BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE COMPLAINT FILED BY ELDON LINDQUIST ON BEHALF OF PIERRE RADIO PAGING & TELEPHONE, PIERRE, SOUTH DAKOTA, AGAINST QWEST CORPORATION REGARDING A BILLING DISPUTE	))))))	**ORDER DISMISSING COMPLAINT AND CLOSING DOCKET** **CT05-003**

On April 14, 2005, the Public Utilities Commission (Commission) received a complaint filed by Eldon Lindquist on behalf of Pierre Radio Paging & Telephone, Pierre, South Dakota (Complainant), against Qwest Corporation (Qwest) regarding a billing dispute.

On April 14, 2005, the complaint was faxed to Qwest. Pursuant to ARSD 20:10:01:09, Qwest was notified that it must satisfy the complaint or file an answer in writing with the Commission by May 4, 2005. On May 3, 2005, the Commission received an Answer to this complaint and a Motion to Dismiss all Claims Prior to April 14, 1999, from Qwest. On October 26, 2005, the Commission received a Joint Motion to Dismiss Complaint and Close Docket signed by both parties.

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 November 1, 2005, 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 2nd day of November, 2005.

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: Delaine Kolbo

Date: 11/7/05

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

GARY HANSON, Chairman

ROBERT K. SAHR, Commissioner

DUSTIN M. JOHNSON, Commissioner