# BEFORE THE SOUTH DAKOTA

### OFFICE OF HEARING EXAMINERS

In the Matter of the Petitions of Armour Independent ) Telephone Company, Bridgewater-Canistota Telephone	Docket Nos.
Company, Golden West Telecommunications	TC06-036
Cooperative, Inc., Kadoka Telephone Company, Sioux	TC06-037
Valley Telephone Company, Union Telephone	TC06-038
Company, and Vivian Telephone Company (collectively	TC06-039
the "Golden West Companies") for Arbitration Pursuant	TC06-040
to the Telecommunications Act of 1996 to Resolve	TC06-041
Issues Relating to Interconnection Agreements with	TC06-042
WWC License L.L.C. ("Western Wireless").	
)	
)	
	·

# TABLE OF LEGAL AUTHORITIES CITED BY WESTERN WIRELESS EXPERTS CONWELL AND PRUITT IN FIRST ROUND OF DIRECT TESTIMONY

	<u>Cases</u> <u>Te</u>	stimony/ Pages Cited
1.	Ace Telephone v. Koppendrayer, No. 14-154 (D. Minn. Dec. 6, 2004)	Conwell 29
2.	Ace Telephone v. Koppendrayer, 432 F.3d 876 (8th Cir. 2005)	Conwell 29
3.	Atlas Telephone Co. v. Corporation Commission of Oklahoma, 309 F.2d 1299, 1309-10 (W.D. Okla 2004)	Pruitt 15
4.	BPS Telephone Company/Cingular Wireless/T-Mobile Arbitration Order, Case No. TO-2006-0147 (Missouri PSC March 23, 2006)	Conwell 30
5.	Hamilton County Telephone Co-op/Verizon Wireless Arbitration Order, Docket 05-644 et.al, 2006 Ill. PUC LEXIS 5 (Jan. 25, 2006)	Conwell 29
6.	In the Matter of Federal-State Joint Board on Universal Service, CC Docket No. 96-45, Forward looking Mechanism for High Cost Support for Non-Rural LEC's, CC Docket No. 97-160, Tenth Report and Order. USF Inputs Order (Appx A) (Appx A included)	Conwell 36, 39, 41, 54, 60, 66

7.	In the Matter of Implementation of the Local Competition Provisions in The Telecommunications Act of 1996, 11 FCC Rcd 15499 (2001) (¶¶ 680, 691, 695, 1057 included)	Conwell 8, 9, 24; Pruitt, 14
8.	In the Matter of Implementation of the Local Competition Provisions in the Telecommunications Act of 1996; InterCarrier Compensation for ISP-Bound Traffic, Order on Remand and Report Order, Release Number: FCC: 01-131 (Released: April 27, 2001) (¶ 89 included)	Pruitt 14
9.	In the Matter of Implementation of the Local Competition Provisions of the Telecommunications Act of 1996; Interconnection Between Local Exchange Carriers and Commercial Mobile Radio Service Providers; Area Code Relief Plan for Dallas and Houston, 11 FCC Rcd 19392 (Released August 8, 1996) (¶ 68 included)	Pruitt 20
10.	In the Matter of Numbering Resource Optimization, 14 FCC Rcd, 10322 (1999) (p. 10371 included)	Pruitt 23
11.	Investigation into Reciprocal Compensation Rates, Docket No. P-421/CI-03-384, 2003 Minn. PUC LEXIS 99 (September 24, 2003)	Conwell 28
12.	Joint Application of AT&T Communications of California, Inc. ( U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Netwrk Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, Decision 04-09-063 (California PUC, September 23, 2004)	Conwell 36
13.	Local Competition Reconsideration Order 11 FCC Rcd 13042 (1996)	Conwell 24
14.	Opinion Establishing Unbundled Network Element Rates and Price Floors for Verizon California and Modifying Decision 99-11-050 Regarding Monopoly Building Blocks, Rulemaking (California PUC, March 15, 2006)	Conwell 34, 35, 36-37
15.	Second Number Resource Optimization, 16 FCC Rcd 306 (2000) (¶ 144 included)	Pruitt 22
16.	Virginia Arbitration Cost Order, 18 FCC Rcd 17722 (2003) (¶¶ 38, 48, 463, 391, 465, 471-2 and note 988 included)	Conwell 9, 27, 28.

