

Service Date: December 31, 1991

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

* * * * *

| | | |
|-----------------------------------|---|--------------------|
| IN THE MATTER OF THE COMPLAINT OF |) | |
| IXL Group, |) | UTILITY DIVISION |
| |) | |
| Complainant, |) | |
| |) | |
| -vs- |) | DOCKET NO. 88.6.19 |
| |) | |
| Mountain Bell, |) | |
| |) | ORDER NO. 5591 |
| Defendant. |) | |

FINAL ORDER CLOSING DOCKET

FINDINGS

On June 24, 1988 IXL Group of Denver, Colorado (Complainant) filed a Complaint against U.S. West Communications (USWC) with the Montana Public Service Commission (Commission). USWC filed its Answer on August 8, 1988.

The records of the Commission do not show any activity on this case since August of 1988. On August 2, 1991 the parties were informed that if no motion or comments were filed by August 23, 1991, the docket could be closed without further action.

CONCLUSIONS OF LAW

USWC is a public utility offering regulated telecommunications service in Montana. § 69-3-101, MCA. The Commission has the authority to supervise, regulate and control public utilities. § 69-3-102, MCA.

The Commission has the authority to proceed and make such investigation deemed appropriate upon a complaint made against any public utility. § 69-3-321, MCA.

The PSC has provided adequate public notice and opportunity to be heard herein. Montana Administrative Procedure Act.

ORDER

IT IS HEREBY ORDERED based upon the above Findings and the lack of prosecution by the parties, that the Complaint herein be dismissed. This docket is closed.

Done and Dated this 16th day of December, 1991 by a vote of 5 - 0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

HOWARD L. ELLIS, Chairman

DANNY OBERG, Vice Chairman

BOB ANDERSON, Commissioner

JOHN B. DRISCOLL, Commissioner

WALLACE W. "WALLY" MERCER, Commissioner

ATTEST:

Ann Peck
Commission Secretary

(SEAL)

NOTE: Any interested party may request that the Commission reconsider this decision. A motion to reconsider must be filed within ten (10) days. See ARM 38.2.4806.