

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

<p>IN RE:</p> <p>OFFICE OF CONSUMER ADVOCATE,</p> <p style="padding-left: 100px;">Complainant,</p> <p style="padding-left: 100px;">vs.</p> <p>SHARENET COMMUNICATIONS COMPANY,</p> <p style="padding-left: 100px;">Respondent.</p>	<p style="text-align:center">DOCKET NO. FCU-05-23</p>
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ORDER CANCELLING PROCEDURAL SCHEDULE AND CLOSING DOCKET

(Issued June 21, 2005)

On March 14, 2005, Ms. Charlene and Mr. Robert Rhoades (Rhoades) submitted a complaint to the Utilities Board (Board) disputing charges on their local telephone bill in the amount of \$44.82 billed on behalf of the Sharenet Communications Company (Sharenet) for a collect call from Orange, California. On March 31, 2005, Board staff issued a proposed resolution concluding that no cramming had occurred.

On April 13, 2005, the Consumer Advocate Division of the Department of Justice (Consumer Advocate) petitioned the Board to commence a formal proceeding to consider a civil penalty for a cramming violation. On May 2, 2005, Sharenet filed a motion to dismiss and response to the Consumer Advocate's petition. On May 9,

2005, the Consumer Advocate filed a reply memorandum to Sharenet's motion and response.

On May 25, 2005, the Board issued an order concluding there were reasonable grounds for further investigation, granting the Consumer Advocate's petition, denying Sharenet's motion to dismiss, docketing the case for formal proceeding, and assigning it to the undersigned administrative law judge. On June 1, 2005, the undersigned issued an order establishing a procedural schedule and setting August 9, 2005, as the date for hearing.

On June 3, 2005, the Consumer Advocate filed a withdrawal of its petition. No objections to the withdrawal have been filed. There does not appear to be any reason to continue this docket.

IT IS THEREFORE ORDERED:

1. The procedural schedule and hearing set for Tuesday, August 9, 2005, are hereby cancelled and this docket is closed.
2. The undersigned has not considered the arguments of the parties and makes no ruling on them by the issuance of this order.

UTILITIES BOARD

/s/ Amy L. Christensen
Amy L. Christensen
Administrative Law Judge

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

Dated at Des Moines, Iowa, this 21st day of June, 2005.