

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

IN THE MATTER OF THE REVOCATION OF)	ORDER FOR AND NOTICE
THE CERTIFICATE OF AUTHORITY OF)	OF SHOW CAUSE HEARING
UTILITY ANALYSTS, INC. D/B/A BASIC LONG)	
DISTANCE)	TC98-068

South Dakota Compiled Laws section 49-31-3 authorizes the South Dakota Public Utilities Commission (Commission) to grant certificates of authority to telecommunications companies offering common carrier services within the state of South Dakota. Pursuant to this same section, the Commission is given general supervision and control of said companies and may suspend or revoke any certificate of authority for a willful violation of the laws of the state of South Dakota, a willful failure to comply with a rule or order of the Commission, or other good cause.

The matter of Utility Analysts, Inc d/b/a Basic Long Distance (Basic Long Distance) was placed on the Commission agenda for its duly noticed meeting on December 18, 1997. No one from Basic Long Distance responded to the agenda item. The matter of the service of Basic Long Distance in South Dakota was again scheduled for February 3, 1998, before the Commission and it was postponed. A third scheduling for consideration of the service of Basic Long Distance was duly noticed for March 10, 1998, at which time the Commission voted to issue an Order to Show Cause and that a hearing be scheduled.

The Commission's consumer representative has received one hundred thirty-nine consumer complaints against Basic Long Distance in late 1997 and to date in 1998, regarding questionable marketing practices and unauthorized switching of long distance carriers of telecommunications customers in South Dakota.

Basic Long Distance shall appear on April 16, 1998, at 9 A.M. (CDT) in Room 412, State Capitol Building, Pierre, South Dakota, to show cause why action should not be taken against the company for its marketing practices and unauthorized switching of long distance service of South Dakota telecommunications customers. The hearing is being held pursuant to Commission's jurisdiction over telecommunications companies found at SDCL Chapter 1-26, 49-1A, and 49-31, specifically, 49-31-3, 49-31-7, 49-31-7.1 and ARSD 20:10:01:45.

The issue at the hearing is whether the Commission shall suspend or revoke Basic Long Distance's Certificate of Authority or otherwise impose conditions upon or order changes in the conduct of Basic Long Distance's business.

At the hearing representatives of the company may appear in person and may be represented by legal counsel or legal assistant (paralegal) if desired. The hearing shall be an adversary proceeding and the company shall have the burden of proving that none of the above enumerated adverse actions should be taken against it. These and other due

process rights shall be deemed waived if not exercised at the hearing. The decision of the Commission may be appealed to the Circuit Court and the State Supreme Court as provided by law. It is therefore

ORDERED, that a show cause hearing in the matter of Basic Long Distance shall be held on April 16, 1998, at 9:00 A.M. (CDT) (or as soon thereafter as the parties can be heard) in Room 412, State Capitol Building, Pierre, South Dakota.

Dated at Pierre, South Dakota, this 3rd day of April, 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><i>Aldine Kelso</i></u>
Date: <u>4/3/98</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:
Commissioners Burg, Nelson and
Schoenfelder

William Bullard, Jr.
WILLIAM BULLARD, JR.
Executive Director