

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

IN THE MATTER OF THE COMPLAINT FILED)		ORDER DISMISSING
BY CHRIS WEBER/PICO'S GARAGE INC,)		COMPLAINT AND CLOSING
SIoux FALLS, SOUTH DAKOTA, AGAINST)		DOCKET
REDUCED RATE LONG DISTANCE, LLC)		
REGARDING UNAUTHORIZED LONG)		CT08-001
DISTANCE CHARGES)		

On February 15, 2008, the Public Utilities Commission (Commission) received a complaint filed by Chris Weber/Pico's Garage Inc, Sioux Falls, South Dakota (Complainant), against Reduced Rate Long Distance, LLC (Reduced Rate) regarding unauthorized long distance charges.

On February 15, 2008, the complaint was faxed to Reduced Rate. Pursuant to ARSD 20:10:01:09, Reduced Rate was notified that it must satisfy the complaint or file an answer in writing with the Commission by March 6, 2008. On February 29, 2008, the Commission received a Petition to Intervene from Midcontinent Communications (Midcontinent). On March 5, 2008, the Commission received an Answer to Complaint from Reduced Rate. At its regularly scheduled meeting of March 11, 2008, the Commission granted intervention to Midcontinent. On March 5, 2009, the Commission received a Motion to Dismiss Complaint from Reduced Rate. The Motion states that a 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 March 24, 2009, at a regularly scheduled meeting, the Commission considered this matter. Complainant did not appear. Reduced Rate and Staff both stated that a settlement had been reached between Reduced Rate and Complainant and the agreed amount had been paid. Finding that the matter had been settled to the satisfaction of all parties, 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 31st day of March, 2009.

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, electronically.
By: <u><i>Delaine Kolbo</i></u>
Date: <u>4/1/09</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Dustin M. Johnson
DUSTIN M. JOHNSON, Chairman

Steve Kolbeck
STEVE KOLBECK, Commissioner

Gary Hanson
GARY HANSON, Commissioner