1] 27:12  
**Elevation**  
[3] 22:25 23:8 25:22  
**Eligible**  
[2] 1:5 3:4  
**Eliminating**  
[1] 6:22  
**Emergency**  
[1] 24:1  
**Encompasses**  
[1] 15:2  
**End**  
[1] 9:25  
**ERP**  
[2] 22:25 25:22  
**Especially**  
[1] 23:25  
**Essentially**  
[6] 4:17 5:8 8:20 14:20 16:18 19:7  
**Estimated**  
[2] 23:1 25:23  
**ETC**  
[3] 9:14 11:7 14:17  
**Events**  
[1] 32:3  
**Exactly**  
[2] 6:6 33:20  
**Example**  
[1] 10:17  
**Exchange**  
[2] 16:8 16:11  
**Exchanges**  
[1] 14:18  
**Excuse**  
[1] 23:22  
**Executive**  
[4] 28:19 28:22 29:1 29:4  
**Exist**  
[1] 31:5  
**Existing**  
[1] 23:13  
**Extensive**  
[1] 19:4

## F

**Fact**  
[3] 6:8 9:16 25:24  
**Facts**  
[3] 3:16 3:19 6:1  
**Fair**  
[2] 11:3 12:23  
**Fairly**  
[1] 20:2  
**Familiar**  
[1] 33:9  
**Far**  
[2] 6:12 8:6  
**Farris**  
[1] 1:15  
**Fashion**  
[1] 32:5  
**Favorable**  
[1] 11:3  
**Faxed**  
[1] 24:14  
**Federal**  
[1] 18:17  
**Few**  
[1] 7:24  
**Figured**  
[1] 17:14  
**File**  
[1] 8:4  
**Filing**  
[3] 1:4 3:2 10:13  
**Financial**  
[1] 20:20  
**First**  
[5] 3:6 5:1 6:7 11:15 31:14  
**Flag**

# Word Index

<p>[1] 5:8  <b>Flat</b>  [1] 27:11  <b>Flip</b>  [1] 12:24  <b>Flush</b>  [1] 24:7  <b>Focuses</b>  [1] 9:13  <b>Follow</b>  [1] 30:3  <b>Follow-up</b>  [1] 33:8  <b>Forced</b>  [1] 12:17  <b>Foregoing</b>  [1] 35:10  <b>Form</b>  [1] 20:20  <b>Formula</b>  [1] 14:25  <b>Forney</b>  [1] 1:17  <b>Forth</b>  [1] 3:18  <b>Forthcoming</b>  [1] 19:18  <b>Forward</b>  [1] 32:3  <b>Frankly</b>  [1] 20:23  <b>Free</b>  [1] 21:3  <b>Fund</b>  [1] 31:13  <b>Funds</b>  [1] 18:17  <b>Future</b>  [2] 10:18 23:13</p>	<p><b>Hearing</b>  [5] 10:9 10:23 10:24 13:6 19:20  <b>Heather</b>  [1] 1:17  <b>Held</b>  [1] 2:7  <b>Help</b>  [1] 24:6  <b>HEREBY</b>  [1] 35:8  <b>Historical</b>  [1] 11:23  <b>Historically</b>  [1] 12:2  <b>History</b>  [1] 31:5  <b>Hold</b>  [1] 10:17  <b>Holding</b>  [1] 3:2  <b>Hope</b>  [1] 11:8  <b>HUGHES</b>  [1] 35:3</p>	<p>19:5 20:17 22:2 22:3 22:20 22:23 24:  19 28:2 29:7 30:6 30:16 31:19  <b>Intervene</b>  [2] 3:8 7:12  <b>Interveners</b>  [12] 3:24 5:11 9:24 11:5 11:25 12:22  14:10 15:20 18:1 23:15 28:2 30:8  <b>Invariably</b>  [1] 7:6  <b>Invested</b>  [1] 30:17  <b>Investments</b>  [1] 20:3  <b>Involved</b>  [1] 5:10  <b>Issue</b>  [6] 3:6 7:17 11:9 13:23 24:7 30:4  <b>Issues</b>  [6] 6:22 6:23 13:9 23:8 24:3 33:25  <b>Items</b>  [1] 31:24</p>	<p><b>Local</b>  [3] 14:18 16:8 16:11  <b>Located</b>  [2] 25:14 27:21  <b>Location</b>  [1] 22:4  <b>Lohnes</b>  [1] 2:4  <b>Look</b>  [6] 9:12 10:9 18:2 23:3 25:21 26:8  <b>Looking</b>  [2] 9:15 10:5  <b>Looks</b>  [1] 7:5</p>
<b>M</b>			
			<p><b>Main</b>  [1] 6:11  <b>Maintain</b>  [1] 18:18  <b>March</b>  [4] 1:8 2:10 32:13 32:16  <b>Mary</b>  [3] 2:3 2:4 15:22  <b>Material</b>  [1] 9:2  <b>Matter</b>  [3] 1:4 2:8 3:2  <b>McComsey</b>  [3] 1:23 35:5 35:18  <b>Mean</b>  [7] 4:14 6:13 13:18 15:14 19:19 20:4  26:25  <b>Meant</b>  [1] 5:7  <b>Meet</b>  [2] 32:16 33:6  <b>Meeting</b>  [2] 10:11 34:3  <b>Meets</b>  [1] 29:1  <b>Member</b>  [1] 6:13  <b>Mentioned</b>  [1] 22:10  <b>Meredith</b>  [2] 2:2 6:12  <b>Michele</b>  [1] 1:15  <b>Might</b>  [6] 7:20 12:10 12:17 21:22 26:6 32:10  <b>Mind</b>  [2] 7:11 27:17  <b>Minimum</b>  [1] 24:24  <b>Minimums</b>  [1] 33:5  <b>Modify</b>  [1] 17:17  <b>Money</b>  [3] 16:24 22:6 30:24  <b>Moore</b>  [8] 2:2 3:11 3:12 3:14 3:16 5:1 5:3 5:6  <b>Moot</b>  [1] 18:7  <b>Most</b>  [1] 30:10  <b>Motion</b>  [20] 3:7 3:17 4:3 4:6 5:7 5:20 7:2 7:8  7:18 12:17 13:22 18:3 21:25 22:20 28:  19 31:2 31:20 31:23 32:20 33:24  <b>Motions</b>  [1] 7:3  <b>Move</b>  [10] 4:6 7:11 18:3 22:19 28:24 29:3  30:3 30:13 31:17 31:20  <b>Moving</b>  [1] 7:2  <b>Must</b>  [1] 16:19</p>
<b>J</b>			
			<p><b>Jacobson</b>  [1] 1:16  <b>January</b>  [1] 22:4  <b>Job</b>  [1] 26:12  <b>John</b>  [1] 1:13  <b>Joint</b>  [2] 9:5 9:12  <b>Jump</b>  [2] 5:5 21:3  <b>Jumping</b>  [1] 7:9</p>
<b>K</b>			
			<p><b>Karen</b>  [1] 1:14  <b>Keep</b>  [2] 19:9 20:20  <b>Keith</b>  [1] 1:16  <b>Kicked</b>  [1] 8:16  <b>Kind</b>  [4] 6:11 7:20 12:9 14:22</p>
<b>L</b>			
			<p><b>Last</b>  [6] 3:20 7:24 8:2 8:7 8:14 15:24  <b>Least</b>  [4] 6:1 9:19 23:13 31:24  <b>Leaving</b>  [1] 28:25  <b>LEC</b>  [7] 14:24 15:7 16:23 17:4 17:6 19:9  20:24  <b>Legitimate</b>  [1] 9:20  <b>Letter</b>  [9] 8:2 8:3 8:4 8:7 8:14 8:15 8:24 8:  25 30:10  <b>LICENSE</b>  [1] 1:4  <b>Light</b>  [2] 17:22 18:2  <b>Limit</b>  [1] 25:2  <b>Limited</b>  [1] 25:7  <b>Line</b>  [7] 7:9 11:20 14:8 16:20 16:25 17:1  17:5  <b>Lines</b>  [1] 17:9  <b>List</b>  [2] 28:2 29:15</p>
<b>I</b>			
			<p><b>Imagine</b>  [3] 5:2 23:14 27:5  <b>Immediately</b>  [4] 7:2 7:8 32:23 33:10  <b>Inc</b>  [5] 1:4 3:2 3:9 3:10 7:14  <b>Including</b>  [1] 27:20  <b>Incredible</b>  [1] 20:22  <b>Indeed</b>  [1] 5:10  <b>Indicate</b>  [1] 19:17  <b>Indicating</b>  [1] 8:5  <b>Individual</b>  [3] 17:6 25:21 31:6  <b>Info</b>  [1] 14:3  <b>Information</b>  [61] 8:20 8:23 9:23 10:19 10:22 11:4  11:17 11:19 11:21 11:21 11:23 12:18  12:22 12:24 13:20 14:5 14:8 14:8 14:  16 16:12 17:23 18:8 18:9 18:11 18:19  18:21 18:23 19:7 19:15 20:1 