

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

IN THE MATTER OF THE COMPLAINT FILED)	ORDER GRANTING MOTION
BY ED AND JANICE ST. GEMME, DAKOTA)	TO ADD QWEST
DUNES, SOUTH DAKOTA, AGAINST AT&T)	CORPORATION AS A
COMMUNICATIONS OF THE MIDWEST, INC.)	PARTY
AND QWEST CORPORATION REGARDING)	
UNAUTHORIZED SWITCHING OF SERVICES)	CT00-090

On July 24, 2000, the Public Utilities Commission (Commission) received a complaint filed by Ed and Janice St. Gemme, Dakota Dunes, South Dakota (Complainants), against AT&T Communications of the Midwest, Inc. (AT&T) regarding unauthorized switching of services.

On July 25, 2000, the complaint was faxed to AT&T. Pursuant to ARSD 20:10:01:09, the company was notified that it must satisfy the complaint or file an answer in writing with the Commission by August 14, 2000. On August 14, 2000, AT&T filed a Motion to Join Local Exchange Carrier Qwest Corporation (Qwest), formerly known as U S WEST Communications, Inc. as a party.

At its regularly scheduled meeting of September 13, 2000, the Commission considered this matter. Qwest stated that it objected to being added as a party.

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.

The Commission voted to grant AT&T's Motion to Join Local Exchange Carrier Qwest Corporation as a party. It is therefore

ORDERED, that Qwest shall be added as a party in the above captioned matter, and that the complaint shall be forwarded to Qwest and Qwest shall file with the Commission its answer in writing within twenty (20) days of service of this order.

Dated at Pierre, South Dakota, this 19th day of September, 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 Kaelin</u>
Date: <u>9/20/00</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