

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

IN THE MATTER OF THE COMPLAINT FILED ) BY TIMMY E. AINSLIE, MITCHELL, SOUTH ) DAKOTA, AGAINST NORTHWESTERN ) PUBLIC SERVICE COMPANY REGARDING ) NOTICE TO DISCONNECT AND FAILURE TO ) ESTABLISH A REASONABLE PAYMENT PLAN )	ORDER DISMISSING COMPLAINT AND CLOSING DOCKET  CC01-002
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On December 4, 2001, the Public Utilities Commission (Commission) received a complaint filed by Timmy E. Ainslie, Mitchell, South Dakota (Complainant), against NorthWestern Public Service Company (NWPS) regarding notice to disconnect and failure to establish a reasonable payment plan.

On December 4, 2001, the complaint was faxed to NWPS. Pursuant to ARSD 20:10:01:09, NWPS was notified that it must satisfy the complaint or file an answer in writing with the Commission by December 24, 2001. On January 7, 2002, the Commission received a letter response from NWPS. Commission Staff was informed that settlement had been reached in this matter.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-34A.

On February 5, 2002, 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 5<sup>th</sup> day of February, 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><i>Melaine Kolbo</i></u>
Date: <u>2/11/02</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