

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Tommie Lee Jackson (P59982), Johnette Owens,
Frank Jackson, Poretha Jackson, and Maurice
Jackson,

Complainants,

vs.

MCI WorldCom Communications, Inc.,

Defendant.

Case 04-08-033
(Filed August 25, 2004)

**ADMINISTRATIVE LAW JUDGE'S RULING
REGARDING THE INSTRUCTIONS TO ANSWER**

Decision (D.) 04-07-005, which the Commission adopted on July 8, 2004, in *Rudder et al. v. MCI*, Case 04-02-024, dismisses that complaint for failure to state a claim under Public Utilities Code Section 1702, the statute defining the general scope of the Commission's subject matter jurisdiction over complaints. The allegations in the complaint filed by Tommie Lee Jackson (Jackson) parallel those of the *Rudder* complaint to a large degree and to the extent that they are materially indistinguishable, application of the law articulated in *Rudder* will require that this complaint be dismissed as well.

In addition to the *Rudder* allegations, Jackson's complaint raises unique issues. This ruling directs MCI Worldcom Communications, Inc. (MCI) to address those unique issues, particularly the following portion of the second full paragraph of part F.1 of the form complaint:

[T]hen it was the overcharging, with the bill the utility's co. sent to my family was outrageous & very offensive [sic].

IT IS RULED that MCI WorldCom Communications, Inc.'s answer shall address, with particularity, the portion of part F.1 of the complaint quoted above.

Dated September 3, 2004, at San Francisco, California.

/s/ JEAN VIETH

Jean Vieth
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Regarding the Instructions to Answer on all parties of record in this proceeding or their attorneys of record.

Dated September 3, 2004, at San Francisco, California.

/s/ FANNIE SID

Fannie Sid

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.