

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

<b>IN THE MATTER OF THE COMPLAINT FILED )</b>	<b>)</b>	<b>ORDER DISMISSING</b>
<b>BY TOM AND CORLISS VERGELDT, )</b>	<b>)</b>	<b>COMPLAINT AND CLOSING</b>
<b>ABERDEEN, SOUTH DAKOTA, AGAINST MCI )</b>	<b>)</b>	<b>DOCKET</b>
<b>WORLDCOM REGARDING SWITCHING OF )</b>	<b>)</b>	
<b>RATES )</b>	<b>)</b>	<b>CT99-054</b>

On November 8, 1999, the Public Utilities Commission (Commission) received a complaint filed by Tom and Corliss Vergeldt, Aberdeen, South Dakota (Complainants), against MCI WorldCom (MCI) regarding switching of rates. Complainants seek to have the charges dismissed, a \$1,000 damage award and a \$20,000 fine levied.

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.

At the Commission's regularly scheduled November 29, 1999, meeting, the Commission found probable cause in this matter. On April 17, 2000, the Commission Staff heard from the 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.

<b>CERTIFICATE OF SERVICE</b>
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: _____
Date: _____
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

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JAMES A. BURG, Chairman

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PAM NELSON, Commissioner

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LASKA SCHOENFELDER, Commissioner