



OFFICE OF ADMINISTRATIVE HEARINGS

STATE OF NORTH DAKOTA
1707 North 9th Street
Bismarck, North Dakota 58501-1882

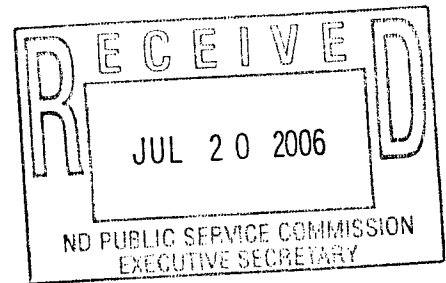
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July 19, 2006

Mr. William W. Binek
Public Service Commission
600 East Boulevard Avenue, Dept. 408
Bismarck, ND 58505-0480

Re: BEK Communications Cooperative et al.
vs. SmartNET, Inc.
Complaint
OAH File No. 20050466



Dear Mr. Binek:

On July 19, 2006, I presided as a procedural administrative law judge in the matter of BEK Communications Cooperative, et al. vs. SmartNET, Inc. The hearing is closed. Accordingly, I am closing our file on this matter and returning that portion of the record I have in my possession to you. Enclosed are copies of documents that have been transmitted to us, as well as originals and copies of documents received while the file was in our possession, for filing with the official agency record of this matter.

Thank you for your attention to this matter.

Sincerely,

Allen C. Hoberg
Administrative Law Judge

ACH/eap

Encl.

cc: Mr. Bruce A. Selinger
Kubik, Bogner, Ridl & Selinger, LLP
Mr. Donald A. Negaard
Pringle & Herigstad, P.C.