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January 11, 2008

JEAN BROCKMUELLER, CPA (Inactive) BUSINESS MANAGER

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VAlso licensed to practice in Colorado

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Ms. Patricia Van Gerpen South Dakota Public Utilities Commission Capitol Building, 1st Floor 500 East Capitol Avenue Pierre, SD 57501-5070

RE: TC 06-188 and TC 06-189

Dear Ms. Van Gerpen:

Enclosed for filing in the above matters, please find the Joint Motion for Delay. Should you have any questions, please do not hesitate to contact me. Thank you for your assistance.

Best regards.

Sincerely,

CUTLER & DONAHOE, LLP

Meredith A. Moore

Meredith A. Moore For the Firm

MAM/cmc Enclosure

cc via email: Mr. Brett Koenecke Ms. Mary Sisak Mr. Richard Helsper Mr. Benjamin Dickens, Jr. Mr. Richard Coit Mr. Harlan Best Ms. Kara Semmler

#### STATE OF SOUTH DAKOTA

#### PUBLIC UTILITIES COMMISSION

IN THE MATTER OF MCC TELEPHONY OF THE MIDWEST'S PETITION FOR AUTHORITY TO PROVIDE LOCAL EXCHANGE SERVICE IN CERTAIN RURAL AREAS SERVED BY BROOKINGS MUNICIPAL UTILITIES d/b/a SWIFTEL COMMUNICATIONS		DOCKET No. TC06-188
IN THE MATTER OF MCC TELEPHONY OF THE MIDWEST'S PETITION FOR AUTHORITY TO PROVIDE LOCAL EXCHANGE SERVICE IN CERTAIN RURAL AREAS SERVED BY INTERSTATE COMMUNICATIONS COOPERATIVE	)))))))))))))))))))))))))))))))))))))))	DOCKET No. TC06-189 DOCKET NO. TC06-189

### Joint Motion of Brookings Municipal Utilities d/b/a Swiftel Communications, Interstate Telecommunications Cooperative, Inc., and MCC Telephony of the Midwest, Inc. D/B/A Mediacom for Delay of Hearings on Sprint Communications Company's Application For Authority to Provide Local Exchange Services in Certain Rural Areas

Interstate Telecommunications Cooperative, Inc. ("ITC"), Brookings Municipal Utilities D/B/A Swiftel Communications ("Swiftel") and MCC Telephony of the Midwest ("Mediacom") (collectively referred to as the "Parties") agree that the hearings in the above-captioned matters should be delayed by this Commission.

The Parties agree that all deadlines for filing prehearing materials should be continued. The Parties agree that all discovery shall be served by April 21, 2008. The Parties agree the due date for all discovery responses shall be May 21, 2008. The Parties further agree that they shall thereafter cooperate in the scheduling of the remaining prehearing deadlines for the following: motions to compel; prefiled direct testimony; prefiled response testimony; and designation of additional witnesses for rebuttal and exchange of additional exhibits for use by rebuttal witnesses. The Parties further agree that the post hearing deadlines should be rescheduled after the Commission has rescheduled the hearings based on availability of the Commission, the Parties and their respective witnesses.

Those Parties that are also Intervenors In The Matter of Sprint Communication Company L.P.'s Petition for Authority to Provide Local Exchange Service in Certain Rural Areas Served by Brookings Municipal Utilities d/b/a/ Swiftel Communications (TC06-178) and In The Matter of Sprint Communication Company L.P.'s Petition for Authority to Provide Local Exchange Service

To the extent that the Commission may face a statutory timeline in rendering a decision or granting a certificate of authority, the Parties hereby agree to waive the timeline and stipulate that the Commission shall meet the said timeline as long as a final decision is rendered by October 31, 2008.

South Dakota Telecommunications Association has no objection to this Motion.

Dated this <u>day of January</u>, 2008.

MCC TELEPHONY OF THE MIDWEST, Inc.

By: Brett Koenecke

May, Adam, Gerdes and Thompson, LLP Box 160 Pierre, SD 57501 Phone: 605-224-8803 Fax: 605-224-6289 Email: koenecke@magt.com

#### ADDITIONAL SIGNATURE PAGES TO FOLLOW

INTERSTATE TELECOMMUNICATIONS COOPERATIVE, INC.

Joore By: Ryan J. Taylor

Meredith A. Moore Cutler & Donahoe, LLP 100 North Phillips Avenue 9th Floor Sioux Falls, SD 57104 Phone: 605-335-4950 Fax: 605-335-4961 Email: ryant@cutlerlawfirm.com Email: meredithm@cutlerlawfirm.com

Paul M. Schudel, NE Bar #13723 James A. Overcash, NE Bar #18627 WOODS & AITKEN LLP 301 South 13th Street, Suite 500 Lincoln, Nebraska 68508 Phone: 402- 437-8550 Fax: 402- 437-8558 Email: pschudel@woodsaitken.com Email: jovercash@woodsaitken.com

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**ADDITIONAL SIGNATURE PAGES TO FOLLOW** 

#### BROOKINGS MUNICIPAL UTILITIES D/B/A SWIFTEL COMMUNICATIONS

By: <u>/s/ Mary J. Sisak</u> Richard J. Helsper 415 8<sup>th</sup> Street South Brookings, SD 57006 Phone: (605) 692-7775 Fax: (605) 692-4611 Email: rjh1@brookings.net

#### And

Benjamin H. Dickens, Jr. Mary J. Sisak BLOOSTON, MORDKOFSKY, DICKENS, DUFFY & PRENDERGAST, LLP 2120 L Street, NW Suite 300 Washington, DC 20037 Telephone: (202) 828-5554 Fax: (202) 828-5568 Email: bhd@bloostonlaw.com mjs@bloostonlaw.com

#### Additional Signature Page to Follow

## SOUTH DAKOTA TELECOMMUNICATIONS

ASSOCIATION By:\_ C Richard D. Coit

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Executive Director and General Counsel SDTA PO Box 57 Pierre, SD 57501 Phone: 605-224-7629 Fax: 605-224-1637 Email: richcoit@sdtaonline.com

# SOUTH DAKOTA PUBLIC UTILITIES COMMISSION STAFF

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