



consider all evidence and testimony that was presented at the hearing. The Commission will then enter Findings of Fact, Conclusions of Law, and a Final Decision regarding this matter. As a result of the hearing, the Commission shall determine (1) whether U S WEST and/or FirsTel committed an unlawful or unreasonable act, rate, practice, or omission in providing or failing to provide services to Basec.Net and, if so, what relief would be appropriate; (2) whether Basec.Net is liable to U S WEST for payment for services provided by U S WEST; and (3) whether FirsTel is entitled to complete indemnity against U S WEST or, alternatively, a determination of proper contribution. The Commission's Final Decision may be appealed by the parties to the state Circuit Court and the state Supreme Court as provided by law. It is therefore

ORDERED that a hearing shall be held at the time and place specified above on the issues of (1) whether U S WEST and/or FirsTel committed an unlawful or unreasonable act, rate, practice or omission in providing or failing to provide services to Basec.Net and, if so, what relief would be appropriate; (2) whether Basec.Net is liable to U S WEST for payment for services provided by U S WEST; and (3) whether FirsTel is entitled to complete indemnity against U S WEST or, alternatively, a determination of proper contribution.

Pursuant to the Americans with Disabilities Act, this hearing is being held in a physically accessible location. Please contact the Public Utilities Commission at 1-800-332-1782 at least 48 hours prior to the hearing if you have special needs so arrangements can be made to accommodate you.

Dated at Pierre, South Dakota, this 25th day of January, 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: \_\_\_\_\_

Date: \_\_\_\_\_

(OFFICIAL SEAL)

**BY ORDER OF THE COMMISSION:**

Commissioners Burg, Nelson and  
Schoenfelder

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WILLIAM BULLARD, JR.  
Executive Director