

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

IN THE MATTER OF THE COMPLAINT FILED)		ORDER DISMISSING
BY ARNOLD AND STEVEN SCHURR,)		COMPLAINT AND CLOSING
ROSCOE, SOUTH DAKOTA, AGAINST S&S)		DOCKET
COMMUNICATIONS/ALTERNA-CELL)		
REGARDING LOSS OF LONG DISTANCE)		CT03-097
SERVICES)		

On July 1, 2003, the Public Utilities Commission (Commission) received a complaint filed by Arnold and Steven Schurr, Roscoe, South Dakota (Complainant), against S&S Communications/Alterna-Cell (S&S) regarding loss of long distance services.

On July 1, 2003, the complaint was faxed to S&S. Pursuant to ARSD 20:10:01:09, S&S was notified that it must satisfy the complaint or file an answer in writing with the Commission by July 21, 2003. On September 2, 2003, the Commission received a letter response from S&S. On July 7, 2003, Commission Staff received a request from the Complainant to withdraw the formal 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.

On July 6, 2004, 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 15th day of July, 2004.

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: _____
Date: _____
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

ROBERT K. SAHR, Chairman

GARY HANSON, Commissioner