

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

IN THE MATTER OF THE COMPLAINT FILED )	ORDER DISMISSING
BY AMY AND CRAIG JOHNSON, SIOUX )	COMPLAINT AND CLOSING
FALLS, SOUTH DAKOTA, AGAINST MCI )	DOCKET
WORLDCOM AND MCLEODUSA )	
TELECOMMUNICATIONS SERVICES, INC. )	CT00-107
REGARDING UNAUTHORIZED SWITCHING )	
OR BILLING OF SERVICES )	

On October 16, 2000, the Public Utilities Commission (Commission) received a complaint filed by Amy and Craig Johnson, Sioux Falls, South Dakota (Complainants), against MCI WorldCom (MCI) regarding unauthorized switching or billing of services.

On October 16, 2000, the complaint was faxed to MCI. Pursuant to ARSD 20:10:01:09, MCI was notified that it must satisfy the complaint or file an answer in writing with the Commission by November 6, 2000. On October 27, 2000, the Commission received an answer from MCI. On December 13, 2000, MCI filed a Motion for Addition of Third Party asking that McLeodUSA Telecommunications Services, Inc. (McLeod) be added as a party.

At its regularly scheduled meeting of January 4, 2001, the Commission considered this matter. McLeod did not object to being added as a party. The Commission voted to grant MCI's Motion for Addition of Third Party. On January 16, 2001, the Commission received a letter from the Complainants requesting that their complaint be dismissed.

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.

On February 6, 2001, at a regularly scheduled meeting, the Commission considered this matter. Upon recommendation of Commission Staff, the Commission voted to dismiss the complaint and close the docket. It is therefore

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

Dated at Pierre, South Dakota, this 13<sup>th</sup> day of February, 2001.

<b>CERTIFICATE OF SERVICE</b>
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><i>Delaine Kees</i></u>
Date: <u>2/14/01</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