20:20 21:  10 21:23 23:4 23:10 23:15 24:11 24:  11 24:13 24:17 25:21 25:25 26:21 27:  6 27:12 27:16 27:19 29:24 30:8 30:11  31:5 31:13 31:16 31:19 32:1 32:4 32:  17 33:2 33:7 33:8 33:17  <b>Infrastructure</b>  [1] 24:3  <b>Initial</b>  [1] 12:14  <b>Install</b>  [1] 26:5  <b>Instance</b>  [1] 6:7  <b>Intend</b>  [2] 10:9 12:15  <b>Intent</b>  [1] 12:1  <b>Intention</b>  [1] 11:13  <b>Interest</b>  [5] 3:23 4:2 4:19 23:25 24:5  <b>Interesting</b>  [2] 23:24 32:2  <b>Internet</b>  [1] 26:24  <b>Interrogatories</b>  [6] 13:16 17:18 18:4 21:3 30:15 31:21  <b>Interrogatory</b>  [18] 8:19 8:21 8:22 13:18 18:6 18:7</p>
<b>G</b>			
			<p><b>GARY</b>  [1] 1:11  <b>General</b>  [2] 12:10 28:21  <b>Genuine</b>  [1] 9:10  <b>Gerdes</b>  [1] 1:19  <b>Gist</b>  [1] 10:4  <b>Given</b>  [2] 11:5 20:19  <b>Goals</b>  [1] 5:11  <b>Grant</b>  [3] 3:7 4:6 7:18  <b>Greg</b>  [1] 1:14  <b>Guarantee</b>  [1] 33:11  <b>Guess</b>  [7] 5:17 9:14 16:3 24:14 26:20 31:9  32:15</p>
<b>H</b>			
			<p><b>Handset</b>  [1] 11:21  <b>Hanson</b>  [19] 1:11 7:15 13:24 14:1 14:2 14:11  14:13 14:14 15:9 18:5 21:13 21:20 22:  21 27:23 28:20 29:5 30:5 30:12 31:22  <b>Hard</b>  [4] 7:3 19:14 24:15 27:5  <b>Hardcopy</b>  [2] 24:14 24:16  <b>Hardest</b>  [1] 26:10  <b>Harlan</b>  [1] 1:15</p>

N	[3] 25:14 27:21 29:19 Overlap [1] 25:10 Own [1] 20:17	[1] 31:13 Pre-universal [1] 31:13 Precedent [1] 9:5 Present [2] 9:13 11:3 Pretty [4] 8:8 19:4 21:4 26:12 Previous [2] 9:18 11:4 Previously [2] 9:11 12:11 Primarily [1] 9:13 Problem [2] 14:18 20:19 Procedural [2] 32:19 33:14 Proceeding [3] 3:24 4:2 10:3 Proceedings [3] 1:8 2:7 35:11 Process [1] 9:17 Produce [1] 20:9 Professional [2] 35:6 35:19 Properties [5] 3:10 6:3 6:17 6:24 7:14 Provide [6] 8:14 9:23 27:2 27:16 27:18 30:11 Provided [14] 8:22 9:1 11:16 11:19 11:22 11:22 11:25 18:8 23:4 24:18 30:19 30:22 31: 1 32:4 Provision [1] 18:18 Public [6] 1:1 1:10 23:25 24:5 35:6 35:18 PUC [1] 11:24 Pulling [1] 8:20 Put [3] 25:24 26:4 27:9 Putting [1] 31:3	Reason [1] 5:25 Reasonably [1] 14:4 Reasons [1] 6:1 Receiving [2] 30:23 31:15 Recent [1] 30:10 Recommend [4] 29:13 31:2 31:10 32:9 Recommendation [4] 21:6 29:11 30:4 33:3 Refer [2] 12:10 12:18 Referenced [1] 5:22 References [2] 8:19 8:21 Reflect [1] 16:10 Regard [2] 5:12 15:24 Regarding [1] 18:16 Registered [2] 35:5 35:19 Regularly [1] 34:2 Related [1] 16:11 Relative [1] 13:11 Relevancy [9] 9:10 9:21 10:5 10:21 11:9 11:18 12:21 18:3 22:5 Relevant [7] 10:25 22:19 23:9 26:25 28:6 30:20 31:17 Remaining [1] 5:11 Remember [1] 32:9 Remind [1] 34:1 Report [2] 16:25 17:9 Reported [1] 1:23 Reporter [3] 35:6 35:9 35:19 Reporting [1] 16:20 Represent [1] 15:20 Representing [1] 21:4 Request [5] 4:3 5:8 14:16 28:2 29:23 Requested [6] 9:15 13:21 14:9 18:19 30:8 30:17 Requesting [4] 18:11 28:7 29:15 29:21 Requests [2] 12:7 26:2 Required [2] 27:2 29:13 Requiring [1] 27:18 Reserve [2] 12:3 13:2 Resolved [1] 7:24 Respect [5] 13:9 13:18 30:25 32:10 32:17 Respectfully [1] 4:3 Respond [6] 7:1 8:18 13:2 13:3 20:11 29:14 Response
O	P	Q	R
<b>Named</b> [1] 5:13 <b>Necessarily</b> [2] 14:23 25:8 <b>Need</b> [6] 12:9 13:22 23:15 27:24 33:1 33:22 <b>Network</b> [1] 23:13 <b>Never</b> [1] 4:12 <b>Next</b> [2] 28:3 34:2 <b>Noncontentious</b> [1] 4:12 <b>Noncontroversial</b> [1] 7:7 <b>Notary</b> [2] 35:6 35:18 <b>Note</b> [2] 5:19 24:10 <b>Noted</b> [2] 5:20 32:6 <b>Notes</b> [1] 32:12 <b>Nothing</b> [4] 22:9 22:13 28:15 28:17 <b>Number</b> [1] 16:10 <b>Numbers</b> [1] 15:7	<b>Paid</b> [2] 11:20 15:5 <b>Pam</b> [1] 1:17 <b>Part</b> [4] 12:11 12:17 28:4 29:17 <b>Particular</b> [5] 10:13 16:11 24:7 27:25 33:23 <b>Particularly</b> [1] 26:1 <b>Parties</b> [4] 6:14 7:20 18:11 21:4 <b>Party</b> [2] 5:14 7:4 <b>Past</b> [4] 9:15 11:6 11:12 13:11 <b>Patiently</b> [1] 29:3 <b>Pay</b> [4] 14:20 16:25 17:3 17:6 <b>Payment</b> [3] 16:7 16:7 17:1 <b>Payments</b> [1] 16:5 <b>Pays</b> [1] 14:20 <b>People</b> [2] 32:24 33:10 <b>Percent</b> [1] 23:14 <b>Performance</b> [2] 11:12 13:11 <b>Perspective</b> [2] 8:10 10:8 <b>Petition</b> [2] 3:8 7:12 <b>Physically</b> [1] 26:8 <b>Pierre</b> [2] 2:9 35:12 <b>Pine</b> [1] 15:6 <b>Place</b> [1] 9:11 <b>Plan</b> [3] 12:10 28:3 29:16 <b>Plans</b> [1] 12:8 <b>Play</b> [1] 11:12 <b>Point</b> [12] 10:16 10:22 10:24 13:12 13:13 13:19 16:4 19:5 25:12 27:14 32:9 33: 13 <b>Pointed</b> [2] 13:6 23:20 <b>Pollman</b> [1] 2:2 <b>Population</b> [1] 23:14 <b>Pose</b> [1] 14:11 <b>Position</b> [4] 12:4 17:22 21:1 21:23 <b>Positions</b> [1] 21:2 <b>Possible</b> [2] 21:19 33:8 <b>Power</b> [6] 23:1 23:2 23:9 23:9 25:23 25:23 <b>Practical</b> [1] 25:2 <b>Pre</b>	<b>Rao</b> [1] 2:5 <b>Rather</b> [1] 19:22 <b>Reaches</b> [1] 23:13 <b>Read</b> [1] 24:15 <b>Ready</b> [1] 5:5 <b>Real</b> [2] 6:16 20:7 <b>Realized</b> [2] 8:17 9:5 <b>Realizing</b> [1] 5:4 <b>Really</b> [9] 6:10 8:3 10:13 11:9 13:5 13:13 17: 23 18:24 19:24	<b>Reason</b> [1] 5:25 <b>Reasonably</b> [1] 14:4 <b>Reasons</b> [1] 6:1 <b>Receiving</b> [2] 30:23 31:15 <b>Recent</b> [1] 30:10 <b>Recommend</b> [4] 29:13 31:2 31:10 32:9 <b>Recommendation</b> [4] 21:6 29:11 30:4 33:3 <b>Refer</b> [2] 12:10 12:18 <b>Referenced</b> [1] 5:22 <b>References</b> [2] 8:19 8:21 <b>Reflect</b> [1] 16:10 <b>Regard</b> [2] 5:12 15:24 <b>Regarding</b> [1] 18:16 <b>Registered</b> [2] 35:5 35:19 <b>Regularly</b> [1] 34:2 <b>Related</b> [1] 16:11 <b>Relative</b> [1] 13:11 <b>Relevancy</b> [9] 9:10 9:21 10:5 10:21 11:9 11:18 12:21 18:3 22:5 <b>Relevant</b> [7] 10:25 22:19 23:9 26:25 28:6 30:20 31:17 <b>Remaining</b> [1] 5:11 <b>Remember</b> [1] 32:9 <b>Remind</b> [1] 34:1 <b>Report</b> [2] 16:25 17:9 <b>Reported</b> [1] 1:23 <b>Reporter</b> [3] 35:6 35:9 35:19 <b>Reporting</b> [1] 16:20 <b>Represent</b> [1] 15:20 <b>Representing</b> [1] 21:4 <b>Request</b> [5] 4:3 5:8 14:16 28:2 29:23 <b>Requested</b> [6] 9:15 13:21 14:9 18:19 30:8 30:17 <b>Requesting</b> [4] 18:11 28:7 29:15 29:21 <b>Requests</b> [2] 12:7 26:2 <b>Required</b> [2] 27:2 29:13 <b>Requiring</b> [1] 27:18 <b>Reserve</b> [2] 12:3 13:2 <b>Resolved</b> [1] 7:24 <b>Respect</b> [5] 13:9 13:18 30:25 32:10 32:17 <b>Respectfully</b> [1] 4:3 <b>Respond</b> [6] 7:1 8:18 13:2 13:3 20:11 29:14 <b>Response</b>

# Word Index

<p>[4] 14:7 17:20 22:16 24:1</p> <p><b>Responses</b></p> <p>[1] 8:6</p> <p><b>Responsive</b></p> <p>[1] 8:4</p> <p><b>Rest</b></p> <p>[1] 32:24</p> <p><b>Result</b></p> <p>[1] 3:25</p> <p><b>Review</b></p> <p>[2] 9:17 24:25</p> <p><b>Reviewing</b></p> <p>[1] 9:4</p> <p><b>Rich</b></p> <p>[3] 1:19 8:1 8:15</p> <p><b>Rich's</b></p> <p>[1] 8:14</p> <p><b>Ridge</b></p> <p>[1] 15:6</p> <p><b>Rislov</b></p> <p>[1] 1:14</p> <p><b>ROBERT</b></p> <p>[1] 1:11</p> <p><b>Rod</b></p> <p>[1] 2:3</p> <p><b>Rogers</b></p> <p>[13] 2:2 15:17 15:19 15:19 19:12 19:13 22:11 22:13 26:16 26:19 27:15 28:13 28:15</p> <p><b>Rolayne</b></p> <p>[1] 1:13</p> <p><b>Room</b></p> <p>[4] 7:5 7:9 28:25 34:4</p> <p><b>RPR</b></p> <p>[1] 1:23</p> <p><b>Rule</b></p> <p>[1] 13:22</p> <p><b>Rural</b></p> <p>[2] 1:6 3:5</p>	<p>[24] 14:16 14:19 14:21 14:24 15:1 15:2 15:4 15:6 15:7 16:5 16:9 16:17 16:18 16:23 17:2 17:3 17:4 17:6 25:14 28:5 29:19 30:24 31:6 31:13</p> <p><b>Serving</b></p> <p>[3] 25:8 25:15 27:21</p> <p><b>Session</b></p> <p>[4] 28:20 28:22 29:1 29:4</p> <p><b>Set</b></p> <p>[1] 3:17</p> <p><b>Setting</b></p> <p>[1] 26:13</p> <p><b>Several</b></p> <p>[2] 15:20 31:25</p> <p><b>Shall</b></p> <p>[2] 3:7 7:18</p> <p><b>Share</b></p> <p>[1] 6:8</p> <p><b>Shares</b></p> <p>[1] 6:3</p> <p><b>Short</b></p> <p>[1] 31:9</p> <p><b>Shorthand</b></p> <p>[1] 35:9</p> <p><b>Shot</b></p> <p>[2] 5:1 5:4</p> <p><b>Side</b></p> <p>[3] 9:25 10:1 12:24</p> <p><b>Significant</b></p> <p>[1] 6:16</p> <p><b>Similar</b></p> <p>[1] 16:7</p> <p><b>Simply</b></p> <p>[2] 26:11 32:22</p> <p><b>Sisak</b></p> <p>[10] 2:3 15:22 16:2 16:3 16:19 17:8 19:12 22:12 26:16 28:14</p> <p><b>Sit</b></p> <p>[1] 7:4</p> <p><b>Site</b></p> <p>[7] 22:24 23:7 23:7 23:8 24:24 24:24 25:21</p> <p><b>Sites</b></p> <p>[1] 32:24</p> <p><b>Situation</b></p> <p>[3] 6:9 9:22 21:21</p> <p><b>Situations</b></p> <p>[2] 27:5 27:11</p> <p><b>Smith</b></p> <p>[1] 1:13</p> <p><b>Someone</b></p> <p>[1] 7:8</p> <p><b>Somewhat</b></p> <p>[2] 23:24 24:15</p> <p><b>Somewhere</b></p> <p>[1] 20:5</p> <p><b>Soon</b></p> <p>[1] 32:25</p> <p><b>Sorry</b></p> <p>[1] 20:13</p> <p><b>Sort</b></p> <p>[1] 20:3</p> <p><b>South</b></p> <p>[11] 1:2 2:8 2:10 14:17 15:3 15:5 25:1 30:18 35:1 35:7 35:12</p> <p><b>Specific</b></p> <p>[6] 18:9 18:19 18:21 18:23 20:2 33:16</p> <p><b>Specifically</b></p> <p>[2] 3:19 14:9</p> <p><b>Specs</b></p> <p>[1] 26:7</p> <p><b>Spent</b></p> <p>[1] 9:4</p> <p><b>Splitrock</b></p> <p>[13] 3:9 3:17 3:21 3:25 4:17 5:24 6:2 6:2 6:3 6:9 6:17 6:23 7:14</p> <p><b>SS</b></p> <p>[1] 35:2</p> <p><b>Staff</b></p> <p>[2] 1:12 20:25</p> <p><b>Staff's</b></p>	<p>[1] 30:3</p> <p><b>Stance</b></p> <p>[1] 11:1</p> <p><b>Standards</b></p> <p>[1] 10:12</p> <p><b>Start</b></p> <p>[2] 22:5 33:1</p> <p><b>State</b></p> <p>[8] 1:2 2:8 14:7 23:11 24:5 31:4 35:1 35:7</p> <p><b>Statement</b></p> <p>[1] 23:16</p> <p><b>Statements</b></p> <p>[2] 30:9 31:25</p> <p><b>States</b></p> <p>[4] 8:9 18:8 21:9 30:20</p> <p><b>Stating</b></p> <p>[1] 14:2</p> <p><b>Status</b></p> <p>[3] 8:2 8:9 18:25</p> <p><b>Stick</b></p> <p>[1] 9:1</p> <p><b>Still</b></p> <p>[4] 7:22 8:19 18:20 23:5</p> <p><b>Stone</b></p> <p>[1] 4:13</p> <p><b>Stone-wall</b></p> <p>[1] 4:13</p> <p><b>Streamline</b></p> <p>[1] 6:23</p> <p><b>Strong</b></p> <p>[2] 9:19 10:20</p> <p><b>Structure</b></p> <p>[1] 3:20</p> <p><b>Study</b></p> <p>[8] 6:3 6:8 14:16 19:6 19:9 20:22 20:24 23:12</p> <p><b>Subject</b></p> <p>[1] 10:13</p> <p><b>Submit</b></p> <p>[1] 8:2</p> <p><b>Submitted</b></p> <p>[1] 11:24</p> <p><b>Substantial</b></p> <p>[2] 3:23 4:18</p> <p><b>Sudden</b></p> <p>[1] 12:5</p> <p><b>Sufficient</b></p> <p>[2] 23:5 30:25</p> <p><b>Supplement</b></p> <p>[1] 33:7</p> <p><b>Supply</b></p> <p>[1] 10:22</p> <p><b>Support</b></p> <p>[5] 3:16 5:11 5:12 5:13 6:14</p> <p><b>Suppose</b></p> <p>[1] 21:19</p> <p><b>Suzie</b></p> <p>[1] 2:5</p>	<p>[1] 20:2</p> <p><b>Test</b></p> <p>[1] 23:16</p> <p><b>Testimony</b></p> <p>[1] 12:12</p> <p><b>Themselves</b></p> <p>[1] 21:5</p> <p><b>Therein</b></p> <p>[1] 3:18</p> <p><b>They've</b></p> <p>[2] 21:14 30:25</p> <p><b>Thoughts</b></p> <p>[1] 11:10</p> <p><b>Three</b></p> <p>[1] 