



[BEGIN CONFIDENTIAL]

[REDACTED]

[END CONFIDENTIAL]

B. Sprint’s Litigation with Tekstar

13. I have attached as Exhibit J hereto a copy of the Federal Court’s 2009 ruling denying Tekstar’s motion to compel some of the same information sought by Northern Valley in this case.

14. I have attached as Exhibit K hereto a copy of the Administrative Law Judge’s 2010 decision denying Tekstar’s motion to compel much of the same information that is sought by Northern Valley in this case.

15. I have attached as Exhibit L hereto a copy discovery requests served by Tekstar in the federal court litigation. Interrogatory No. 3 (at page 9 of 19) is similar to Northern Valley’s Interrogatory No. 4 and Document Request No. 15.

16. I have been lead counsel for Sprint in the Tekstar cases. Based on my review of my files, I estimate that Sprint has produced or received more than 200,000 pages of documents, Sprint possesses more than 20 deposition transcripts, and the pleading files contain more than 500 entries.

C. **Other Documents Attached**

17. Attached as Exhibit M hereto is a copy of Northern Valley's Response to Sprint's Interrogatory No. 4 in this case.

18. Attached as Exhibit N hereto is an Order issued on February 24, 2012, in the Iowa Tier 1 litigation.

19. Attached as Exhibit O hereto is an Order issued on December 8, 2010 in Sprint's litigation with Iowa Network Services, Inc. in Federal Court in Iowa.

20. Attached as Exhibit P hereto is a copy of Northern Valley's responses to Sprint's Document Requests 43-45.

D. **Sprint's Production of Documents Regarding SDN/Splitrock and Sancom**

21. During discovery in this case, Northern Valley has been provided with numerous documents related to Sprint's disputes with Sancom, Splitrock, and SDN.

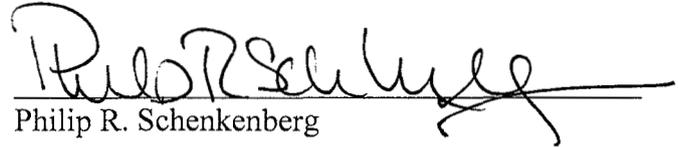
E. **Intrastate Minutes of Use to CCCs**

22. During the briefing on this motion I advised Northern Valley's counsel that Sprint did not know the amount of intrastate CCC traffic that was in dispute in this case. On March 10, 2012, Mr. Carter provided to me a spreadsheet that indicates Northern Valley's representation that between September 2007 and February 2012, Northern Valley has invoiced Sprint [BEGIN CONFIDENTIAL] [REDACTED] [END CONFIDENTIAL] for intrastate CCC traffic.

F. Northern Valley's Redaction of Irrelevant and Nonresponsive Material

23. By letter dated March 8, 2012, Northern Valley made a supplemental documents production that contained numerous pages with redactions of material it apparently deemed irrelevant and nonresponsive. I have attached three pages that show examples of such redactions as Exhibit Q hereto.

AFFIANT SAYS NOTHING FURTHER.

  
Philip R. Schenkenberg

Subscribed and sworn before me  
this 12<sup>th</sup> day of March, 2012.

  
Notary Public

