

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Complaint of)	
ANDREW MACKIN,)	
Complainant)	<u>DOCKET NO. 00-049-02</u>
vs.)	
MOUNTAIN STATES TELEPHONE AND)	<u>REPORT AND ORDER</u>
TELEGRAPH COMPANY, dba U.S.)	
WEST COMMUNICATIONS,)	
Respondent)	

ISSUED: March 30, 2000

SYNOPSIS

Complainant having failed to appear at the hearing in this matter, he is in default and the Commission dismissed the matter.

Appearances:

Jill Pohlman	For	MOUNTAIN STATES TELEPHONE AND TELEGRAPH COMPANY, dba U.S. WEST COMMUNICATIONS
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By the Commission:

PROCEDURAL HISTORY

Pursuant to notice duly served, the above-captioned matter came on regularly for hearing the twenty-first day of March, 2000, at 10:00 a.m., before A. Robert Thurman, Administrative Law Judge, at the Commission offices, Heber Wells Office Building. Complainant failed to appear at said hearing, and his default was duly entered. Respondent made a motion to dismiss, based on Complainant's default and failure to prosecute, which the Administrative Law Judge granted conditional upon Commission confirmation. Accordingly, the Administrative Law Judge enters the following recommended ORDER

WHEREFORE, IT IS HEREBY ORDERED that:

the complaint of ANDREW MACKIN against MOUNTAIN STATES TELEPHONE AND TELEGRAPH COMPANY, dba U.S. WEST COMMUNICATIONS, be, and the same hereby is, dismissed.

If ANDREW MACKIN wishes to proceed further, ANDREW MACKIN may file a written petition for review within 20 days of the date of this Order. Failure so to do will forfeit the right to appeal to the Utah Supreme Court.

DATED at Salt Lake City, Utah, this 30th day of March, 2000.

/s/ A. Robert Thurman, Administrative Law Judge

Approved and Confirmed this 30th day of March, 2000, as the Report and Order of the Public Service Commission of Utah.

/s/ Stephen F. Mecham, Chairman

/s/ Constance B. White, Commissioner

/s/ Clark D. Jones, Commissioner

Attest:

/s/ Julie Orchard, Commission Secretary