

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

| | | |
|---|---|------------------------------|
| IN THE MATTER OF THE COMPLAINT FILED |) | ORDER DISMISSING |
| BY STEVE AND JUDY HABERLING, SIOUX |) | COMPLAINT AND CLOSING |
| FALLS, SOUTH DAKOTA, AGAINST |) | DOCKET |
| WORLDCOM NETWORK SERVICES, INC. |) | |
| REGARDING UNAUTHORIZED SWITCHING OF |) | CT99-014 |
| SERVICES |) | |

On July 20, 1999, the Public Utilities Commission (Commission) received a complaint filed by Steve and Judy Haberling, Sioux Falls, South Dakota, against WorldCom Network Services, Inc. (WorldCom). The complaint detailed the Haberlings having been switched to WorldCom without their authorization.

Pursuant to ARSD 20:10:01:08.01 and 20:10:01:09, if a complaint cannot be settled without formal action, the Commission shall determine if the complaint shows probable cause of an unlawful or unreasonable act, rate, practice or omission to go forward with the complaint.

On November 15, 1999, at a duly noticed meeting, Commission Staff and a representative of WorldCom indicated that the matter had been resolved. The Commission voted to close the docket.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26, 49-13, including 49-13-1 through 49-13-14, inclusive, and SDCL Chapter 49-31, including 49-31-3, 49-31-7, 49-31-7.1, 49-31-7.2, 49-31-7.3, 49-31-7.4, 49-31-10, 49-31-11, 49-31-38, 49-31-38.1, 49-31-38.2, 49-31-38.3, 49-31-89 through 49-31-97, inclusive, and ARSD Chapters 20:10:01 and 20:10:34. It is therefore

ORDERED, that this complaint be dismissed and the docket be closed.

Dated at Pierre, South Dakota, this 8th day of December, 1999.

| |
|--|
| <p>CERTIFICATE OF SERVICE</p> <p>The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.</p> <p>By: _____</p> <p>Date: _____</p> <p align="center">(OFFICIAL SEAL)</p> |
|--|

BY ORDER OF THE COMMISSION:

JAMES A. BURG, Chairman

PAM NELSON, Commissioner

LASKA SCHOENFELDER, Commissioner