

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

IN THE MATTER OF THE COMPLAINT FILED )	ORDER CANCELLING
BY JERRY R. OURADA, SIOUX FALLS, )	HEARING
SOUTH DAKOTA, AGAINST WORLDCOM )	
REGARDING UNAUTHORIZED SWITCHING OF )	CT01-005
SERVICES )	
IN THE MATTER OF THE COMPLAINT FILED )	
BY JOHN P. DONAHOE, SIOUX FALLS, )	
SOUTH DAKOTA, AGAINST WORLDCOM )	CT01-006
REGARDING UNAUTHORIZED SWITCHING OF )	
SERVICES )	

On February 5, 2001, the Public Utilities Commission (Commission) received a complaint filed by Jerry R. Ourada, Sioux Falls, South Dakota (Complainant), against WorldCom (WorldCom) regarding unauthorized switching of services.

On February 6, 2001, the complaint was faxed to WorldCom. Pursuant to ARSD 20:10:01:09, WorldCom was notified that it must satisfy the complaint or file an answer in writing with the Commission by February 26, 2001.

On February 7, 2001, the Public Utilities Commission (Commission) received a complaint filed by John P. Donahoe, Sioux Falls, South Dakota (Complainant), against WorldCom (WorldCom) regarding unauthorized switching of services.

On February 7, 2001, the complaint was faxed to WorldCom. Pursuant to ARSD 20:10:01:09, WorldCom was notified that it must satisfy the complaint or file an answer in writing with the Commission by February 27, 2001.

On February 26, 2001, the Commission received answers in the above referenced complaints and a motion to consolidate Dockets CT01-005 and CT01-006 from WorldCom. On March 6, 2001, at a duly noticed meeting, the Commission voted unanimously to consolidate Dockets CT01-005 and CT01-006 for purposes of the hearing.

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 March 9, 2001, a hearing was scheduled for March 22, 2001, in Room 412 of the State Capitol Building, 500 E. Capitol, Pierre, South Dakota. Commission Staff has now been informed that settlement had been reached in these matters, so therefore the hearing is cancelled. It is therefore

ORDERED, that the hearing scheduled for March 22, 2001, is cancelled.

Dated at Pierre, South Dakota, this 22<sup>nd</sup> day of March, 2001.

**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: *Alvin Kels*

Date: 3/22/01

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

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

*Pam Nelson*  
PAM NELSON, Commissioner