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MITCHELL H. MAHONEY  
(1929-1996)  
ROGER O. HERIGSTAD  
(1919-2003)



September 28, 2005

Illona A. Jeffcoat-Sacco, Executive Secretary  
Public Service Commission  
600 East Boulevard Avenue  
Bismarck, ND 58505-0480

**MIDCONTINENT COMMUNICATIONS V. NORTH DAKOTA TELEPHONE COMPANY  
CASE NO. PU-05-451**

Enclosed for filing in the above proceeding are an original and seven copies of a Motion for Admission to Practice and a supporting Affidavit of Thomas J. Moorman along with an Affidavit of Service by Mailing. We have also included a proposed Order.

Thank you.

Don Negaard

jt

Enclosures

cc/enc: Pat Durick  
Al Wahl, Administrative Law Judge (OAH File No. 20050316)

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION



Midcontinent Communications,  
a South Dakota Partnership,

Complainant,

vs.

North Dakota Telephone Company,

Respondent.

Case No. PU-05-451

**MOTION FOR  
ADMISSION TO PRACTICE**

The undersigned attorney of record in the above-entitled matter moves the North Dakota Public Service Commission (PSC), pursuant to Rule 11.1 of the North Dakota Rules of Court, and based on the attached Affidavit of Thomas J. Moorman, a nonresident attorney of good standing in the District of Columbia, for permission to appear before the PSC on behalf of the Respondent, North Dakota Telephone Company, and to practice before the PSC in the above-pending matter. Thomas J. Moorman designates as his associate, Attorney Don Negaard (ID number 03598).

Pursuant to Rule 11.1 of the North Dakota Rules of Court, Thomas J. Moorman's Affidavit is attached hereto in support of this Motion for Admission to Practice.

Dated this 26<sup>th</sup> day of September, 2005.

A handwritten signature in blue ink, appearing to read "Thomas J. Moorman", written over a horizontal line.

Thomas J. Moorman  
KRASKIN, MOORMAN & COSSON, LLC  
Attorneys for Respondent  
2120 L Street NW, Suite 520  
Washington, D.C. 20037  
Telephone (202) 296-8890  
Fax (202) 296-8893

A handwritten signature in blue ink, appearing to read "Don Negaard", written over a horizontal line.

Don Negaard, State Bar ID #03598  
PRINGLE & HERIGSTAD, P.C.  
Attorneys for Respondent  
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P.O. Box 1000  
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STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION



Midcontinent Communications,  
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Respondent.

Case No. PU-05-451

**AFFIDAVIT OF  
THOMAS J. MOORMAN**

DISTRICT OF COLUMBIA ) ss.

Thomas Moorman, being first duly sworn on oath, deposes and states as follows:

1. I am currently a member in good standing to practice law in the District of Columbia.

2. I am currently not subject to any public disciplinary proceedings with respect to my law license in any state.

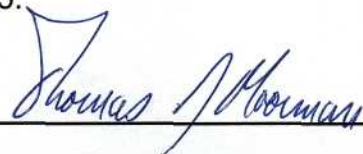
3. I am not under any restriction or probation in the practice of law in any jurisdiction in which I am licensed.

4. I am not now nor have I ever been suspended or disbarred from a court in any jurisdiction relating to the practice of law.

5. Prior to the subject action, I have not appeared in a North Dakota state court in the past three years.

Further, affiant sayeth not.

Dated this 26 day of September, 2005.

  
Thomas J. Moorman

Subscribed and sworn to before me this 26th day of September, 2005.

Chang Ho Choi  
Notary Public

For the District of Columbia

My commission expires:

Chang Ho Choi  
Notary Public District of Columbia  
My Commission Expires 6/14/09



STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

Midcontinent Communications,  
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Complainant,

vs.

North Dakota Telephone Company,

Respondent.

Case No. PU-05-451

AFFIDAVIT OF SERVICE  
BY MAILING

STATE OF NORTH DAKOTA     )  
  ) ss.  
COUNTY OF WARD             )

Jo Thompson, being first duly sworn, deposes and says:

She is a citizen of the United States of America, of legal age and not a party to nor interested in the matter; on the 28th day of September, 2005, this affiant deposited in the mailing department of the United States Post Office at Minot, North Dakota, a sealed envelope with postage thereon duly prepaid, containing a true and correct copy of the following documents:

MOTION FOR ADMISSION TO PRACTICE  
AFFIDAVIT OF THOMAS J. MOORMAN

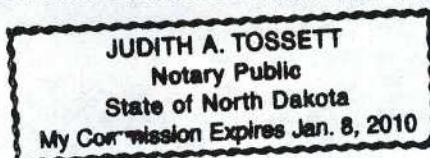
Said envelope was addressed to the following person at his known address as follows:

Patrick W. Durick  
PEARCE & DURICK  
314 East Thayer Avenue  
P.O. Box 400  
Bismarck, ND 58502-0400

The above documents were duly mailed in accordance with the provisions of the North Dakota Rules of Civil Procedure.

*Jo Thompson*

Subscribed and sworn to before me this 28th day of September, 2005.



*Judith A. Tossett*  
Judith A. Tossett, Notary Public  
For the State of North Dakota  
My commission expires: 01/08/10



STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

Midcontinent Communications,  
a South Dakota Partnership,

Complainant,

vs.

North Dakota Telephone Company,

Respondent.

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Case No. PU-05-451

**ORDER**

Attorney Thomas J. Moorman filed a motion for his admission to practice law before the North Dakota Public Service Commission in the above-captioned action. After reviewing his Motion for Admission to Practice and supporting Affidavit attached thereto, the Motion is hereby granted and it is ordered that Thomas J. Moorman be permitted to appear on behalf of the Respondent, North Dakota Telephone Company, in this matter.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

**PUBLIC SERVICE COMMISSION**

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Susan E. Wefald  
Commissioner

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Tony Clark  
Commissioner

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Kevin Cramer  
Commissioner