

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

IN THE MATTER OF THE COMPLAINT FILED) BY ALLAN SCHREIER, BELLE FOURCHE,) SOUTH DAKOTA, AGAINST AFFINITY) NETWORK, INC. REGARDING) UNAUTHORIZED SWITCHING OF SERVICES)	ORDER DISMISSING COMPLAINT AND CLOSING DOCKET CT03-002
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On January 22, 2003, the Public Utilities Commission (Commission) received a complaint filed by Allan Schreier, Belle Fourche, South Dakota (Complainant), against Affinity Network, Inc. (Affinity) regarding unauthorized switching of services.

On January 22, 2003, the complaint was faxed to Affinity. Pursuant to ARSD 20:10:01:09, Affinity was notified that it must satisfy the complaint or file an answer in writing with the Commission by February 11, 2003. On January 23, 2003, the Commission received a letter response from Affinity. 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, 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 20, 2003, 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 7th day of March, 2003.

CERTIFICATE OF SERVICE	
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:	<i>Alcino Kelbo</i>
Date:	<i>3/10/03</i>
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

Robert K. Sahr

ROBERT K. SAHR, Chairman

Gary Hanson

GARY HANSON, Commissioner

James A. Burg

JAMES A. BURG, Commissioner