

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

<b>IN THE MATTER OF THE COMPLAINT FILED )</b>	<b>ORDER CANCELLING</b>
<b>BY EARL M. BRIGGS, RAPID CITY, SOUTH )</b>	<b>HEARING</b>
<b>DAKOTA, AGAINST STARLINK )</b>	
<b>COMMUNICATIONS, LLC REGARDING )</b>	<b>CT00-091</b>
<b>UNAUTHORIZED BILLING OF SERVICES )</b>	

On July 27, 2000, the Public Utilities Commission (Commission) received a complaint filed by Earl M. Briggs, Rapid City, South Dakota (Complainant), against Starlink Communications, LLC (Starlink) regarding unauthorized billing of services.

On July 27, 2000, the complaint was faxed to Starlink. Pursuant to ARSD 20:10:01:09, Starlink was notified that it must satisfy the complaint or file an answer in writing with the Commission by August 16, 2000. The Commission has not received an answer from Starlink 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 October 30, 2000, a hearing was scheduled for December 12, 2000, beginning at 9:00 A.M., in Room 412 of the State Capitol Building, 500 E. Capitol, Pierre, South Dakota. Commission Staff has now been informed that settlement has been reached in this matter, so therefore the hearing is cancelled. It is therefore

ORDERED, that the hearing scheduled for December 12, 2000, is cancelled.

Dated at Pierre, South Dakota, this 8<sup>th</sup> day of December, 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: <u>Mildred Kaelbo</u>
Date: <u>12/8/00</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