

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

<b>IN THE MATTER OF THE COMPLAINT FILED</b>	)	<b>ORDER DISMISSING</b>
<b>BY LILLIAN R. LEHI, HURON, SOUTH</b>	)	<b>COMPLAINT AND CLOSING</b>
<b>DAKOTA, AGAINST IDT AMERICA CORP. AND</b>	)	<b>DOCKET</b>
<b>WEBNET COMMUNICATIONS, INC.</b>	)	
<b>REGARDING UNAUTHORIZED SWITCHING OF</b>	)	<b>CT02-006</b>
<b>SERVICES</b>	)	

On February 19, 2002, the Public Utilities Commission (Commission) received a complaint filed by Lillian R. Lehi, Huron, South Dakota (Complainant), against IDT America Corp. (IDT) and WebNet Communications, Inc. (WebNet) regarding unauthorized switching of services.

On February 19, 2002, the complaint was faxed to IDT and WebNet. Pursuant to ARSD 20:10:01:09, IDT and WebNet were notified that they must satisfy the complaint or file answers in writing with the Commission by March 11, 2002. On March 5, 2002, the Commission received a letter response from WebNet. On March 13, 2002, the Commission received a letter response from IDT. Commission Staff was informed that settlement had been reached in this matter.

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 28, 2002, 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 4<sup>th</sup> day of April, 2002.

<p><b>CERTIFICATE OF SERVICE</b></p> <p>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.</p> <p>By: <u><i>Helaine Kalbo</i></u></p> <p>Date: <u><i>4/5/02</i></u></p> <p align="center">(OFFICIAL SEAL)</p>
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BY ORDER OF THE COMMISSION:

*James A. Burg*  
 JAMES A. BURG, Chairman

*Pam Nelson*  
 PAM NELSON, Commissioner

*Robert K. Sahr*  
 ROBERT K. SAHR, Commissioner