

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the complaint of)	
CYBX INTERNATIONAL, INC. , against)	
SBC AMERITECH MICHIGAN for violations)	Case No. U-13775
of the Michigan Telecommunications Act.)	
_____)	

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 April 24, 2003, Cybx International, Inc., filed a complaint against SBC Ameritech Michigan for violations of the Michigan Telecommunications Act. On July 24, 2003, the Commission received the complainant's request to withdraw the complaint with prejudice.

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, 1992 AACS, R 460.17101 et seq.
- b. The complaint should be dismissed with prejudice.

THEREFORE, IT IS ORDERED that the complaint of Cybx International, Inc., against SBC Ameritech Michigan 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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By its action of August 18, 2003.

Its Acting Executive Secretary

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Suggested Minute:

“Adopt and issue order dated August 18, 2003 dismissing with prejudice the complaint of Cybx International, Inc., against SBC Ameritech Michigan, as set forth in the order.”