

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

IN THE MATTER OF THE COMPLAINT FILED)	ORDER DISMISSING
BY EUNICE CALDWELL, PIERRE, SOUTH)	COMPLAINT AND CLOSING
DAKOTA, AGAINST EMAIL DISCOUNT)	DOCKET
NETWORK REGARDING UNAUTHORIZED)	
BILLING)	CT09-002

On September 29, 2009, the Public Utilities Commission (Commission) received a complaint filed by Eunice Caldwell, Pierre, South Dakota (Complainant), against Email Discount Network (Email Discount) regarding unauthorized billing.

On September 29, 2009, the complaint was electronically transmitted to Email Discount. Pursuant to ARSD 20:10:01:09, Email Discount was notified that it must satisfy the complaint or file an answer in writing with the Commission by October 19, 2009. On October 9, 2009, the Commission received a response from Email Discount stating that a monetary settlement had been reached with the Complainant and requested that the complaint be dismissed. Commission Staff stated that the Complainant said she did receive a settlement and is comfortable with closing the docket.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26, 49-13 and 49-31.

At its regularly scheduled meeting of October 20, 2009, the Commission considered this matter. Commission Staff recommended dismissing the complaint and closing the docket. The Commission voted unanimously to dismiss the complaint and to close the docket. It is therefore

ORDERED, that the complaint is hereby dismissed and the docket is closed.

Dated at Pierre, South Dakota, this 3rd day of November, 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>Steve Kolbeck</i></u>
Date: <u>11/4/09</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