31:24</p> <p><b>Throughout</b></p> <p>[1] 28:5</p> <p><b>Ties</b></p> <p>[1] 19:6</p> <p><b>Today</b></p> <p>[4] 3:7 7:17 15:21 31:24</p> <p><b>Together</b></p> <p>[4] 8:20 25:25 26:4 27:9</p> <p><b>Took</b></p> <p>[2] 8:17 33:24</p> <p><b>Total</b></p> <p>[1] 30:17</p> <p><b>Totally</b></p> <p>[1] 25:18</p> <p><b>Tower</b></p> <p>[12] 22:24 22:25 23:8 25:7 25:8 25:13 25:15 25:21 25:22 32:17 32:24 33:5</p> <p><b>Towers</b></p> <p>[11] 22:4 24:25 25:3 25:10 26:5 27:20 28:3 29:16 29:19 32:10 33:10</p> <p><b>Transcribed</b></p> <p>[1] 35:9</p> <p><b>Transcript</b></p> <p>[2] 1:8 2:7</p> <p><b>Treatment</b></p> <p>[1] 29:23</p> <p><b>Two</b></p> <p>[5] 6:8 27:5 27:11 28:4 29:16</p> <p><b>Type</b></p> <p>[5] 7:3 21:10 21:21 24:3 25:22</p> <p><b>Types</b></p> <p>[1] 22:25</p>
<p><b>S</b></p>			
<p><b>SAHR</b></p> <p>[60] 1:11 3:1 3:13 3:15 4:5 4:10 4:25 5:15 6:18 6:25 7:16 8:11 9:3 10:2 12:19 13:15 13:25 15:11 15:14 15:18 16:1 16:13 17:13 17:21 18:10 19:1 19:11 19:16 20:10 20:15 20:25 22:1 22:7 22:11 22:14 22:17 23:17 23:21 23:23 24:22 25:5 25:11 25:20 26:15 27:3 27:24 28:9 28:13 28:16 28:18 29:2 29:6 29:10 29:22 30:2 30:6 30:14 31:11 32:6 33:18</p> <p><b>Santel</b></p> <p>[2] 17:2 17:9</p> <p><b>Schedule</b></p> <p>[2] 32:19 33:15</p> <p><b>Scheduled</b></p> <p>[1] 34:2</p> <p><b>SDTA</b></p> <p>[6] 4:20 4:23 5:8 5:9 6:12 6:13</p> <p><b>Seat</b></p> <p>[1] 5:2</p> <p><b>Second</b></p> <p>[10] 7:15 7:17 18:5 22:1 22:21 27:23 29:5 30:5 30:14 31:23</p> <p><b>See</b></p> <p>[2] 26:8 29:7</p> <p><b>Seeing</b></p> <p>[1] 22:17</p> <p><b>Seeking</b></p> <p>[3] 13:10 25:3 27:19</p> <p><b>Send</b></p> <p>[1] 24:14</p> <p><b>Senger</b></p> <p>[1] 1:16</p> <p><b>Sent</b></p> <p>[1] 8:7</p> <p><b>Serve</b></p> <p>[2] 28:4 29:20</p> <p><b>Served</b></p> <p>[1] 5:23</p> <p><b>Service</b></p>	<p><b>Sites</b></p> <p>[1] 32:24</p> <p><b>Situation</b></p> <p>[3] 6:9 9:22 21:21</p> <p><b>Situations</b></p> <p>[2] 27:5 27:11</p> <p><b>Smith</b></p> <p>[1] 1:13</p> <p><b>Someone</b></p> <p>[1] 7:8</p> <p><b>Somewhat</b></p> <p>[2] 23:24 24:15</p> <p><b>Somewhere</b></p> <p>[1] 20:5</p> <p><b>Soon</b></p> <p>[1] 32:25</p> <p><b>Sorry</b></p> <p>[1] 20:13</p> <p><b>Sort</b></p> <p>[1] 20:3</p> <p><b>South</b></p> <p>[11] 1:2 2:8 2:10 14:17 15:3 15:5 25:1 30:18 35:1 35:7 35:12</p> <p><b>Specific</b></p> <p>[6] 18:9 18:19 18:21 18:23 20:2 33:16</p> <p><b>Specifically</b></p> <p>[2] 3:19 14:9</p> <p><b>Specs</b></p> <p>[1] 26:7</p> <p><b>Spent</b></p> <p>[1] 9:4</p> <p><b>Splitrock</b></p> <p>[13] 3:9 3:17 3:21 3:25 4:17 5:24 6:2 6:2 6:3 6:9 6:17 