

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

IN THE MATTER OF THE COMPLAINT FILED))	ORDER DISMISSING
BY LELAND R. AND CORALIE V. BUSH,))	COMPLAINT AND CLOSING
SIoux FALLS, SOUTH DAKOTA, AGAINST))	DOCKET
SPRINT COMMUNICATIONS COMPANY L.P.))	
REGARDING UNAUTHORIZED SWITCHING OF))	CT00-038
SERVICES))	

On February 15, 2000, the Public Utilities Commission (Commission) received a complaint filed by Leland R. and Coralie V. Bush, Sioux Falls, South Dakota (Complainant), against Sprint Communications Company L.P. (Sprint) regarding alleged unauthorized switching of services. Complainants request that appropriate fines and penalties be imposed.

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. Probable cause has not been determined and was scheduled for determination at the March 14, 2000, meeting of the Commission.

On March 10, 2000, the Commission Staff received notice that there had been a resolution of the matter and that the case should be considered closed. Andrew Jones, a representative of Sprint, appeared via teleconference.

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.

On March 14, 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 20th day of March, 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: Melanie Kaelbo

Date: 3/21/00

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner