BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

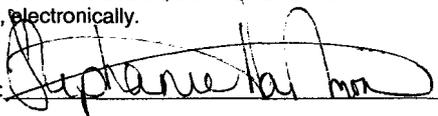|		
IN THE MATTER OF GLOBAL CAPACITY GROUP, INC.'S FAILURE TO PAY THE GROSS RECEIPTS TAX	)))))	ORDER DISMISSING COMPLAINT AND CLOSING DOCKET
	)	TC10-012

On January 20, 2010, the Public Utilities Commission (Commission) issued an Order for and Notice of Show Cause Hearing against Global Capacity Group, Inc. (Company) for failure to submit an annual report and pay the gross receipts tax. The hearing was held as scheduled on March 9, 2010, at 2:00 p.m., Room 413, State Capitol Building, 500 E. Capital Avenue, Pierre, South Dakota. The reason for the hearing was to give the Company an opportunity to show cause why the Commission should not revoke its Certificate of Authority, or other specified actions, for failure to submit an annual report as required by ARSD 20:10:24:04 or pay the gross receipts tax as required by SDCL 49-1A-1. Commissioners Johnson, Kolbeck, and Hanson were present. Also present were John Smith, Commission Counsel; Karen Cremer, Commission Staff Attorney; and Cindy Kemnitz, Finance Manager for the Commission.

The Commission has jurisdiction over this matter pursuant to SDCL 49-1A-3, 49-1A-4, 49-1A-5, 49-1A-6, and 49-31-3.
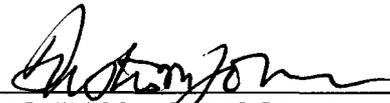
At the March 9, 2010, hearing, Commission Staff recommended the complaint be dismissed and the docket be closed, as the Company paid the gross receipts tax due for 2008 on January 25, 2010. The Commission voted unanimously to dismiss the complaint and close the docket. It is therefore
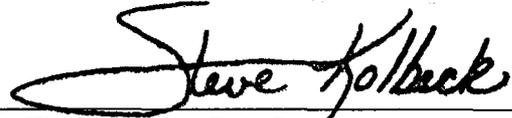
ORDERED this complaint be dismissed and the docket closed.

Dated at Pierre, South Dakota, this 23rd day of March, 2010.

BY ORDER OF THE COMMISSION:

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DUSTIN M. JOHNSON, Chairman

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STEVE KOLBECK, Commissioner

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GARY HANSON, Commissioner