

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

Midcontinent Communications/Consolidated Telcom  
Interconnection Agreement Amendment  
Application

Case No. PU-08-134

AFFIDAVIT OF SERVICE BY CERTIFIED MAIL

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

**Peggy Vaagen** deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **4<sup>th</sup> day of April, 2008**, she deposited in the United States Mail, Bismarck, North Dakota, **two** envelopes with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

**Notice of Opportunity to File Written Comments**

The envelope were addressed as follows:

Patrick W Durick  
Pearce & Durick  
314 East Thayer Avenue  
PO Box 400  
Bismarck ND 58502-0400

Michael Maus  
Hardy, Maus & Nordsven PC  
137 1<sup>st</sup> Avenue W.  
PO Box 570  
Dickinson, ND 58602-0570

**Cert. No. 7007 2560 0001 6050 7435**

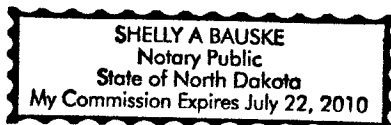
**Cert. No. 7007 2560 0001 6050 7442**

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me  
this **4<sup>th</sup> day of April, 2008**.

  
\_\_\_\_\_

SEAL



  
\_\_\_\_\_  
Notary Public

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

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**NOTICE OF OPPORTUNITY TO FILE WRITTEN COMMENTS**

**April 4, 2008**

On March 26, 2008 Midcontinent Communications filed a petition for approval of a Second Additional Territory Amendment negotiated to its interconnection agreement with Consolidated Telcom. The amendment would add the Reeder, Scranton, South Heart, and Dodge, North Dakota exchanges to the areas in which Consolidated Telcom will provide wholesale resale services to Midcontinent Communications.

This amendment was filed under Section 252(e) of the Telecommunications Act of 1996 (Act). The Act requires that any agreement adopted by negotiation or arbitration be submitted for approval to the Commission. Under 47 U.S.C. § 252(e)(2)(A), the Commission may only reject an agreement adopted by negotiation (or a portion of the agreement) if it finds that:


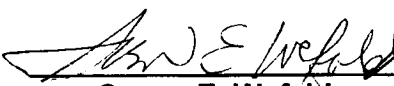
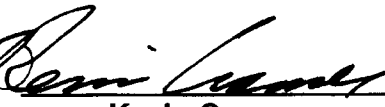
1. the agreement discriminates against a telecommunications carrier that was not a party to the agreement; or
2. implementation of the agreement is not consistent with the public interest, convenience, and necessity.

In addition, under 47 U.S.C. Section 253 the Commission may include in its review state requirements that do not constitute barriers to entry.

**The Commission will receive written comments on these agreements until May 7, 2008.**

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials please notify Ilona A. Jeffcoat-Sacco, Executive Director.

**PUBLIC SERVICE COMMISSION**

 _____ <b>Tony Clark</b> Commissioner	 _____ <b>Susan E. Wefald</b> President	 _____ <b>Kevin Cramer</b> Commissioner
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