

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

IN THE MATTER OF THE COMPLAINT)
FILED BY JEROME JACOBS, PIERRE,)
SOUTH DAKOTA, AGAINST U S WEST)
COMMUNICATIONS, INC. REGARDING)
HAVING AN EXTRA LINE INSTALLED)

**ORDER DISMISSING
COMPLAINT AND CLOSING
DOCKET**

TC97-200

On December 24, 1997, the Public Utilities Commission (Commission) received a complaint from Jerome Jacobs, Pierre, South Dakota, against U S West Communications, Inc. (U S West) regarding having an extra line installed. Mr. Jacobs states that "he would like to have an extra line for present and future development. U S WEST said that I would have to pay for this line and service at a very high cost." Mr. Jacobs is requesting that U S WEST pay for this installation.

Pursuant to ARSD 20:10:01:08.01 and 20:10:01:09, if a complaint cannot be settled without formal action, the Commission shall determine if the complaint shows probable cause of an unlawful or unreasonable act, rate, practice or omission to go forward with the complaint.

On December 30, 1997, at its duly noticed meeting, the Commission deferred the complaint. On April 22, 1998, the matter was again deferred. At its regularly scheduled July 23, 1998, meeting, the matter was again deferred as Commission Staff was unable to contact Mr. Jacobs to confirm that this matter had been satisfactorily resolved. Commission Staff sent Mr. Jacobs a certified letter on August 5, 1998, requesting his confirmation that the matter had been satisfactorily resolved. Mr. Jacobs never responded to the letter. On August 18, 1998, at the Commission's regularly scheduled meeting, U S WEST's representative stated that it had installed the line requested by Mr. Jacobs. Commission Staff recommended dismissing the complaint and closing the docket.

The Commission has jurisdiction over this matter pursuant to SDCL 49-13-1, 49-13-4, 49-31-7, 49-31-7.1, and ARSD 20:10:01:07.01 and 20:10:01:08.01. The Commission unanimously voted to dismiss the complaint and to close the docket. It is therefore

ORDERED, that this complaint be dismissed and the docket closed.

Dated at Pierre, South Dakota, this 25th day of August, 1998.

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 Kalbs*

Date: 8/26/98

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner