

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

IN THE MATTER OF THE COMPLAINT FILED) BY DONALD E. LIPP, BOX ELDER, SOUTH) DAKOTA, AGAINST WEBNET) COMMUNICATIONS, INC. REGARDING) UNAUTHORIZED SWITCHING OF SERVICES)	ORDER CANCELLING HEARING CT01-017
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On April 30, 2001, the Public Utilities Commission (Commission) received a complaint filed by Donald E. Lipp, Box Elder, South Dakota (Complainant), against WebNet Communications, Inc. (WebNet) regarding unauthorized switching of services.

On April 30, 2001, the complaint was faxed to WebNet. Pursuant to ARSD 20:10:01:09, WebNet was notified that it must satisfy the complaint or file an answer in writing with the Commission by May 21, 2001. The Commission has not received an answer from WebNet 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 May 31, 2001, a hearing was scheduled for June 19, 2001, in Room 412 of the State Capitol Building, 500 E. Capitol, Pierre, South Dakota, immediately following the hearing for Docket CT01-016, which was scheduled to begin at 8:30 A.M. Commission Staff has been informed that there is a scheduling conflict, so therefore the hearing is cancelled. It is therefore

ORDERED, that the hearing scheduled for June 19, 2001, is cancelled and a new hearing shall be set at a later time.

Dated at Pierre, South Dakota, this 15th day of June, 2001.

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><i>Delaine Kalbs</i></u>
Date: <u>6/15/01</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman
Pam Nelson
PAM NELSON, Commissioner