

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

**IN THE MATTER OF THE SALE OF CERTAIN
TELEPHONE EXCHANGES BY U S WEST
COMMUNICATIONS, INC. TO CERTAIN
TELECOMMUNICATIONS COMPANIES IN SOUTH
DAKOTA**

) **ORDER FOR SUBMISSION
OF FINDINGS OF FACT
) AND CONCLUSIONS OF
LAW**

) **TC94-122**

The Circuit Court of the State of South Dakota issued its order of remand on March 6, 1997, in this matter. On April 2, 1997, in response to the Circuit Court's decision and remand order, Staff counsel filed a Motion on Remand with the Commission to consider the remand on the record and to "set a procedural schedule for the submission of proposed findings of fact and conclusions of law by the parties consistent with the Circuit Court's decision and order." A regularly scheduled meeting of April 15, 1997, the Commission heard comments on the motion and took the matter under advisement.

At the meeting, Commissioner Nelson stated that she would abstain from voting on matters related to this docket since she was not a Commissioner when the hearings on this docket were held. Commissioners Burg and Schoenfelder having considered the arguments and authorities of the various parties granted the motion of staff. It is hereby

ORDERED, that the motion of staff shall be granted and that upon remand this matter shall be considered upon the record without the taking of additional testimony or evidence; and it is further

ORDERED, that the parties shall have through May 16, 1997, to submit proposed findings of fact and conclusions of law which are consistent with the Court's ruling for remand in this matter.

Dated at Pierre, South Dakota, this 7th day of May, 1997.

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: _____

BY ORDER OF THE COMMISSION:

JAMES A. BURG, Chairman

PAM NELSON, Commissioner
(abstained)

(OFFICIAL SEAL)

LASKA SCHOENFELDER,
Commissioner

[CC99orders/includepgs/bottomlinks_insidepg.htm]