

**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 ALAN SARVER, RAPID CITY, SOUTH )</b>	<b>HEARING</b>
<b>DAKOTA, AGAINST QWEST CORPORATION )</b>	
<b>REGARDING DELAYED SERVICE )</b>	<b>CT01-054</b>

On November 26, 2001, the Public Utilities Commission (Commission) received a complaint filed by Alan Sarver, Rapid City, South Dakota (Complainant), against Qwest Corporation (Qwest) regarding delayed service.

On November 27, 2001, the complaint was faxed to Qwest. Pursuant to ARSD 20:10:01:09, Qwest was notified that it must satisfy the complaint or file an answer in writing with the Commission by December 17, 2001. On December 17, 2001, the Commission received an answer from Qwest.

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, 49-31-85 and ARSD Chapters 20:10:01 and 20:10:33.

By order dated December 28, 2001, a hearing was scheduled for January 31, 2002, in the Cactus Conference Room, Public Utilities Commission, State Capitol Building, 500 E. Capitol, Pierre, South Dakota, immediately following the hearing for Docket CT01-046. On January 17, 2002, the Commission received a release of the complaint from Qwest, so therefore the hearing is cancelled. It is therefore

ORDERED, that the hearing scheduled for January 31, 2002, is cancelled.

Dated at Pierre, South Dakota, this 18<sup>th</sup> day of January, 2002.

<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>Hellaine Kaelbo</u>
Date: <u>1/18/02</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg  
JAMES A. BURG, Chairman

Pam Nelson  
PAM NELSON, Commissioner

Robert K. Sahr  
ROBERT K. SAHR, Commissioner