

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the complaint of)	
JOHN H. STENGER against MCI WORLDCOM)	
COMMUNICATIONS, INC., and SAGE)	Case No. U-13737
TELECOM, INC.)	
_____)	

At the August 18, 2003 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. J. Peter Lark, Chair
Hon. Robert B. Nelson, Commissioner
Hon. Laura Chappelle, Commissioner

ORDER

On March 17, 2003, John H. Stenger filed a complaint against MCI WorldCom Communications, Inc., (MCI) and Sage Telecom, Inc., (Sage) alleging an unauthorized switch of service providers. On April 22, 2003, Sage filed an answer to the complaint. On April 28, 2003, the complainant filed a request to withdraw the complaint with prejudice. On April 30, 2003, MCI indicated that, in light of the withdrawal of the complaint, MCI would not file an answer.

The Commission FINDS that:

- a. Jurisdiction is pursuant to 1991 PA 179, as amended, MCL 484.2101 et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; and the Commission's Rules of Practice and Procedure, as amended, 1999 AC, R 460.17101 et seq.
- b. The complaint should be dismissed with prejudice.

THEREFORE, IT IS ORDERED that the complaint of John H. Stenger against MCI WorldCom Communications, Inc., and Sage Telecom, Inc., is dismissed with prejudice.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, pursuant to MCL 462.26.

MICHIGAN PUBLIC SERVICE COMMISSION

/s/ J. Peter Lark

Chair

(S E A L)

/s/ Robert B. Nelson

Commissioner

/s/ Laura Chappelle

Commissioner

By its action of August 18, 2003.

/s/ Robert W. Kehres

Its Acting Executive Secretary

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MICHIGAN PUBLIC SERVICE COMMISSION

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Suggested Minute:

“Adopt and issue order dated August 18, 2003 dismissing with prejudice the complaint of John H. Stenger against MCI WorldCom Communications, Inc., and Sage Telecom, Inc., as set forth in the order.”