BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE COMPLAINT FILED BY GLENN AND DELORES BEUTOW, WATERTOWN, SOUTH DAKOTA, AGAINST OLS, INC. REGARDING SWITCHING TELECOMMUNICATIONS SERVICES THROUGH DECEPTIVE TACTICS	)	ORDER CANCELLING HEARING CT99-082

On December 17, 1999, the Public Utilities Commission (Commission) received a complaint filed by Glenn and Delores Beutow, Watertown, South Dakota (Complainants), against OLS, Inc. (OLS) regarding alleged switching telecommunications services through deceptive tactics. Complainants request that those responsible pay all the costs of reconnecting them to the long distance carrier of their choice.

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 December 28, 1999, at a duly noticed meeting, Commission Staff recommended a finding of probable cause due to unresolved factual issues. The Commission voted unanimously to find probable cause.

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.

By order dated January 26, 2000, a hearing was scheduled for February 16, 2000, beginning at 12:30 o'clock P.M., in Room 468 of the State Capitol Building, 500 E. Capitol, Pierre, South Dakota. On February 14, 2000, Commission Staff was contacted by Complainants who informed the Staff that they wished to have their complaint heard at a later date, so therefore the hearing is cancelled. It is therefore

ORDERED, that the hearing scheduled for February 16, 2000, is cancelled.

Dated at Pierre, South Dakota, this 14th day of February, 2000.

CERTIFICATE OF SERVICE

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.

By: Delaine Kolbo

Date: 2/14/00

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg

JAMES A. BURG, Chairman

Pam Nelson

PAM NELSON, Commissioner

Laska Schoenfelder

LASKA SCHOENFELDER, Commissioner