

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

<b>IN THE MATTER OF THE PETITION OF U S )</b>	<b>ORDER CANCELLING</b>
<b>WEST COMMUNICATIONS, INC. TO )</b>	<b>HEARING</b>
<b>RECLASSIFY U S WEST'S DIRECTORY )</b>	
<b>ASSISTANCE SERVICE )</b>	<b>TC99-098</b>

On September 22, 1999, U S WEST Communications, Inc. (U S WEST) filed with the Public Utilities Commission (Commission) a Petition to Reclassify U S WEST's Directory Assistance Service. In its petition, U S WEST requests that directory assistance and related services be reclassified from noncompetitive services to fully competitive services. Pursuant to SDCL 49-31-3.2, when determining how a telecommunications service is to be classified, the Commission shall consider the following:

- (1) The number and size of alternative providers of the service and the affiliation to other providers;
- (2) The extent to which services are available from alternative providers in the relevant market;
- (3) The ability of alternative providers to make functionally equivalent or substitute services readily available at competitive rates, terms, and conditions of service;
- (4) The market share, the ability of the market to hold prices close to the cost, and other economic measures of market power; and
- (5) The impact on universal service.

The Commission has jurisdiction over this matter pursuant to SDCL 49-31-3.2 and 49-31-3.4. Pursuant to SDCL 49-31-3.4, in any proceeding to reclassify a telecommunications service, the person initiating the petition has the burden of proving that the existing classification is inappropriate.

By order dated October 4, 1999, a hearing was scheduled for 9:00 a.m., on November 23, 1999, in Room 412, State Capitol Building, 500 East Capitol, Pierre, South Dakota. U S WEST and Commission Staff entered into a Stipulation and Settlement Agreement in this matter and the Agreement was approved by the Commission on November 19, 1999, so therefore the hearing is cancelled. It is therefore

ORDERED, that the hearing scheduled for November 23, 1999, is cancelled.

Dated at Pierre, South Dakota, this 19<sup>th</sup> day of November, 1999.

**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 Kelbo*

Date: 11/19/99

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

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

*Pam Nelson*  
PAM NELSON, Commissioner

*Laska Schoenfelder*  
LASKA SCHOENFELDER, Commissioner