

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

IN THE MATTER OF THE COMPLAINT FILED)	ORDER DISMISSING
BY RODNEY MICK ON BEHALF OF FARMERS)	COMPLAINT AND CLOSING
UNION COOP ELEVATOR, KENNEBEC,)	DOCKET
SOUTH DAKOTA, AGAINST PREFERRED)	
BILLING REGARDING UNAUTHORIZED)	CT99-084
SWITCHING OF SERVICES)	

On December 17, 1999, the Public Utilities Commission (Commission) received a complaint filed by Rodney Mick on behalf of Farmers Union Coop Elevator, Kennebec, South Dakota (Complainant), against Preferred Billing. The Complainant alleges that his employer's long distance service was switched to Preferred Billing without his authorization. The Complainant is requesting reimbursement, return to the previous long distance carrier and the imposition of statutory remedies.

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 April 11, 2000, the Commission Staff received a letter from Complainant indicating that there had been a resolution of the matter and that the case should be considered closed.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26, 49-13, and 49-31.

On April 27, 2000, at a regularly scheduled meeting, the Commission considered this matter. Upon recommendation of Commission Staff, the Commission voted to dismiss the complaint and close the docket. It is therefore

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

Dated at Pierre, South Dakota, this 4th day of May, 2000.

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>Melaine Kolbo</u>
Date: <u>5/5/00</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