

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

IN THE MATTER OF THE COMPLAINT FILED)	ORDER DISMISSING
BY ANNA MARIE KNOPF, SIOUX FALLS,)	COMPLAINT AND CLOSING
SOUTH DAKOTA, AGAINST MIDCO)	DOCKET
COMMUNICATIONS, INC. D/B/A)	
MIDCONTINENT COMMUNICATIONS, INC.)	CT00-061
REGARDING UNAUTHORIZED SWITCHING OF)	
SERVICES)	

On April 14, 2000, the Public Utilities Commission (Commission) received a complaint filed by Anna Marie Knopf, Sioux Falls, South Dakota (Complainant), against Midco Communications, Inc. d/b/a Midcontinent Communications, Inc. (Midco) regarding unauthorized switching of services.

On April 17, 2000, the complaint was faxed to Midco. Pursuant to ARSD 20:10:01:09, Midco was notified that it must satisfy the complaint or file an answer in writing with the Commission by May 8, 2000. On May 1, 2000, the Commission received a response to complaint from Midco. A hearing in this matter was scheduled for July 12, 2000. By order dated July 11, 2000, the hearing was cancelled as Commission Staff received word from the Complainant stating that the complaint against Midco had been resolved.

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 July 20, 2000, at a regularly scheduled meeting, the Commission considered this matter. Upon recommendation of Commission Staff, the Commission voted unanimously 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 21st day of July, 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: *Debra Kelle*

Date: 7/24/00

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Pam Nelson
PAM NELSON, Vice Chair

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner