



Public Service Commission

State of North Dakota

COMMISSIONERS

Tony Clark
Brian P. Kalk
Kevin Cramer

Executive Secretary
Darrell Nitschke

600 East Boulevard, Dept. 408
Bismarck, North Dakota 58505-0480
Web: www.psc.nd.gov
E-mail: ndpsc@nd.gov
Phone: 701-328-2400
ND Toll Free: 1-877-245-6685
Fax: 701-328-2410
TDD: 800-366-6888 or 711

January 4, 2012

David J. Hogue
Pringle & Herigstad Law Firm
2525 Elk Dr., P.O. Box 1000
Minot, ND 58702

Patrick W. Durick
Pearce & Durick
214 E. Thayer Ave., P.O. Box 400
Bismarck, ND 58502-0400

Patrick J. Ward
Zuger Kirmis & Smith
316 N. 5th St., P.O. Box 1695
Bismarck, ND 58502-1695

RE: Midcontinent Communications/Missouri Valley Communications, Inc.
Interconnection Arbitration PU-11-697

Please be advised that the Commission today appointed Patrick J. Ward as the arbitrator in this proceeding. A copy of the Commission Motion is attached.

The Commission's rules require that the parties to the arbitration proceeding must contract directly with the arbitrator for the arbitration services and pay all costs and fees of the arbitrator and any outside consultants retained to assist the arbitrator. See N.D. Admin. Code § 69-02-10-12. The rules also require that the Commission will designate the court reporter for the proceeding, but the parties must pay directly to the court reporter the fees and costs of the court reporter including costs of transcripts. See N.D. Admin Code § 69-02-10-25.

Sincerely,

Mark Gruman
Legal Counsel

Attachment

APPROVED

DATE: 1-4-12

MOTION

January 4, 2012

**Midcontinent Communications /
Missouri Valley Co.
Interconnection Arbitration
Application**

Case No. PU-11-697

I move the Commission appoint Pat Ward, Partner Zuger Kirmis & Smith, Bismarck, North Dakota, as arbitrator in Midcontinent Communications / Missouri Valley Co. interconnection arbitration application, Case No. PU-11-697.