

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

IN THE MATTER OF THE COMPLAINT FILED)
BY VERN L. DOUVILLE, CHAMBERLAIN,)
SOUTH DAKOTA, AGAINST AMERICA'S TELE-)
NETWORK CORP. REGARDING)
UNAUTHORIZED SWITCHING OF SERVICES)

**ORDER CANCELLING
HEARING**

CT00-108

On November 13, 2000, the Public Utilities Commission (Commission) received a complaint filed by Vern L. Douville, Chamberlain, South Dakota (Complainant), against America's Tele-Network Corp. (ATN) regarding unauthorized switching of services.

On November 13, 2000, the complaint was faxed to ATN. Pursuant to ARSD 20:10:01-09, ATN was notified that it must satisfy the complaint or file an answer in writing with the Commission by December 4, 2000. The Commission has not received an answer from ATN to this complaint.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26, 49-13, including 49-13-1 through 49-13-14, inclusive, and SDCL Chapter 49-31, including 49-31-3, 49-31-7, 49-31-7.1, 49-31-7.2, 49-31-7.3, 49-31-7.4, 49-31-10, 49-31-11, 49-31-38, 49-31-38.1, 49-31-38.2, 49-31-38.3, 49-31-89 through 49-31-97, inclusive, and ARSD Chapters 20:10:01 and 20:10:34.

By order dated December 8, 2000, a hearing was scheduled for January 3, 2001, beginning at 1:30 P.M., in Room 412 of the State Capitol Building, 500 E. Capitol, Pierre, South Dakota. On December 20, 2000, the Commission received a letter from Complainant requesting that another company be added to his complaint, so therefore the hearing is cancelled. It is therefore

ORDERED, that the hearing scheduled for January 3, 2001, is cancelled and a new hearing shall be set at a later time.

Dated at Pierre, South Dakota, this 21st day of December, 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><i>Blaine Kalls</i></u>
Date: <u>12/21/00</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