

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

IN THE MATTER OF THE COMPLAINT FILED ) BY SCOTT VANDER MEULEN, BROOKINGS, ) SOUTH DAKOTA, AGAINST AT&T ) COMMUNICATIONS OF THE MIDWEST, INC. ) REGARDING A BILLING DISPUTE )	ORDER DISMISSING COMPLAINT AND CLOSING DOCKET  CT02-011
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On April 15, 2002, the Public Utilities Commission (Commission) received a complaint filed by Scott Vander Meulen, Brookings, South Dakota (Complainant), against AT&T Communications of the Midwest, Inc. (AT&T) regarding a billing dispute.

On April 15, 2002, the complaint was faxed to AT&T. Pursuant to ARSD 20:10:01:09, AT&T was notified that it must satisfy the complaint or file an answer in writing with the Commission by May 6, 2002. On May 6, 2002, the Commission received an answer from AT&T. On July 16, 2002, the Commission received a Release and Settlement Agreement from AT&T.

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 August 15, 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 30<sup>th</sup> day of August, 2002.

<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>Tina Dwyer</u>
Date: <u>8-30-02</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg  
JAMES A. BURG, Chairman

Pam Nelson  
PAM NELSON, Commissioner

Robert K. Sahr  
ROBERT K. SAHR, Commissioner

John Smith  
by John Smith