

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

<p>IN RE:</p> <p>OFFICE OF CONSUMER ADVOCATE,</p> <p style="padding-left: 40px;">Complainant,</p> <p style="text-align:center">vs.</p> <p>ENHANCED VOICE MAIL, INC.,</p> <p style="padding-left: 40px;">Respondent.</p>	<p style="text-align:center">DOCKET NO. C-06-267</p>
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**ORDER APPROVING SETTLEMENT AGREEMENT AND
ASSESSING CIVIL PENALTY**

(Issued March 5, 2007)

On February 9, 2007, the Consumer Advocate Division of the Department of Justice (Consumer Advocate) filed with the Utilities Board (Board) a petition for a proceeding to consider a civil penalty for an alleged cramming violation committed by Enhanced Voice Mail, Inc. (Enhanced Voice Mail). Consumer Advocate asserts Enhanced Voice Mail placed unauthorized charges on a consumer's local telephone bill in violation of Iowa's law against cramming, Iowa Code § 476.103. The proceeding was identified as C-06-267.

On February 28, 2007, Consumer Advocate and Enhanced Voice Mail submitted a joint motion for approval of the settlement agreement contained in the motion. The settlement agreement addresses all issues in the docket and includes a

monetary penalty in the amount of \$500. The Board received payment from Enhanced Voice Mail in the amount of \$500 on February 28, 2007.

The Board has reviewed the settlement agreement and will approve it. The settlement agreement is reasonable in light of the record, conforms with all applicable statutes and rules, and is in the public interest. 199 IAC 7.18.

IT IS THEREFORE ORDERED:

1. The "Joint Motion for Approval of Settlement Agreement" filed in this docket on February 28, 2007, is approved.

2. Pursuant to Iowa Code § 476.103 and the "Settlement Agreement" filed February 28, 2007, Enhanced Voice Mail, Inc., is assessed, and has paid, a civil penalty in the amount of \$500.

UTILITIES BOARD

/s/ John R. Norris

/s/ Curtis W. Stamp

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

Dated at Des Moines, Iowa, this 5th day of March, 2007.