



ATTORNEYS AT LAW

314 EAST THAYER AVENUE • P.O. BOX 400 • BISMARCK, ND 58502  
TELEPHONE (701) 223-2890 • FAX (701) 223-7865 • www.pearce-durick.com

**ZACHARY E. PELHAM**

zep@pearce-durick.com

February 17, 2012

RECEIVED

FEB 17 2012

PUBLIC SERVICE COMMISSION

Darrell Nitschke  
Executive Director  
North Dakota Public Service Commission  
Capitol  
600 East Boulevard, Twelfth Floor  
Bismarck, North Dakota 58505

Re: Midcontinent Communications/Missouri Valley Communications, Inc.  
PU-11-697

Dear Mr. Nitschke:

Enclosed for filing are the original and seven copies of Objection to Respondent's Interrogatory Requests and service document.


This document is also being transmitted electronically to your office. Also enclosed is an extra copy of the document to be filed stamped and returned in the self-addressed, stamped envelope.

Thank you for your attention to this matter.

If you have any questions, please do not hesitate to contact our office.

Sincerely,

PEARCE & DURICK



Zachary E. Pelham  
Counsel to Midcontinent Communications

ZEP/ak

Enclosures

cc: David J. Hogue  
Patrick J. Ward



ORIGINAL

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

IN THE MATTER OF	)	
	)	
Midcontinent Communications, a	)	
South Dakota Partnership,	)	Case No. PU-11-697
	)	
Complainant,	)	
	)	
vs.	)	
	)	
Missouri Valley Communications, Inc.	)	
	)	
Respondent.	)	

**OBJECTION TO RESPONDENT’S INTERROGATORY REQUESTS**

Midcontinent Communications objects to the following interrogatory from Missouri Valley Communications, Inc.:

**INTERROGATORY NO. 3:** Identify all arrangements that are not identified in response to Interrogatory 2 between Midcontinent and any other carrier or service provider (including commercial mobile radio service providers commonly known as wireless providers) for interconnection and exchange of local telecommunications traffic and/or number portability.

**RESPONSE: OBJECTION**

Midcontinent Communications objects to Interrogatory No. 3 because it seeks information that is beyond the scope of the current proceedings; the interrogatory seeks information on agreements with carriers or service providers entered into outside of North Dakota. Further, Midcontinent Communications objects to the interrogatory on the grounds it is unduly burdensome, overly broad, and not relevant because it seeks information regarding non-North Dakota agreements and arrangements.

Dated this 15<sup>th</sup> day of February, 2012.

PEARCE & DURICK



PATRICK W. DURICK, ND #03141

ZACHARY E. RELHAM, ND #05904

Individually and as a Member of the Firm

314 E. Thayer Avenue

P.O. Box 400

Bismarck, ND 58502-0400

(701) 223-2890

(701) 333-0126 – Fax

[pwd@pearce-durick.com](mailto:pwd@pearce-durick.com)

*PRO HAC VICE*

J.G. HARRINGTON

Dow Lohnes, PLLC

1200 New Hampshire Avenue, NW

Suite 800

Washington, DC 20036

(202) 776-2818

(202) 776-2222 – Fax

[jharrington@dowlohn.com](mailto:jharrington@dowlohn.com)

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

IN THE MATTER OF	)	
	)	
Midcontinent Communications, a	)	
South Dakota Partnership,	)	Case No. PU-11-697
	)	
Complainant,	)	
	)	
vs.	)	
	)	
Missouri Valley Communications, Inc.	)	
	)	
Respondent.	)	

**AFFIDAVIT OF SERVICE**


STATE OF NORTH DAKOTA    )  
  ) ss.  
COUNTY OF BURLEIGH    )

Annette Kirschenheiter, being first duly sworn, deposes and says that on the 15<sup>th</sup> day of February, 2012, she emailed and mailed copies of the foregoing **OBJECTION TO RESPONDENT'S INTERROGATORY REQUESTS** by placing a true and correct copy thereof in an envelope, addressed to the following:

David J. Hogue  
Pringle & Herigstad, P.C.  
P.O. Box 1000  
Minot, ND 58702-1000  
dhogue@srt.com

Mr. Patrick J. Ward  
Zuger Kirmis & Smith  
P.O. Box 1695  
Bismarck, ND 58502-1695

and depositing the same, with postage prepaid, in the United States mail at Bismarck, North Dakota.

  
Annette Kirschenheiter

Subscribed and sworn to before me this 15<sup>th</sup> day of February, 2012.

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

