

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

<b>IN THE MATTER OF THE COMPLAINT FILED )</b>	<b>ORDER CANCELLING</b>
<b>BY THERMO BOND BUILDINGS INT'L, INC., )</b>	<b>HEARING</b>
<b>ELK POINT, SOUTH DAKOTA, AGAINST )</b>	
<b>QWEST CORPORATION, FORMERLY KNOWN )</b>	<b>CT00-096</b>
<b>AS U S WEST COMMUNICATIONS, INC., MCI )</b>	
<b>WORLDCOM AND USBI REGARDING )</b>	
<b>UNAUTHORIZED CHARGES AND )</b>	
<b>EXORBITANT RATES AFTER SWITCHING ITS )</b>	
<b>LONG DISTANCE SERVICES TO MCI )</b>	

On August 16, 2000, the Public Utilities Commission (Commission) received a complaint filed by Thermo Bond Buildings Int'l, Inc., Elk Point, South Dakota (Complainant), against Qwest Corporation, formerly known as U S WEST Communications, Inc. (Qwest), MCI WorldCom (MCI) and USBI (USBI) regarding unauthorized charges and exorbitant rates after switching its long distance services to MCI.

On August 18, 2000, the complaint was faxed to Qwest, MCI and USBI. Pursuant to ARSD 20:10:01:09, Qwest, MCI and USBI were notified that they must satisfy the complaint or file answers in writing with the Commission by September 7, 2000. On September 6, 2000, the Commission received an answer and motion to dismiss from USBI. On September 7, 2000, the Commission received an answer from Qwest. On September 11, 2000, the Commission received an answer from MCI.

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 September 8, 2000, a hearing was scheduled for October 3, 2000, beginning at 10:00 A.M., in Room 412 of the State Capitol Building, 500 E. Capitol, Pierre, South Dakota. On September 29, 2000, 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 October 3, 2000, is cancelled.

Dated at Pierre, South Dakota, this 29th day of September, 2000.

<p><b>CERTIFICATE OF SERVICE</b></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: <u><i>Delaine Kelso</i></u></p> <p>Date: <u>9/29/00</u></p> <p align="center">(OFFICIAL SEAL)</p>
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BY ORDER OF THE COMMISSION:

*James A. Burg*  
 JAMES A. BURG, Chairman

*Pam Nelson*  
 PAM NELSON, Commissioner

*Laska Schoenfelder*  
 LASKA SCHOENFELDER, Commissioner