· ,

17.	WWC License v. Anne C. Boyle, et al., Slip Copy, 3676515 (D.Neb. 2005)	Pruitt 15
<u>Statu</u>	tes and Regulations	Testimony/Pages Cited
18.	47 U.S.C. § 251	Pruitt 6, 13, 19
19.	47 U.S.C. § 252	Conwell 14, 24; Pruitt 4, 5
20.	47 C.F.R. § 20.11	Pruitt 5, 13
21.	47 C.F.R. § 51.207	Pruitt 19, 20
22.	47 C.F.R. § 51.5	Conwell 13
23.	47 C.F.R. § 51.501	Pruitt 17
24.	47 C.F.R. § 51.503	Pruitt 6, 17, 18
25.	47 C.F.R. § 51.505	Conwell 5, 7, 8, 9, 12, 13, 14, 15, 16, 17, 22, 23, 26, 44, 52, 64, 71, 79, 82; Pruitt 5, 6, 9, 17
26.	47 C.F.R. § 51.507	Pruitt 19
27.	47 C.F.R. § 51.511	Conwell 5, 7, 8, 12, 26, 44- 45, 46, 53, 61, 64, 66, 71, 77; Pruitt 6, 17
28.	47 C.F.R. § 51.513	Conwell 55
29.	47 C.F.R. § 51.515	Conwell 26
30.	47 C.F.R. § 51.701	Conwell 13, 62, 72; Pruitt 4, 13
31.	47 C.F.R. § 51.705	Conwell 7, 12; Pruitt 6
32.	47 C.F.R. § 51.711	Pruitt 5
33.	47 C.F.R. § 51.713	Pruitt 7
34.	47 C.F.R. § 52.15	Pruitt 23
35.	47 C.F.R. § 69.306	Conwell 25

· .

#### **Other Authorities**

#### **Testimony/Pages Cited**

- 36. ARMIS 43-03 Report, Qwest Corporation, South Dakota Conwell 39
- 37. Local Number Portability Administration Working Group's Report Pruitt 22 to the North American Numbering Council on January 19, 2005

Dated this 2% day of September, 2006.

Attorneys for Alltel Communications, Inc. WWC License LLC:

Talbot J. Wieczorek GUNDERSON, PALMER, GOODSELL & NELSON, LLP 440 Mt. Rushmore Road, Fourth Floor PO Box 8045 Rapid City SD 57709 605-342-1078 Fax: 605-342-0480

Stephen B. Rowell Alltel Communications, Inc. One Allied Drive Little Rock, Arkansas 72202

#### **CERTIFICATE OF SERVICE**

I hereby certify that on the <u>day</u> day of September, 2006, I sent electronically and by first-class mail, postage prepaid, a true and correct copy of **TABLE OF AUTHORITIES CITED BY WESTERN WIRELESS EXPERT WITNESSES** to:

meredithm@cutlerlawfirm.com Meredith Moore Cutler & Donahoe, LLP 100 N Phillips Avenue - 9th Floor Sioux Falls, SD 57104-6725

Kara.Vanbockern@state.sd.us

Kara Vanbockern Staff Counsel SDPUC 500 E. Capitol Pierre SD 57501 pschudel@woodsaitken.com Paul M. Schudel Woods & Aitken, LLP 301 S. 13<sup>th</sup> Street, Suite 500 Lincoln NE 68508

Rolayne.wiest@state.sd.us Rolayne Wiest Staff Counsel SDPUC 500 E. Capitol Pierre SD 57501 Leo Disburg Chief Hearing Examiner Office of the Hearing Examiners 210 East 4<sup>th</sup> Avenue Pierre, SD 57501

# Richcoit@sdtaonline.com

Rich Coit SDTA PO Box 57 320 E. Capitol Avenue Pierre, SD 57501

\_\_\_\_\_ Talbot J. Wieczorek <u>``</u>