6:23 7:14</p> <p><b>SS</b></p> <p>[1] 35:2</p> <p><b>Staff</b></p> <p>[2] 1:12 20:25</p> <p><b>Staff's</b></p>	<p><b>T</b></p> <p><b>Talbot</b></p> <p>[3] 2:1 4:9 5:18</p> <p><b>Talks</b></p> <p>[1] 9:16</p> <p><b>Tape</b></p> <p>[1] 35:10</p> <p><b>Tape-recorded</b></p> <p>[2] 1:8 2:7</p> <p><b>Taping</b></p> <p>[1] 10:2</p> <p><b>TC03-191</b></p> <p>[2] 1:5 3:1</p> <p><b>Telecommunications</b></p> <p>[2] 1:5 3:4</p> <p><b>Telecoms</b></p> <p>[1] 3:21</p> <p><b>TELEPHONE</b></p> <p>[1] 2:1</p> <p><b>Terms</b></p>	<p><b>U</b></p> <p><b>Unable</b></p> <p>[1] 14:4</p> <p><b>Under</b></p> <p>[4] 7:17 14:20 15:5 30:12</p> <p><b>Underlying</b></p> <p>[1] 16:6</p> <p><b>Universal</b></p> <p>[4] 16:5 16:9 30:23 31:13</p> <p><b>Up</b></p> <p>[7] 5:2 5:8 7:9 10:17 11:11 15:1 33:5</p> <p><b>Update</b></p> <p>[2] 7:21 26:6</p> <p><b>Upgrade</b></p> <p>[1] 18:18</p> <p><b>USAC</b></p> <p>[5] 11:20 14:20 14:23 16:18 16:20</p> <p><b>Useful</b></p> <p>[1] 7:20</p> <p><b>UTILITIES</b></p> <p>[2] 1:1 1:10</p> <p><b>V</b></p> <p><b>Version</b></p> <p>[1] 24:15</p> <p><b>VICE</b></p> <p>[16] 1:11 7:15 13:24 14:2 14:11 14:14 15:9 18:5 21:13 21:20 22:21 27:23 29:5 30:5 30:12 31:22</p> <p><b>W</b></p> <p><b>Wait</b></p>



## Word Index

[1] 7:4  
**Waiting**  
[2] 7:6 29:3  
**Wall**  
[1] 4:13  
**Watts**  
[3] 22:25 23:8 25:22  
**Wednesday**  
[2] 8:8 8:14  
**Week**  
[3] 8:2 8:7 30:11  
**Western**  
[26] 3:23 5:22 6:6 9:20 10:8 11:3 11:  
14 13:19 16:6 17:22 18:7 18:19 19:17  
21:8 22:24 23:6 23:11 27:18 29:13 30:  
9 30:10 30:19 30:22 31:18 32:15 33:  
15  
**Whole**  
[1] 11:9  
**Wieczorek**  
[36] 2:1 4:8 4:9 4:14 6:19 6:20 8:4 8:  
12 8:13 9:9 11:15 14:13 14:15 16:13  
16:15 16:21 17:11 19:2 19:3 20:11 20:  
13 20:16 22:15 24:13 24:21 24:22 24:  
23 25:17 25:18 26:3 27:7 28:16 28:17  
32:9 32:18 32:21  
**Wieczorek's**  
[2] 15:24 33:19  
**Wiest**  
[22] 1:13 13:17 14:6 15:13 18:6 18:14  
18:17 21:6 21:8 21:16 22:3 22:22 25:  
5 25:6 28:1 29:9 29:12 29:25 30:7 30:  
16 32:8 33:13  
**Wireless**  
[22] 3:23 5:23 6:7 9:20 11:3 11:14 13:  
19 16:6 18:8 18:20 19:17 21:9 22:24  
23:6 27:18 29:13 30:10 30:19 30:22  
31:18 32:16 33:15  
**Wireless's**  
[4] 10:8 17:22 23:11 30:9  
**Withdraw**  
[5] 3:8 3:17 4:4 4:7 5:20  
**Withdrawal**  
[3] 4:15 6:11 7:12  
**Withdrawing**  
[2] 4:17 4:23  
**Witness**  
[2] 23:11 30:9  
**Wittler**  
[3] 1:23 35:5 35:18  
**Word**  
[1] 4:13  
**Writing**  
[1] 21:24  
**Wrote**  
[1] 8:25  
**WWC**  
[3] 1:4 3:2 14:2

## Y

**Year**  
[2] 3:20 31:14  
**Years**  
[2] 28:4 29:17  
**Yesterday**  
[1] 8:15