

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

IN THE MATTER OF THE COMPLAINT FILED)	ORDER CANCELLING
BY EVELYN BULTSMA, SIOUX FALLS, SOUTH)	HEARING
DAKOTA, AGAINST EXCEL)	
TELECOMMUNICATIONS, INC. REGARDING)	CT00-076
UNAUTHORIZED BILLING AND SWITCHING)	
OF SERVICES)	

On May 25, 2000, the Public Utilities Commission (Commission) received a complaint filed by Evelyn Bultsma, Sioux Falls, South Dakota (Complainant), against Excel Telecommunications, Inc. (Excel) regarding unauthorized billing and switching of services.

On May 25, 2000, the complaint was faxed to Excel. Pursuant to ARSD 20:10:01:09, Excel was notified that it must satisfy the complaint or file an answer in writing with the Commission by June 14, 2000. The Commission has not received an answer from Excel to this complaint.

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 June 30, 2000, a hearing was scheduled for July 20, 2000, beginning at 8:30 o'clock A.M., in Room 412 of the State Capitol Building, 500 E. Capitol, Pierre, South Dakota. Commission Staff was informed that settlement had been reached in this matter, so therefore the hearing is cancelled. It is therefore

ORDERED, that the hearing scheduled for July 20, 2000, is cancelled.

Dated at Pierre, South Dakota, this 13th day of July, 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: _____
Date: _____
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

JAMES A. BURG, Chairman

PAM NELSON, Commissioner

LASKA SCHOENFELDER, Commissioner