

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

IN THE MATTER OF THE COMPLAINT FILED)	ORDER DISMISSING
BY EARL WATERLAND, MARCUS, SOUTH)	COMPLAINT AND CLOSING
DAKOTA, AGAINST GOLDEN WEST)	DOCKET
TELECOMMUNICATIONS COOPERATIVE, INC.)	
REGARDING DISCRIMINATORY)	TC98-178
INSTALLATION FEES)	

On September 23, 1998, the Commission received a complaint filed by Earl Waterland, Marcus, South Dakota (Complainant), against Golden West Telecommunications Cooperative, Inc. (Respondent), regarding a complaint filed by Barry and Dawn Austin (TC98-179). The Complainant supports the allegations contained in the complaint by the Austins. The Complainant seeks the following relief. "I believe the coop should either make an exception in hardship cases or do away with the policy on trailer houses entirely."

Pursuant to ARSD 20:10:01:08.01 and 20:10:01:09, if a complaint cannot be settled without formal action, the Commission shall determine if the complaint shows probable cause of an unlawful or unreasonable act, rate, practice or omission to go forward with the complaint.

On October 15, 1998, at its duly noticed meeting, the Commission reviewed the complaint. The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 49-13 and 49-31 and ARSD 20:10:01:08.01 and 20:10:01:09. The Commission voted unanimously to dismiss the complaint as Mr. Waterland could voice his support of the allegations contained in docket TC98-179 within that docket. The Commission also voted to close the docket, it is therefore

ORDERED, that this complaint be dismissed and the docket be closed.

Dated at Pierre, South Dakota, this 26th day of October, 1998.

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>Delaine Kalls</u>
Date: <u>10/27/98</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner