

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Turtle Mountain Comm./
Midcontinent Communications
Rural Exemption
Investigation**

Case No. PU-10-157

AFFIDAVIT OF SERVICE BY CERTIFIED & REGULAR MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Cara DeSaye deposes and says that:

she is over the age of 18 years and not a party to this action, and, on the **18th** day of **June, 2010**, she deposited in the United States Mail, at Bismarck, North Dakota, **two** envelopes with certified postage, return receipt requested, fully prepaid, securely sealed and each containing a photocopy of:

Notice of Hearing

The envelopes were addressed as follows:

Mr. Patrick W. Durick
Attorney for Midcontinent Communications
Pearce & Durick
PO Box 400
Bismarck ND 58502-0400

Mr. Kenneth Carlson, Manager
Turtle Mountain Communications, Inc.
411 7th Avenue
Langdon, ND 58249

Cert. No. 7009 1680 0001 2689 0919

Cert. No. 7009 1680 0001 2689 0926

Cara DeSaye further deposes and says that on the **18th** day of **June, 2010**, she deposited in the United States Mail, Bismarck, North Dakota, **four** envelopes by regular mail, with postage fully prepaid, securely sealed, each containing a photocopy of the same:

Affidavit of Service
Page 2
June 18, 2010

Ms. Nancy Vogel
Midcontinent Communications
3901 N Louise Avenue
Sioux Falls SD 57107

Ms. Mary Lohnes, Regulatory Affairs Mgr.
Midcontinent Communications
3901 N Louise Avenue
Sioux Falls SD 57107

Mr. J. G. Harrington
Dow Lohnes
1200 New Hampshire Ave NW, Ste 800
Washington DC 20036

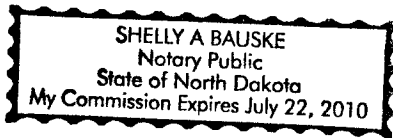
Valerie Wimer, Vice President
John Staurulakis Incorporated
6315 Seabrook Road
Seabrook, MD 20706

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

Subscribed and sworn to before me
this 18th day of June, 2010.

Cara Debye

SEAL



Shelly A Bauske

Notary Public

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Midcontinent Communications/Turtle Mountain
Communications, Inc.
Rural Exemption
Investigation**

Case No. PU-10-157

NOTICE OF HEARING

June 16, 2010

On May 12, 2010, Midcontinent Communications (Midcontinent) filed notice with the Commission that Midcontinent had by letters dated April 16, 2010 and April 23, 2010 made bona fide requests under 47 U.S.C. § 251(c) for wholesale resale of telecommunications services for the Willow City, Dunseith and Bisbee, North Dakota exchanges from Turtle Mountain Communications, Inc. (Turtle Mountain).

Under 47 U.S.C. § 251(f)(1)(A) a rural telephone company is exempt from the requirements of Section 251(c) until it receives a bona fide request and until the state commission determines that the exemption should be terminated.

Midcontinent requests that the Commission conduct an inquiry for the purpose of determining whether to terminate the Turtle Mountain's 47 U.S.C. § 251(f)(1)(A) exemption from providing its services for resale.

Under 47 U.S.C. § 251(f) the Commission must conduct an inquiry and within 120 days after receiving notice of a bona fide request, must decide whether to terminate the exemption.

A public hearing has been scheduled for August 4, 2010 at 9 a.m. (CST) in the Commission Hearing Room, 12th Floor, State Capitol, Bismarck, North Dakota.

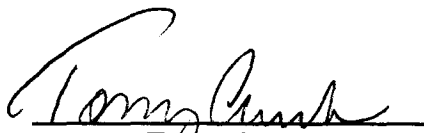
The issues to be considered in this matter are:

1. Whether the request of Midcontinent is unduly economically burdensome.
2. Whether the request of Midcontinent is technically feasible.
3. Whether the request of Midcontinent is consistent with 47 U.S.C. § 254 (other than subsections (b)(7) and (c)(1)(D) thereof).
4. The implementation schedule for compliance with the request should the exemption be terminated.
5. If Turtle Mountain's exemption under 47 U.S.C. § 251(f)(1)(A) is terminated, whether the exemption is to be terminated for the whole company.

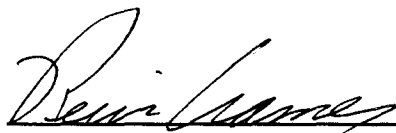
6. If Turtle Mountain's exemption under 47 U.S.C. § 251(f)(1)(A) is terminated, whether the exemption is to be terminated for all services required under 47 U.S.C. § 251(c).

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400 or 877-245-6685; 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 contact the Commission at least 24 hours in advance.

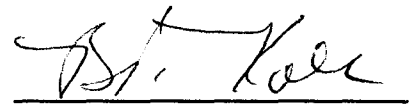
PUBLIC SERVICE COMMISSION



Tony Clark
Commissioner



Kevin Cramer
Chairman



Brian P. Kalk
Commissioner