

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

**IN THE MATTER OF DELTEL, INC. D/B/A )  
AUCTIONFON'S FAILURE TO SUBMIT A )  
REPORT AND PAY THE GROSS RECEIPTS )  
TAX )**

**ORDER REINSTATING  
CERTIFICATE OF  
AUTHORITY  
TC07-134**

DeITel, Inc. d/b/a AuctionFON (DeITel) was ordered to appear on February 26, 2008, at 9:30 a.m. in the Cactus Conference Room, State Capitol Building, 500 East Capitol, Pierre, South Dakota, to show cause why action should not be taken against Deltel for failure to comply with SDCL Chapter 49-1A.

The issue at the hearing was whether the Commission should suspend or revoke DeITel's Certificate of Authority; assess a civil fine against DeITel; institute collection proceedings against DeITel for failure to pay gross receipts tax; and/or proceed under SDCL 49-31-38.2 or 49-31-38.3 to stop DeITel from transacting any future business in South Dakota; or take any other enforcement actions against DeITel allowed by law. The Certificate of Authority for DeITel was revoked at that hearing.

The hearing was held pursuant to the Commission's jurisdiction over telecommunications companies found at SDCL Chapters 1-26, 49-1, 49-1A, and 49-31, specifically, 49-1-11(4), 49-1A-3, 49-1A-4, 49-1A-5, 49-1A-6, 49-31-3, and ARSD 20:10:01:45.

At its meeting of May 20, 2008, the Commission considered this matter. Commission Staff informed the Commission that DeITel had paid its gross receipts tax and its Certificate of Authority should be reinstated. It is therefore

ORDERD that DeITel's Certificate of Authority is hereby reinstated.

Dated at Pierre, South Dakota, this 29<sup>th</sup> day of May, 2008.

<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>Delaine Kolbo</i></u>
Date: <u><i>5/29/08</i></u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

*Gary Hanson*  
GARY HANSON, Chairman

*Steve Kolbeck*  
STEVE KOLBECK, Commissioner

*Dustin M. Johnson*  
DUSTIN M. JOHNSON, Commissioner