

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

IN THE MATTER OF NORTH SHORE ) MARKETING'S FAILURE TO REGISTER AS A ) TELEMARKETER AND THE SOLICITATIONS IT ) MADE TO THOSE REGISTERED ON THE DO ) NOT CALL REGISTRY ) ) )	)	ORDER GRANTING MOTION TO DISMISS  TC07-013
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On February 21, 2007, the Commission Staff (Staff) filed a Motion for Order to Show Cause (Motion) against North Shore Marketing alleging that North Shore Marketing failed to register as a telemarketer in South Dakota and had engaged in telephone solicitations in violation of the state's Do Not Call statutes and rules, SDCL 49-31-99 through 49-31-108 and ARSD Chapter 20:10:35. On March 13, 2007, the Commission heard Staff's Motion and an Order for and Notice of Show Cause Hearing was issued on March 27, 2007.

At its February 12, 2008, meeting, the Commission considered Commission Staff's Motion to Dismiss. The Commission voted unanimously to grant the Motion to Dismiss.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 1-26, specifically, 1-26-18, SDCL 15-6-12(b) and 15-6-56, SDCL Chapter 49-31, specifically 49-31-7.1, 49-31-99 through 49-31-108, and ARSD Chapters 20:10:01 and 20:10:35. It is therefore

ORDERED, that the Motion to Dismiss is hereby granted.

Dated at Pierre, South Dakota, this 27<sup>th</sup> day of February, 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, electronically.
By: <u><i>Amisa Gendron</i></u>
Date: <u>2/27/08</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

*Gary Hanson*  
GARY HANSON, Chairman

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

*Steve Kolbeck*  
STEVE KOLBECK, Commissioner