

## Gruman, Mark E.

---

**From:** David Hogue <dhogue@srt.com>  
**Sent:** Tuesday, January 03, 2012 10:47 AM  
**To:** Gruman, Mark E.  
**Cc:** 'Patrick W. Durick'  
**Subject:** RE: Missouri Valley Communications Inc. - Motion for Summary Judgment - PU-11-697

Good Morning Mr. Gruman,

Missouri Valley waives its right to service of the complaint. I also write to advise that both parties agree that Mr. Pat Ward of Bismarck is an acceptable nominee to serve as the arbitrator. Thank you.

---

**From:** Gruman, Mark E. [<mailto:mgruman@nd.gov>]  
**Sent:** Friday, December 23, 2011 11:10 AM  
**To:** [pwd@pearce-durick.com](mailto:pwd@pearce-durick.com); [dhogue@srt.com](mailto:dhogue@srt.com)  
**Cc:** DeSaye, Cara G.; Fahn, Patrick J.  
**Subject:** Missouri Valley Communications Inc. - Motion for Summary Judgment - PU-11-697

Good morning. As you know on February 10, 2012 Missouri Valley's motion for Summary Judgment will be heard by the Commission. Because this matter has been treated as a formal complaint by the Commission, I am requesting that both parties waive their right to service of the complaint, pursuant to ND Admin 69-02-02-02(5)(b). Mr. Durick has waived such notice on December 7<sup>th</sup> – I would appreciate it if Mr. Hogue could do this as well. The notice of hearing was recently served on both of you within the last several days, so no waiver needs to be completed in this regard.

Please let me know if you have any questions,

Mark Gruman  
Legal Counsel  
North Dakota Public Service Commission