

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

IN THE MATTER OF THE COMPLAINT FILED )	ORDER CANCELLING
BY THOMAS M. WOSTER, RELIANCE, SOUTH )	HEARING
DAKOTA, AGAINST DIRECT ONE COM.LONG )	
DISTANCE REGARDING UNAUTHORIZED )	CT01-026
TELECOMMUNICATIONS CHARGES AND )	
SERVICES )	

On May 21, 2001, the Public Utilities Commission (Commission) received a complaint filed by Thomas M. Woster, Reliance, South Dakota (Complainant), against Direct One Com.Long Distance (Direct One) regarding unauthorized telecommunications charges and services.

On May 21, 2001, the complaint was faxed to Direct One. Pursuant to ARSD 20:10:01:09, Direct One was notified that it must satisfy the complaint or file an answer in writing with the Commission by June 11, 2001. The Commission has not received an answer from Direct One 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 14, 2001, a hearing was scheduled for July 10, 2001, beginning at 8:30 A.M., in Room 412 of the State Capitol Building, 500 E. Capitol, Pierre, South Dakota. On June 26, 2001, Commission Staff was informed that settlement is pending in this matter, so therefore the hearing is cancelled. It is therefore

ORDERED, that the hearing scheduled for July 10, 2001, is cancelled.

Dated at Pierre, South Dakota, this 26<sup>th</sup> day of June, 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>Neilino Kelso</i></u>
Date: <u>6/26/01</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

<u><i>James A. Burg</i></u> JAMES A. BURG, Chairman
<u><i>Pam Nelson</i></u> PAM NELSON, Commissioner