

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

IN THE MATTER OF THE COMPLAINT FILED) BY JOAN CLARK, YANKTON, SOUTH) DAKOTA, AGAINST AT&T COMMUNICATIONS) OF THE MIDWEST, INC. REGARDING) UNAUTHORIZED SWITCHING OF LONG) DISTANCE CARRIER)	ORDER CANCELLING HEARING CT00-104
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On September 22, 2000, the Public Utilities Commission (Commission) received a complaint filed by Joan Clark, Yankton, South Dakota (Complainant), against AT&T Communications of the Midwest, Inc. (AT&T) regarding unauthorized switching of long distance carrier.

On September 25, 2000, the complaint was faxed to AT&T. Pursuant to ARSD 20:10:01:09, AT&T was notified that it must satisfy the complaint or file an answer in writing with the Commission by October 16, 2000. On October 16, 2000, the Commission received an answer from AT&T.

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 October 30, 2000, a hearing was scheduled for November 29, 2000, beginning at 9:00 A.M., in Room 412 of the State Capitol Building, 500 E. Capitol, Pierre, South Dakota. At the Commission's regularly scheduled meeting of November 2, 2000, action on a motion was deferred, so therefore the hearing is cancelled. It is therefore

ORDERED, that the hearing scheduled for November 29, 2000, is cancelled and a new hearing shall be set at a later time.

Dated at Pierre, South Dakota, this 8th day of November, 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: <u>Delaine Halbo</u>
Date: <u>11/8/00</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner