

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

**IN THE MATTER OF PETITION FOR ARBITRATION)
OF AN INTERCONNECTION AGREEMENT BETWEEN) TC21-124
MIDCONTINENT COMMUNICATIONS AND)
JAMES VALLEY COOPERATIVE TELEPHONE)
COMPANY)**

**JAMES VALLEY COOPERATIVE TELEPHONE COMPANY'S REPLY TO MIDCO'S
LIST OF DISPUTED ISSUES**

James Valley Cooperative Telephone Company ("James Valley") hereby submits its Reply to Midcontinent Communications ("Midco") List of Disputed Issues. James Valley agrees with Midco's issues with the following edits:

Issue	Description	Affected Provisions
1	Whether Midco should be required to describe itself as a local exchange carrier in the recitals to the agreement.	<i>General Terms and Conditions, Preamble</i>
2	Whether the agreement should be voided if (i) Midco sells its business to an entity that is not a local exchange carrier and (ii) the entity does not have a Certificate of Authority .	<i>General Terms and Conditions, Section 6</i>
3	Whether Midco would be permitted to provide wholesale services under the agreement. Under the Commission's March 18 Order that "Midcontinent must obtain a Certificate of Authority from this Commission in order to provide the services described in the proposed interconnection agreement" are Midco's Interconnection Customers also required to obtain their own Certificate of Authority before they can provide services to End Users.	<i>General Terms and Conditions, Sections 9.6.1, 16, 22.2.2, Glossary, Sections 2.15, 2.21 Number Portability Attachment, Section 3.1 Interconnection Attachment, Sections 2.3, 5.2, 5.3 Exhibit 1</i>
4	Whether a standard provision on compliance with laws should be revised to impose additional obligations on Midco.	<i>General Terms and Conditions, Section 10</i>

Attachment 1 to this response is the current draft of the Interconnect Agreement that contains the redlines and comments of the parties to the Agreement and provides a more detailed

discussion of the Disputed Issues List. It indicates which issues have been resolved or remain open.

James Valley will continue to discuss the open issues with Midco in an effort to reach a negotiated settlement of this proceeding. If any issues are resolved, James Valley will work cooperatively with Midco to report on the resolution so that those issues may be removed from the disputed issues list.

Dated: April 25, 2022.

Bantz, Gosch & Cremer, L.L.C

/s/ Josh Wurgler

Josh Wurgler, Esq.

305 Sixth Avenue SE; P.O. Box 970

Aberdeen, SD 57402

Tel: (605) 225-2232

jwurgler@bantzlaw.com