

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Midcontinent Communications / Missouri Valley
Communications, Inc.
Interconnection Arbitration
Application

Case No. PU-11-697

NOTICE OF MOTION AND NOTICE OF HEARING

December 21, 2011

By letter dated June 14, 2011, Midcontinent Communications ("Midcontinent"), requested facilities-based interconnection from Missouri Valley Communications, Inc. ("Missouri Valley") for the purpose of exchanging local traffic under Section 251(a) of the Communications act of 1934 and reciprocal compensation and number portability under Section 251(b) of the Communications Act of 1934.

By letter dated November 14, 2011, Midcontinent filed a Petition for Arbitration with this Commission to arbitrate several unresolved issues arising out of interconnection agreement negotiations between Midcontinent and Missouri Valley. Midcontinent's Petition was filed pursuant to section 252 of the Communications Act of 1934, as amended, and the North Dakota Administrative Code Chapter 69-02-10.

On November 21, 2011, Missouri Valley filed a Motion to Dismiss the Petition for Arbitration. Missouri Valley moves the Commission pursuant to Rule 56 of the North Dakota Rules of Civil Procedure for an order dismissing Midcontinent's Petition for Arbitration. Missouri Valley requested oral argument on the matter.

A **Hearing** on the Motion to Dismiss the Petition for Arbitration is scheduled to begin **on February 10, 2012 at 10:00 a.m. CST at the Public Service Commission Hearing Room, 12th Floor, State Capitol, 600 E. Boulevard Ave., Bismarck, ND 58505.** The issue is whether Midcontinent's Petition for Arbitration of should be dismissed.

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 the Commission, at least 24 hours in advance.

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