

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

IN THE MATTER OF THE COMPLAINT FILED) BY DEBBIE AND RICH BRANAUGH,) TYNDALL, SOUTH DAKOTA, AGAINST FORT) RANDALL TELEPHONE COMPANY) REGARDING CHARGING BUSINESS RATES) FOR RESIDENTIAL LINE))	ORDER DISMISSING COMPLAINT AND CLOSING DOCKET CT03-131
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On August 15, 2003, the Public Utilities Commission (Commission) received a complaint filed by Debbie and Rich Branaugh, Tyndall, South Dakota (Complainant), against Fort Randall Telephone Company (Fort Randall) regarding charging business rates for residential line.

On August 15, 2003, the complaint was faxed to Fort Randall. Pursuant to ARSD 20:10:01:09, Fort Randall was notified that it must satisfy the complaint or file an answer in writing with the Commission by September 4, 2003. The Commission has not received an answer from Fort Randall to this complaint. 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 October 16, 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 28th day of October, 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: <u><i>Aldine Kolbo</i></u>
Date: <u>10/29/03</u>
(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