

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

IN THE MATTER OF THE COMPLAINT FILED)	ORDER DISMISSING
BY GREG AND KAREN MUELLERLEILE DBA)	COMPLAINT AND CLOSING
DAKOTA WOODWORKING, WATERTOWN,)	DOCKET
SOUTH DAKOTA, AGAINST U.S. REPUBLIC)	
COMMUNICATIONS, INC. REGARDING)	CT99-035
UNAUTHORIZED SWITCHING OF SERVICES)	

On August 13, 1999, the Public Utilities Commission (Commission) received a complaint by Greg and Karen Muellerleile dba Dakota Woodworking, Watertown, South Dakota (Complainants), against U.S. Republic Communications, Inc. (U.S. Republic) regarding unauthorized switching of services. The Complainants are requesting U.S. Republic "to reimburse charges assessed to our telephone without authorization and pay \$1000 for the violation."

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 September 8, 1999, at a duly noticed meeting, Commission Staff informed the Commission that the parties had reached a settlement and the Complainants wished to have the complaint dismissed and the docket closed.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL 49-13-1, 49-13-4, 49-13-13, 49-13-14.1, 49-31-3, 49-31-7, 49-31-7.1, 49-31-11, 49-31-89 through 49-31-96, inclusive, and ARSD 20:10:01:08.01 and 20:10:01:09. The Commission voted unanimously to dismiss the complaint and close the docket. It is therefore

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

Dated at Pierre, South Dakota, this 14th day of September, 1999.

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>Delaine Kaebo</i></u>
Date: <u>9/14/99</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