

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

IN THE MATTER OF THE COMPLAINT FILED ) BY CHRIS WOLF ON BEHALF OF BROWN ) CONSTRUCTION, NORTH SIOUX CITY, ) SOUTH DAKOTA, SOUTH DAKOTA, AGAINST ) PRAIRIEWAVE TELECOMMUNICATIONS, INC. ) REGARDING A CONTRACT DISPUTE )	ORDER CANCELLING HEARING  CT03-007
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On March 10, 2003, the Public Utilities Commission (Commission) received a complaint filed by Chris Wolf on behalf of Brown Construction, North Sioux City, South Dakota (Complainant), against PrairieWave Telecommunications, Inc. (PrairieWave) regarding a contract dispute.

On March 17, 2003, the complaint was faxed to PrairieWave. Pursuant to ARSD 20:10:01:09, PrairieWave was notified that it must satisfy the complaint or file an answer in writing with the Commission by April 7, 2003. On July 7, 2003, the Commission received an answer from PrairieWave.

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 August 22, 2003, a hearing was scheduled for October 24, 2003, beginning at 1:00 P.M., at Ronning Library, 3100 East 49th Street, Sioux Falls, South Dakota. Commission Staff has been informed that there is a scheduling conflict on that date, so therefore the hearing is cancelled and will be rescheduled at a later date. It is therefore

ORDERED, that the hearing scheduled for October 24, 2003, is cancelled and will be rescheduled at a later date.

Dated at Pierre, South Dakota, this 17<sup>th</sup> day of October, 2003.

<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><i>Rebecca Kalkbrenner</i></u>	
Date: <u>10/17/03</u>	
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

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

*Gary Hanson*  
GARY HANSON, Commissioner

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