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PATRICK W. DURICK

pwd@pearce-durick.com

June 12, 2009

RECEIVED

JUN 12 2009

PUBLIC SERVICE COMMISSION

HAND DELIVERED

Darrell Nitschke
Executive Director
North Dakota Public Service Commission
Capitol
600 East Boulevard, Ninth Floor
Bismarck, North Dakota 58505

Re: Midcontinent Communications/NDTC
PETITION FOR APPROVAL OF AGREEMENT

Dear Mr. Nitschke:

Enclosed for filing are the original and seven copies of MIDCONTINENT COMMUNICATION'S PETITION FOR APPROVAL OF AGREEMENT.

This document is also being transmitted electronically to your office. Also enclosed is an extra copy of the Petition to be filed stamped and returned in the self-addressed, stamped envelope.

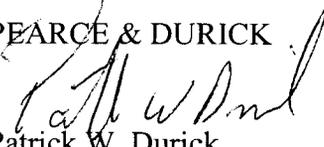
We would appreciate it if the Commission would issue a Notice of Opportunity to File Written Comments on the agreement and subsequently consider approving the agreement pursuant to 47 U.S.C. 252(e)(1).

Thank you for your attention to this matter.

If you have any questions, please do not hesitate to contact our office.

Sincerely,

PEARCE & DURICK


Patrick W. Durick

Counsel to Midcontinent Communications

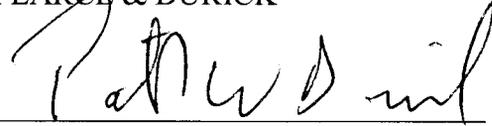
PWD/ak

Enclosures

cc: Donald Negaard (via email)
Pat Fahn (via email)
Mary Lohnes (via email)
J.G. Harrington (via email)

1 **PU-09-304** Filed: 6/12/2009 Pages: 7
Agreement and Petition for Approval of Agreement

PEARCE & DURICK

A handwritten signature in black ink, appearing to read "Patrick W. Durick". The signature is written in a cursive style with a horizontal line underneath it.

PATRICK W. DURICK, ND #03141

Individually and as a Member of the Firm

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Attorneys for Midcontinent Communications

AMENDMENT TO INTERCONNECTION AGREEMENT

THIS AMENDMENT TO INTERCONNECTION AGREEMENT ("Amendment") is effective as of the July 31, 2009 (the "Effective Date"), by and between Midcontinent Communications, a South Dakota Partnership ("Midcontinent") with offices at 3901 N Louise Avenue, Sioux Falls, SD 57107 and North Dakota Telephone Company ("NDTC") with offices at 211 22nd St NW, PO Box 180, Devils Lake, ND 58301. This Amendment may refer to either NDTC or Midcontinent or both as a "Party" or "Parties."

W I T N E S S E T H

WHEREAS, NDTC is a local exchange telecommunications company authorized to provide telecommunications services in the state of North Dakota; and

WHEREAS, Midcontinent is a competitive local exchange telecommunications company authorized to provide telecommunications services in the state of North Dakota; and

WHEREAS, the Parties have entered into an agreement (the "Agreement") pursuant to Sections 251 of the Telecommunications Act of 1996 ("the Act") for the purposes of resale of NDTC service, and that agreement has been approved by the North Dakota Public Service Commission (the "Commission"); and

WHEREAS, the Agreement was amended by Amendment to Interconnection Agreement (the "Amendment") effective March 31, 2008 and the Amendment has been approved by the North Dakota Public Service Commission (the "Commission"); and

WHEREAS, the Parties wish to further amend their Agreement as amended by the Amendment (the "Second Amendment") specifically for the purposes of fulfilling their obligations pursuant to Sections 251 of the Act

NOW THEREFORE, in consideration of the mutual agreements contained herein, NDTC and Midcontinent agree as follows:

1. Substitution of Amended Terms and Conditions

Upon approval of this Second Amendment by the Commission, the Parties shall substitute the following documents attached hereto for the corresponding documents in their current Agreement:

1.1 General Terms and Conditions

1.1.1 Section 2.2

The resale and facilities based provisions of this Agreement shall be effective in the Rugby exchange on March 31, 2008 and July 31, 2008 respectively and shall be effective in the Harvey exchange on July 31, 2009.

1.1.2 Revised Exhibit 1 - Attached

1.2 Revised Resale Attachment 1 Exhibit B – Area of Resale - Attached

1.5 Ancillary Services Attachment

Section 1.1

ILEC utilizes Ramsey County, Wells County, Sheridan County and Pierce County for the provision of 911/E-911 services. The CLEC is responsible for connecting to Ramsey County, Wells County, Sheridan County and Pierce County and populating Ramsey, Wells, Sheridan and Pierce County's database. All relations between County and CLEC are totally separate from this Agreement and ILEC makes no representations on behalf of Ramsey, Pierce, Wells and Sheridan County.

1. Continuance of Current Agreements
2. The current Agreement shall remain in effect until such time as this Amendment is approved by the Commission.

IN WITNESS WHEREOF, the Parties have executed this Amendment the day and year written below.

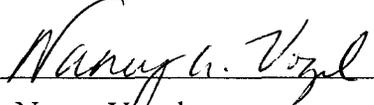
NDTC	Midcontinent
By:  Name: Dave Dircks Title: General Manager Date: <u>5/29/09</u>	By:  Name: Nancy Vogel Title: Director of Revenue Assurance Date: <u>6-10-09</u> By Midcontinent Communications Investor, LLC, Managing Partner of Midcontinent Communications

Exhibit 1

EAS INTERCONNECTION NETWORK ARRANGEMENTS TABLE

LOCAL CALLING SCOPE AND NPA/NXXS

<u>Exchanges in Local Calling Area</u>	<u>Midcontinent NPA/NXX</u>	<u>NDTC NPA/NXX</u>
Devils Lake Calling Area:		
Devils Lake	701-544	701-662, 665
Crary		701-398
Fort Totten		701-766
Penn		701-393
Starkweather		701-292
Warwick		701-294
Webster		701-395
Rugby Local Calling Area:		
Rugby	701-881	701-776
Balta		701-542
Knox		701-583
Harvey Local Calling Area		
Harvey	701-635	701-324,
Fessenden		701-547

AREA OF RESALE

Exchange Name

Devils Lake, North Dakota
Rugby, North Dakota
Harvey, North Dakota